



2015 SENATE BILL 21

February 3, 2015 – Introduced by JOINT COMMITTEE ON FINANCE, by request of Governor Scott Walker. Referred to Joint Committee on Finance.

1 **AN ACT relating to:** state finances and appropriations, constituting the
2 executive budget act of the 2015 legislature.

Analysis by the Legislative Reference Bureau

INTRODUCTION

This bill is the “executive budget bill” under section 16.47 (1) of the statutes. It contains the governor’s recommendations for appropriations for the 2015–2017 fiscal biennium.

The bill repeals and recreates the appropriation schedule in chapter 20 of the statutes, thereby setting the appropriation levels for the 2015–2017 fiscal biennium. The descriptions that follow relate to the most significant changes in the law that are proposed in the bill. In most cases, changes in the amounts of existing spending authority and changes in the amounts of bonding authority under existing bonding programs are not discussed.

For additional information concerning this bill, see the Department of Administration’s publication *Budget in Brief* and the executive budget books, the Legislative Fiscal Bureau’s summary document, and the Legislative Reference Bureau’s drafting files, which contain separate drafts on each policy item. In most cases, the policy item drafts contain a more detailed analysis than is printed with this bill.

GUIDE TO THE BILL

As is the case for all other bills, the sections of the budget bill that affect statutes are organized in ascending numerical order of the statutes affected.

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Treatments of prior session laws (styled “laws of [year], chapter ...” from 1848 to 1981, and “[year] Wisconsin Act ...” beginning with 1983) are displayed next by year of original enactment and by act number.

The remaining sections of the budget bill are organized by type of provision and, within each type, alphabetically by state agency. The first two digits of the four-digit section number indicate the type of provision:

- 91XX Nonstatutory provisions.**
- 92XX Fiscal changes.**
- 93XX Initial applicability.**
- 94XX Effective dates.**

The remaining two digits indicate the state agency or subject area to which the provision relates:

- XX01 Administration.**
- XX02 Agriculture, Trade and Consumer Protection.**
- XX03 Arts Board.**
- XX04 Building Commission.**
- XX05 Child Abuse and Neglect Prevention Board.**
- XX06 Children and Families.**
- XX07 Circuit Courts.**
- XX08 Corrections.**
- XX09 Court of Appeals.**
- XX10 District Attorneys.**
- XX11 Educational Communications Board.**
- XX12 Employee Trust Funds.**
- XX13 Employment Relations Commission.**
- XX14 Financial Institutions.**
- XX15 Government Accountability Board.**
- XX16 Governor.**
- XX17 Health and Educational Facilities Authority.**
- XX18 Health Services.**
- XX19 Higher Educational Aids Board.**
- XX20 Historical Society.**
- XX21 Housing and Economic Development Authority.**
- XX22 Insurance.**
- XX23 Investment Board.**
- XX24 Joint Committee on Finance.**
- XX25 Judicial Commission.**
- XX26 Justice.**
- XX27 Legislature.**
- XX28 Lieutenant Governor.**
- XX29 Local Government.**
- XX30 Medical College of Wisconsin.**

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- XX31 Military Affairs.**
- XX32 Natural Resources.**
- XX33 Public Defender Board.**
- XX34 Public Instruction.**
- XX35 Public Lands, Board of Commissioners of.**
- XX36 Public Service Commission.**
- XX37 Revenue.**
- XX38 Safety and Professional Services.**
- XX39 Secretary of State.**
- XX40 State Employment Relations, Office of.**
- XX41 State Fair Park Board.**
- XX42 Supreme Court.**
- XX43 Technical College System.**
- XX44 Tourism.**
- XX45 Transportation.**
- XX46 Treasurer.**
- XX47 University of Wisconsin Hospitals and Clinics Authority.**
- XX48 University of Wisconsin System.**
- XX49 Veterans Affairs.**
- XX50 Wisconsin Economic Development Corporation.**
- XX51 Workforce Development.**
- XX52 Other.**

For example, for general nonstatutory provisions relating to the State Historical Society, see SECTION 9120. For any agency that is not assigned a two-digit identification number and that is attached to another agency, see the number of the latter agency. For any other agency not assigned a two-digit identification number or any provision that does not relate to the functions of a particular agency, see number “52” (**Other**) within each type of provision.

In order to facilitate amendment drafting and the enrolling process, separate section numbers and headings appear for each type of provision and for each state agency, even if there are no provisions included in that section number and heading. Section numbers and headings for which there are no provisions will be deleted in enrolling and will not appear in the published act.

Following is a list of the most commonly used abbreviations appearing in the analysis.

- DATCP . . . Department of Agriculture, Trade and Consumer Protection
- DCF Department of Children and Families
- DETF Department of Employee Trust Funds
- DFI Department of Financial Institutions
- DHS Department of Health Services
- DMA Department of Military Affairs
- DNR Department of Natural Resources
- DOA Department of Administration

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DOC	Department of Corrections
DOJ	Department of Justice
DOR	Department of Revenue
DOT	Department of Transportation
DPI	Department of Public Instruction
DSPS	Department of Safety and Professional Services
DVA	Department of Veterans Affairs
DWD	Department of Workforce Development
JCF	Joint Committee on Finance
OCI	Office of the Commissioner of Insurance
PSC	Public Service Commission
TCS	Technical College System
UW	University of Wisconsin
WEDC	Wisconsin Economic Development Corporation
WHEDA	Wisconsin Housing and Economic Development Authority
WHEFA	Wisconsin Health and Educational Facilities Authority

AGRICULTURE

Under current law, the Board of Agriculture, Trade and Consumer Protection (board) is the policy-making entity for DATCP. The board approves DATCP's rules and appoints high-level staff. This bill transfers this authority from the board to the secretary of agriculture, trade and consumer protection and changes the board to a council, which is an advisory body.

Under current law, DATCP administers the Soil and Water Resource Management Program, which awards grants to counties to help fund their land and water conservation activities. This bill increases the general obligation bonding authority for this program by \$7,000,000.

This bill creates a program under which DATCP provides grants to groups of farmers who assist other farmers within a watershed to conduct activities to reduce nonpoint source pollution. Nonpoint source pollution is water pollution from a diffuse source, such as runoff from fields.

This bill transfers \$1,000,000 from the agricultural chemical cleanup fund to the environmental fund each fiscal year of the 2015–17 biennium.

COMMERCE AND ECONOMIC DEVELOPMENT**HOUSING AND ECONOMIC DEVELOPMENT**

Under current law, WEDC is an authority, which is a public body corporate and politic, that has as its primary function the development, implementation, and administration of economic development programs in Wisconsin. Also under current law, WHEDA is an authority whose primary function is to establish and administer housing programs in Wisconsin, especially housing programs for persons and families of low and moderate income. Like WEDC, WHEDA is also tasked with developing, implementing, and administering economic development programs in the state.

Effective January 1, 2016, this bill eliminates WEDC and WHEDA and merges their functions into a new authority, created in the bill to be known as the Forward

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Wisconsin Development Authority (FWDA). FWDA is governed by a board consisting of 12 members employed in the private sector. All members are nominated by the governor, and with the advice and consent of the senate appointed, to serve staggered four-year terms. Under the bill, the governor nominates FWDA's chief executive officer, subject to board approval and the advice and consent of the senate. The chief executive officer serves at the governor's pleasure. The governor is also required to nominate a chief operating officer, whose appointment is also subject to board approval, but not senate advice and consent. The chief operating officer likewise serves at the governor's pleasure. The bill requires the governor to coordinate with the chief executive officer as if the chief executive officer were the secretary of a department in the executive branch of state government. The board may delegate to the chief executive officer and chief operating officer any powers and duties the board considers proper. Under the bill, FWDA is given all the powers necessary or convenient to carry out its duties, as well as specific powers to conduct its corporate business. FWDA's primary duties are to develop and implement economic development programs and housing programs and projects in Wisconsin.

ECONOMIC DEVELOPMENT

This bill requires FWDA to establish a regional revolving loan fund grant program, under which FWDA may make grants to organizations within multicounty regions for the purpose of creating regional loan funds.

This bill authorizes DOA to award up to a total of \$15,000,000 in grants to a city in Wisconsin for an economic development district that includes a community arts center and a mixed-use development. Before DOA awards any grant under the bill, the city must submit to DOA a financial plan for the economic development district that includes matching funds that equal all grant moneys requested and proof of other financing.

Under current law, angel investors may receive tax credits for certain investments in businesses certified by WEDC. WEDC may certify a business for purposes of the angel investment tax credit only if the business satisfies specific statutory requirements. This bill permits WEDC to waive one or more of those requirements based on standards approved by WEDC's board.

Under current law, WEDC administers an economic development program under which WEDC may designate areas within the state as "enterprise zones." WEDC may certify a business in an enterprise zone to receive certain tax benefits under certain circumstances. Under current law, WEDC may designate up to a total of 20 enterprise zones. This bill raises that cap to 30.

TOURISM

Under current law, the Kickapoo Reserve Management Board (KRMB) manages the Kickapoo Valley reserve on behalf of the Ho-Chunk Nation and the State of Wisconsin. Also under current law, the Lower Wisconsin State Riverway Board (LWSRB) administers a program to control land use and development along the riverway. Currently, the KRMB and the LWSRB are attached to the Department of Tourism for administrative purposes. This bill attaches the KRMB and the LWSRB to DNR.

SENATE BILL 21**BUSINESS ORGANIZATIONS AND FINANCIAL INSTITUTIONS**

This bill eliminates DFI, including its Division of Banking and Division of Securities, and transfers all of its functions to the Department of Financial Institutions and Professional Standards (DFIPS). The bill also transfers the Office of Credit Unions to DFIPS.

This bill allows DFIPS to require that any filing, including such filings as license applications, articles of incorporation, financing statements, trademark registrations, reports, and notices, be made electronically. However, a hardship exception allows DFIPS to waive an electronic filing requirement.

The bill also reduces an annual transfer of funds from DFIPS to the Office of the Secretary of State.

CORRECTIONAL SYSTEM**ADULT CORRECTIONAL SYSTEM**

Current law requires a person to complete a preservice training program approved by DOC before being permanently appointed as a correctional officer. This bill creates a Preservice Training Standards Board to certify persons as having met the standards that qualify them to be correctional officers.

Current law requires DOC to contract with two vendors, the Madison-area Urban Ministry, Inc., and Project Return to provide community reintegration services to former prisoners. The bill eliminates the requirement that DOC enter into a contract with those vendors.

JUVENILE CORRECTIONAL SYSTEM

Current law requires DOC to supervise the administration of juvenile delinquency-related services and to allocate to counties various state and federal moneys to pay for those services (commonly referred to as “youth aids”). In addition, current law defines “department,” for purposes of administration of the Juvenile Justice Code, to mean DOC.

This bill, effective on January 1, 2016, transfers from DOC to DCF the responsibility for allocating youth aids to counties and for supervising the administration of community-based juvenile delinquency-related services, which the bill defines as juvenile delinquency-related services other than juvenile correctional services provided for juveniles who are being held in a juvenile detention facility or who have been adjudged delinquent and placed in a juvenile correctional facility (JCF), the Serious Juvenile Offender Program, or on aftercare supervision under the supervision of DOC. In addition, the bill redefines “department,” for purposes of administration of the Juvenile Justice Code, to mean DCF, except with respect to juvenile correctional services provided by DOC.

Under current law, when a juvenile who has been adjudicated delinquent is placed under the supervision of DOC, DOC may place the juvenile on aftercare supervision, either immediately or following a period of placement in a JCF. Currently, aftercare supervision is provided either by DOC or by the county in which the juvenile was adjudicated delinquent or the county of the juvenile’s legal residence.

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Under current law, DOC also provides a corrective sanctions program, consisting of intensive surveillance and community-based treatment services, for juveniles who have been adjudicated delinquent, placed under the supervision of DOC, and selected by the Office of Juvenile Offender Review in DOC to participate in the program.

This bill, effective on July 1, 2017, or on the second day after publication of the 2017–19 biennial budget act, whichever is later, eliminates aftercare supervision provided by DOC and the corrective sanctions program. Instead, the bill requires DOC to purchase or provide community supervision services for juveniles who have been placed under the supervision of DOC. The bill permits DOC to purchase or provide for a juvenile who has been placed under community supervision: 1) surveillance based on the juvenile's level of risk and community safety considerations; 2) youth report center programming for times when the juvenile is not under immediate adult supervision; 3) contacts with the juvenile and the juvenile's family of a type, frequency, and duration that are commensurate with the juvenile's level of risk and treatment needs; 4) case management services; and 5) any other treatment or services that are needed to meet the needs of the juvenile.

Under current law relating to youth aids, DOC charges counties for the costs of services provided by DOC according to per person daily cost assessments specified in the statutes (daily rates). Under this bill, the daily rates are as follows:

1. For fiscal year 2015–16, the daily rate is \$279 for care in a Type 1 JCF, \$279 for care for juveniles transferred from a JCF, \$132 for corrective sanctions services, and \$48 for DOC aftercare services.

2. For fiscal year 2016–17, the daily rate is \$287 for care in a Type 1 JCF, \$287 for care for juveniles transferred from a JCF, \$127 for corrective sanctions services, and \$49 for DOC aftercare services.

COURTS AND PROCEDURE**DOMESTIC RELATIONS**

Under current law, if a person has been ordered to pay child or family support or maintenance, a portion of the person's income may be assigned, or set aside by the person's employer, to satisfy his or her support obligations. Under this bill, state income continuation insurance benefits and, if the person's occupation is law enforcement or fire fighting, duty disability benefits may be assigned.

This bill eliminates the usual filing fee for an action brought by the state or its delegate or commenced on behalf of the child by a guardian ad litem to determine child support and legal custody and physical placement of a child for whom paternity has been established by his or her parents' voluntary acknowledgement of paternity.

PUBLIC DEFENDER

Under current law, if a person qualifies for legal representation by the Office of the State Public Defender (SPD), the SPD either assigns an attorney employed by the office to represent the person or contracts with a private attorney to represent the person. If two potential SPD clients have conflicting interests, the SPD must contract with private attorneys to represent at least one of the potential clients.

The bill creates, within the SPD, a two-year pilot program to administer a conflicts office in Milwaukee County that will represent clients in Milwaukee,

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Waukesha, and Racine counties who would otherwise be represented by private attorneys due to a conflicting interest with the SPD.

Current law requires the SPD to enter into as many annual contracts as possible with private attorneys or firms to provide legal representation. This bill provides that late payments under such contracts do not accrue the 12 percent interest that certain other late payments do.

DISTRICT ATTORNEYS

Under current law, a judge may appoint a special prosecutor, or a district attorney may request a judge to appoint a special prosecutor, to perform the duties of the district attorney if certain circumstances exist such as: there is no district attorney, the district attorney is absent, or the district attorney is serving in the armed forces; the district attorney is related to the party to be tried or has determined that a conflict of interest exists; or the district attorney is physically unable to attend to his or her duties. This bill specifies that inability to attend to duties must be due to a health issue, and this bill requires the judge, or the requesting district attorney, to submit to DOJ an affidavit attesting to the existence of the circumstance that qualifies for the appointment of a special prosecutor. Under current law, the court fixes the amount of compensation for a special prosecutor based on the rates provided to private attorneys providing legal representation through a contract with the state public defender and DOA must pay that compensation. Under this bill, DOJ must approve the appointment of a special prosecutor before the court may fix the amount of compensation. In addition, this bill provides that late payment of compensation does not accrue the 12 percent interest that certain other late payments do.

This bill increases, from five to seven, the number of deputy district attorneys that the district attorney for a county that has a population of 500,000 or more may appoint.

OTHER COURTS AND PROCEDURE

This bill eliminates exceptions to the payment of a justice information system surcharge by persons paying certain court fees, and eliminates exceptions to the payment of fees by a defendant in a forfeiture action.

Under the bill, a circuit court must impose on and collect from a person who operates an aircraft under the influence of an intoxicant, the costs charged to, paid by, or expected to be charged to, a law enforcement agency to collect the person's blood.

Under current law, the Judicial Commission, composed of five nonlawyers appointed by the governor with the consent of the senate and two judges and two state bar members appointed by the supreme court, investigates any misconduct or permanent disability of a judge or court commissioner. The supreme court reviews the actions of the Judicial Commission and determines the appropriate discipline or action to take in response to the judicial commission's investigation. The bill moves the appropriations for administering the Judicial Commission to the supreme court.

Under current law, the Judicial Council consists of 21 designated or appointed members, including a supreme court justice, one court of appeals judge, four circuit court judges, the chairpersons of the senate and assembly committees dealing with judicial affairs or their designees, and the attorney general or his or her designee.

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Current law empowers the council to advise the supreme court of changes to the rules of pleading, practice, and procedure that would simplify procedure and promote a speedy determination of litigation on its merits and to recommend to the legislature changes to the business of the courts that can be accomplished only through legislation. This bill eliminates the Judicial Council and its appropriations.

Currently, the salaries of justices of the supreme court, court of appeals judges, and circuit court judges are based on recommendations of the director of the Office of State Employment Relations and submitted for approval to the Joint Committee on Employment Relations (JCOER).

This bill creates a Judicial Compensation Commission (commission), consisting of members appointed by the supreme court, to review judicial salaries and submit a written report and make recommendations on the judicial salaries.

Current law requires the Division of Hearings and Appeals (DHA) to appoint hearing examiners to make findings and orders in crime victim compensation contested cases and in certain contested cases involving health care providers. For both of these types of contested cases, initial decisions are issued by DOJ.

This bill repeals the requirement that DHA conduct these hearings, but DOJ allows the option to contract with DHA to provide hearing services.

This bill consolidates several general purpose revenue appropriations, related to circuit court costs, to the director of state courts into one biennial appropriation and requires the director to define circuit court costs. This bill also consolidates general purpose revenue appropriations for the director of state courts and the state law library.

EDUCATION**PRIMARY AND SECONDARY EDUCATION**

This bill makes a number of changes to the Racine Parental Choice Program (RPCP), the Milwaukee Parental Choice Program (MPCP), and the statewide parental choice program (statewide choice program) (together, PCPs).

Current law limits the number of pupils who may participate in the statewide choice program to 1,000 pupils and specifies that no more than one percent of any school district's total enrollment may attend private schools under the statewide choice program. Current law also limits the number of private schools that may participate in the statewide choice program. This bill eliminates these limitations on the statewide choice program.

Under current law, for each pupil attending a private school under the RPCP or the statewide choice program, DPI pays the private school an amount equal to the lesser of (a) the participating private school's operating and debt service cost per pupil and (b) a maximum amount provided by law. For the 2014–15 school year, the maximum per pupil amount provided by law is \$7,210 or \$7,856, depending on the pupil's grade. For each school year after the 2014–15 school year, the maximum per pupil payment is adjusted based on any increase in the per pupil revenue limit and any increase in the total categorical aid funding per pupil (per pupil payment adjustment). Currently, DPI makes payments to private schools participating in the RPCP or the statewide choice program from a sum sufficient appropriation.

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This bill changes the payments DPI makes to participating private schools for pupils who begin attending a private school under the RPCP or the statewide choice program in the 2015–16 school year or in any school year thereafter (new choice pupils). Under the bill, for a new choice pupil, each participating private school receives the same per pupil amount. The amount is based on the following factors:

1. The school districts in which new choice pupils reside.
2. The per pupil equalization aid for each of those school districts.
3. The number of new choice pupils residing in each school district.

The per pupil amount is calculated annually by DPI. Under the bill, payments to participating private schools for new choice pupils are paid from the general equalization aid sum certain appropriation.

Under current law, pupils attending a private school under the RPCP or the statewide choice program are not included in a school district's membership for purposes of calculating the school district's equalization aid. Under the bill, beginning with the aid calculation for the 2016–17 school year, solely for purposes of calculating a school district's equalization aid, a school district's membership includes new choice pupils residing in the school district that are attending a private school under the RPCP or the statewide choice program. The bill also requires that the amount of each school district's equalization aid be reduced by an amount determined by multiplying the school district's per pupil equalization aid by the number of new choice pupils who reside in that school district. This reduction is not considered for purposes of calculating a school district's revenue limit.

Under current law, a pupil must satisfy one of the following to attend a private school under the RPCP:

1. He or she was enrolled in a public school in the school district in the previous school year.
2. He or she was not enrolled in school in the previous school year.
3. He or she attended a private school under the RPCP in the previous school year.
4. He or she is applying to kindergarten, 1st grade, or 9th grade.

This bill creates the same requirement for new choice pupils in the statewide choice program.

This bill changes payments made to private schools participating in the RPCP or the statewide choice program for pupils who began attending a participating private school before the 2015–16 school year only to the extent the bill 1) eliminates the option of a per pupil payment amount based on a private school's operating and debt service costs and 2) delays applying the per pupil payment adjustment until the 2017–18 school year. The bill makes these same changes to payments made for pupils participating in the MPCP.

Current law requires a participating private school to submit an annual financial audit prepared by an independent certified public accountant to DPI that includes the private schools' educational costs. Under the bill, the annual financial audit must comply with generally accepted accounting principles, as modified by DPI, and include a calculation of the private school's net eligible educational

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programming costs and the balance of the private school's fund for future educational programming costs.

Under current law, a private school participating in the MPCP or the RPCP must accept pupil applications on a random basis except that the private school may give a preference to pupils who attended the private school, to siblings of pupils who attended the private school, and to pupils who attended a different private school under a PCP. For the statewide choice program, DPI determines the pupils who may attend each participating private school by a random drawing, except that DPI must give preference to a sibling of a pupil chosen by random drawing. This bill creates the following list of preferences which participating private schools may use to accept pupils under any PCP:

1. Pupils continuing at the participating private school.
2. Siblings of pupils continuing at the participating private school.
3. Pupils who previously attended a different participating private school.
4. Siblings of pupils who previously attended a different participating private school.
5. Siblings of pupils who were randomly accepted to attend the participating private school for the current school year.

Under current law, a school board may enter into a contract with a person to establish a charter school, which operates with fewer constraints than traditional public schools. Current law also permits UW–Milwaukee, UW–Parkside, the Milwaukee Area Technical College, and the city of Milwaukee to operate charter schools (independent charter schools) directly or to contract for the operation of such charter schools. In general, only pupils who reside in the school district in which an independent charter school is located may attend the charter school.

This bill creates the Charter School Oversight Board (CSOB), attached to DPI, and authorizes it to approve nonprofit, nonsectarian organizations, or consortia of such organizations, to contract with persons to operate independent charter schools. The CSOB consists of the state superintendent of public instruction and ten other members. The bill prohibits the CSOB from promulgating administrative rules and provides that any policy or standard adopted by the CSOB is exempt from the rule-making process.

For any charter school established on or after the bill's effective date, the bill eliminates the authority of the entities specified above, and of any approved nonprofit organization, to establish an independent charter school directly. Under the bill, a charter school may be established only by contract and must be operated by a charter school governing board, although an existing independent charter school authorizer may continue to operate a charter school established before the effective date of this bill. The bill removes the restrictions that limit who may attend an independent charter school.

A nonprofit, nonsectarian organization or consortium of such organizations that wishes to contract with a charter school governing board to operate a charter school must submit an application to the CSOB in accordance with certain specified requirements. The CSOB must approve or deny an application within 90 days.

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The bill provides that the contract between an authorizing entity and the independent charter school's governing board must allow the authorizing entity to charge the governing board a fee. The contract must also allow the charter school governing board to open additional charter schools if the charter school governed by the contract is in one of the top two performance categories on DPI's most recent school accountability report. The bill makes this provision applicable to existing contracts with independent charter schools as well.

The bill allows a charter school contract to provide for more than one charter school, and allows a charter school governing board to enter into more than one contract. The bill allows a school board to prohibit a pupil who resides in the school district from attending an independent charter school unless the school district's enrollment is at least 4,000 and at least two schools in the school district are in one of the lowest performance categories on DPI's most recent school accountability report.

Under current law, in the 2014–15 school year, DPI pays the operator of an independent charter school \$8,075 for each pupil attending the school. Beginning in the 2015–16 school year, for each pupil attending an independent charter school DPI pays the per pupil amount in the previous school year plus the per pupil payment adjustment. Under the bill, DPI will not begin applying the per pupil payment adjustment to per pupil payments made to operators of independent charter schools until the 2017–18 school year.

This bill authorizes the school boards of two or more school districts to enter into a whole grade sharing agreement that provides for all or a substantial portion of the pupils in one or more grades in any of the school districts to attend school in one or more of the other school districts for all or a substantial portion of a school day. A whole grade sharing agreement must specify all of the following:

1. The term of the agreement.
2. The grade levels affected by the agreement.
3. The per pupil amount that a resident school district pays for a pupil attending a nonresident school district under the agreement.
4. Which pupils each school board is responsible to transport. A responsible school board is eligible for state transportation aid for the pupils it transports under the agreement.
5. Which school board will award graduation diplomas.
6. Which school board is required to maintain pupils records.

A whole grade sharing agreement must be signed by the participating school boards no later than February 1 in order to be effective for the ensuing school year. At least 30 days before entering into a whole grade sharing agreement, an interested school district must hold a public hearing at which the proposed agreement is described and school district electors may offer comments.

For each of the first five school years after a whole grade sharing agreement takes effect, DPI must provide additional aid to each participating school district to ensure that the school district does not receive less state aid than it did before entering into the agreement. DPI also provides additional aid in the sixth and seventh years after the agreement takes effect but to a lesser extent.

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In general, the bill provides that pupils attending a public school in a nonresident school district under a whole grade sharing agreement have all the rights and privileges of resident pupils and are subject to the same rules that govern resident pupils. The bill also provides that the school district of attendance is the local educational agency for purposes of providing special education and related services to children with a disability who are attending a nonresident school district under a whole grade sharing agreement.

Under current law, DPI provides each school district with per pupil aid in the amount of \$150 multiplied by the average of the number of pupils enrolled in the school district in the current and two preceding school years. This bill makes the per pupil aid appropriation a sum certain appropriation and changes the manner in which per pupil aid is calculated. Under the bill, for each pupil enrolled in a school district in the current school year, the school district receives per pupil aid equal to the total amount appropriated for per pupil aid in that fiscal year divided by the total number of pupils enrolled in all school districts in that school year.

This bill makes school board participation in a cooperative educational service agency (CESA) optional. Under current law, DPI provides funding to each CESA to maintain and operate the CESA and to match any federal funding for vocational education administration. Beginning in the 2015–16 school year, this bill requires each school board participating in a CESA to pay its proportional share of these costs to the CESA's board of control.

Currently, under the Special Transfer Program (commonly known as Chapter 220), the state provides aid to school districts to support voluntary efforts by school districts to reduce racial imbalance. Aid is provided for both interdistrict and intradistrict pupil transfers. This bill closes the Special Transfer Program to new pupils. Under the bill, however, any pupil who attended a school under the program in the 2014–15 school year may continue to participate in the program.

Under current law, a school district required to provide transportation services to public and private school pupils enrolled in the school district is eligible to receive pupil transportation aid. The per pupil amount of pupil transportation aid for which a school district is eligible varies based on how far a pupil is transported.

This bill increases the per pupil transportation aid amount for transporting a pupil who lives more than 12 miles from his or her school from \$275 per school year to \$300 per school year and makes an independent charter school that elects to provide transportation to pupils attending the charter school eligible for pupil transportation aid.

Under current law, DPI provides additional transportation aid to school districts with per member transportation costs that exceed 150 percent of the state average per member transportation costs (high cost transportation aid). Under this bill, a school district is eligible for high cost transportation aid only if the school district has a membership density of 50 members per square mile or less.

Under current law, a school district is eligible to receive sparsity aid if in the previous school year 1) the school district's membership was no more than 725; 2) at least 20 percent of the school district's membership was eligible for a free or reduced-price lunch under the National School Lunch Program; and 3) the school

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district's membership divided by the school district's area in square miles was less than ten. This bill eliminates the requirement that at least 20 percent of the school district's membership was eligible for a free or reduced-price lunch.

Under current law, the amount by which a school district's equalization aid is adjusted due to a net number of pupils leaving or entering the school district under full-time open enrollment (OEP per pupil payment) is determined by DPI based on the OEP per pupil payment in the previous year. Under current law, beginning in the 2015-16 school year, the OEP per pupil payment is the OEP per pupil payment in the previous year plus the per pupil payment adjustment. This bill delays the per pupil payment adjustment until the 2017-18 school year.

Current law requires the State Superintendent of Public Instruction (state superintendent) to approve examinations for measuring pupil attainment of knowledge and concepts in the 4th, 8th, 9th, 10th, and 11th grades. With certain exceptions, current law requires school districts, private schools participating in a parental choice program (PCP), and independent charter schools to administer the examination approved for each grade by the state superintendent. This bill prohibits the state superintendent from approving examinations developed by the Smarter Balanced Assessment Consortium. Current law requires these schools to administer the ninth grade examination once in the fall session and once in the spring session. This bill eliminates the requirement to administer the ninth grade examination in the fall session.

This bill requires the UW-Madison Value-Added Research Center (VARC) to approve at least three but no more than five alternative examinations determined to be acceptable for statistical comparison with the examination approved by the state superintendent. Beginning in the 2015-16 school year, a school may administer an alternative examination approved by VARC instead of the examination approved by the state superintendent if the school notifies the state superintendent that it intends to do so.

Current law requires DPI to annually prepare accountability reports that evaluate the performance and improvement of each school and school district in the state and, beginning in the 2015-16 school year, of each private school participating in a PCP and independent charter school. DPI must place each school and school district into one of five performance categories based on certain measures including pupil achievement in reading and mathematics.

This bill replaces the performance categories with letter grades and makes changes to the measures used to determine school performance and school district improvement. Under the bill, in determining a school's performance or a school district's improvement, DPI must take into account the percentage of economically disadvantaged pupils enrolled in the school or school district and the length of time a pupil was enrolled in the school or school district. Each school must provide a copy of the school's accountability report to the parent or guardian of each pupil enrolled in the school.

Current law requires each school district, private school participating in a PCP, and independent charter school to adopt pupil academic standards, and permits the schools to adopt academic standards approved by the state superintendent. The

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state superintendent has adopted academic standards, in mathematics and in English and language arts, developed by the Common Core State Standards Initiative (common core standards). This bill prohibits the state superintendent from giving effect to any common core standards currently in effect, and prohibits the state superintendent from adopting or implementing any new common core standards. The bill also prohibits the state superintendent from requiring a school district to adopt or implement any common core standard.

This bill requires each school board to annually provide to the parent or guardian of each child who resides within the school district of the educational options available to that child, and to post this information on the school district's Internet site. The bill requires the state superintendent to provide this same information, on a statewide basis, on DPI's Internet site.

This bill directs DPI to grant a teaching license to any individual who has a bachelor's degree, demonstrates that he or she is proficient in the licensed subject, and has relevant experience in the licensed subject. The license authorizes the individual to teach only the license subject in grades 6 to 12. The license is valid for three years and may be renewed.

UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY

Current law creates a system of institutions of learning known as the UW System and specifies a mission and purposes for the system. The UW System is governed by the Board of Regents, which consists of the State Superintendent of Public Instruction, the president of the technical college system, 14 citizen members with seven-year terms, and two students with two-year terms. The latter 16 members are nominated by the governor and appointed with the advice and consent of the senate. There is a shared, hierarchical system of governance for the UW System: the Board of Regents has primary responsibility, followed by the UW System president, institution chancellors, faculty, academic staff, and students. Three boards and one council are created in or attached to the UW System: the Environmental Education Board, the Laboratory of Hygiene Board, the Veterinary Diagnostic Laboratory Board, and the Rural Health Development Council.

Effective July 1, 2016, this bill converts the UW System to an authority called the University of Wisconsin System Authority (UWSA) by creating a system of higher education known by the same name, UW System, which is provided by UWSA. The bill creates a governing board for UWSA that retains the name, Board of Regents, and has the same members who are appointed in the same manner and for the same terms as under current law. The bill allows the members of the Board of Regents under current law to continue to serve until the expiration of their terms. The bill eliminates the shared, hierarchical system of governance under current law by vesting responsibility for governing the UW System in the UWSA Board of Regents and eliminating the powers specified under current law for the UW System president, chancellors, faculty, academic staff, and students. The bill specifies that the mission of the UW System includes developing human resources to meet the state's workforce needs, and requires the UWSA Board of Regents to provide affordable access to high-quality postsecondary, graduate, and doctoral education.

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The bill eliminates specified grants of power to the Board of Regents under current law, and specifies that the UWSA Board of Regents has all powers necessary or convenient to operate the UW System, including the power to sue and be sued, have perpetual existence, execute contracts, and contract for legal services. The bill generally allows the UWSA Board of Regents of UWSA to adopt policies and procedures for matters without promulgating rules under procedures that apply to state agencies. However, the bill requires the UWSA Board of Regents to promulgate rules under those procedures for protecting the lives, health, and safety of persons on property under its jurisdiction, as well as for managing such property. The UWSA Board of Regents retains the police power of the Board of Regents under current law and campus police have the same duties and powers as under current law. As under current law, the bill allows the UWSA Board of Regents to authorize chancellors to adopt parking rules that are not subject to state agency rule-making procedures.

The bill requires the UWSA Board of Regents to enter into an agreement with the DOA secretary to lease for a period of not more than 75 years any state-owned property or facilities required for the UWSA Board of Regents to perform its duties and exercise its powers. The lease agreement must contain specified provisions, including provisions that do the following: 1) give the state ownership of improvements or modifications made to property or facilities subject to the lease agreement; 2) give the state ownership of any facility that the UWSA Board of Regents constructs on state-owned land; 3) require the UWSA Board of Regents to obtain building commission approval for any construction or renovation project costing at least \$760,000 and involving a state-owned facility or occurring on state-owned land; 4) require UWSA to make debt payments for self-amortizing university facilities; and 5) make the UWSA Board of Regents responsible for maintenance and upkeep of facilities and property. The lease agreement and any modifications, extensions, or renewals may take effect only upon approval by JCF.

The bill requires the UWSA Board of Regents to appoint a president who is chief executive officer of UWSA, as well as the following, who are appointed by the Board of Regents under current law: the state geologist, state cartographer, and director of the psychiatric institute. The bill allows the UWSA Board of Regents to employ agents and employees whom the board finds necessary and requires the UWSA Board of Regents to develop and implement a personnel system and other employment policies. The bill transfers all UW System employees under current law to UWSA, except those who perform duties related to the Veterinary Diagnostic Laboratory and the State Laboratory of Hygiene. The bill transfers those laboratories and their employees to DATCP, and specifies that the employees are not required to serve a probationary period. The bill requires the DATCP secretary to appoint the directors of those laboratories, but allows the directors appointed under current law to continue to serve until their appointments expire. The bill specifies that UW System employees who are transferred to UWSA are eligible to transfer back to a position in state government any time before July 1, 2017.

The bill requires the UWSA Board of Regents to establish an annual budget and monitor fiscal management of UWSA. The bill allows the UWSA Board of Regents to issue bonds that are not public debt and specifies that the state pledges that,

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unless bondholders are adequately protected, the state will not limit or alter any rights before UWSA satisfies the bonds. The bill eliminates all appropriations to the UW System under current law, except general purpose revenues for educational programs and the payment of certain construction debt. The bill requires the DOA secretary to make quarterly payments to UWSA of the general purpose revenues appropriated for educational programs. However, the secretary is allowed to make the payments only if UWSA has made payments due on the lease agreement described above, payments required for municipal services, and any other payments for obligations otherwise due to the state. In fiscal year 2017–18, the bill allocates \$753,533,000 from state sales tax revenue for the educational programs. In each fiscal year thereafter, the bill allocates the same amount with adjustments for inflation.

The bill generally maintains requirements under current law regarding tuition and tuition remissions. In academic years 2015–16 and 2016–17, the bill prohibits increases in resident undergraduate tuition above that charged in the 2014–15 academic year. The bill transfers responsibility for Minnesota–Wisconsin tuition reciprocity agreements from the Higher Educational Aids Board to the UWSA Board of Regents, which may continue such agreements at its discretion.

The bill specifies requirements for legal proceedings involving UWSA. Under current law, no one may sue a state officer, employee, or agent who is acting in his or her official capacity for damages unless the person serves the attorney general with a written notice of claim within 120 days of the event that allegedly caused the damages. The bill applies that prohibition to actions against a UWSA officer or employee. However, the prohibition does not apply to actions by the state against UWSA officers and employees. Current law generally limits damages in a case against a state officer, employee, or agent who is acting in his or her official capacity to \$250,000. The bill applies that limit to actions, including those by the state, against a UWSA officer or employee. Current law generally provides that, if a public officer or a state employee is sued in an official capacity or for actions undertaken within the scope of his or her employment, the state or political subdivision that employs the officer or employee must provide legal counsel to the defendant or cover legal costs for the defendant. If damages are assessed against the officer or employee, the state or political subdivision must pay any damages in excess of applicable insurance. The bill applies those duties to UWSA regarding its officers and employees. Under current law, DOJ represents the state, state agencies, and state employees in certain legal proceedings, reviews, and actions. The bill requires DOJ to do the same for UWSA and its officials, employees, and agents, unless the state and the UWSA Board of Regents are adverse parties.

The bill eliminates requirements that apply to the UW System and Board of Regents under current law, including requirements regarding the following: faculty tenure and probationary appointments; academic staff appointments; accumulation of sick leave; specified educational programs and studies; graduate student financial aid; recruiting programs for minority and disadvantaged students; public broadcasting; application and parking fees; student fee statements; gifts, grants, and bequests to the UW System; transportation planning; orientation information on

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sexual assault and harassment; student identification numbers; Downer Woods preservation; criteria for use of animals in research; information technology; support for medical practice in underserved areas; a rural physician residency assistance program; loan assistance programs for physicians, dentists, and other health care providers; and various legislative reports.

The bill makes other changes, including the following:

1. The bill allows the UWSA Board of Regents to acquire property by condemnation in the same manner as the Board of Regents under current law.

2. Under current law, employees of the UW System, except faculty and academic staff, may collectively bargain under the State Employment Labor Relations Act (SELRA). Under SELRA, the legislature must adopt collective bargaining agreements covering the employees before the agreements may be executed. Under this bill, UWSA employees, except faculty, academic staff, and law enforcement officers, may collectively bargain under the Municipal Employment Relations Act (MERA), and collective bargaining agreements under MERA are not subject to legislative approval.

3. The bill allows the UWSA Board of Regents, with DOA approval, to opt in or out of the state's risk management program administered by DOA, except for the state worker's compensation program.

4. Under current law, the UW System is subject to state procurement requirements applicable to state agencies. Under this bill, UWSA is not subject to those requirements. Instead, UWSA is treated like a municipality, which allows DOA to enter into cooperative purchasing agreements with UWSA.

5. The bill requires the UWSA Board of Regents members to file annual statements of economic interest required for public officials, subjects specified UWSA officials to the ethics code for public officials, and requires the UWSA Board of Regents to establish an ethics code for other personnel.

6. The bill specifies that UWSA retains the income, sales, and property tax exemptions of the UW System under current law and requires UWSA to make payments for municipal services in the same manner as the UW System under current law.

7. The bill creates an exception to the open records law for information produced or collected by or for UWSA faculty or staff with respect to commercial, scientific, or technical research until that information is publicly disseminated or patented.

8. The bill specifies that the UW-Extension programs in counties are subject to the approval of the UWSA Board of Regents.

9. The bill eliminates the Environmental Education Board and the Rural Health Development Council.

See also STATE GOVERNMENT — OTHER STATE GOVERNMENT.

HIGHER EDUCATION

Current law requires the TCS Board to submit a plan to JCF for allocating general state aid to technical college districts based on performance with respect to specified criteria. Upon approval of the plan by JCF, the TCS Board must allocate the general state aid among the districts so that, by fiscal year 2016-17, 30 percent

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of the aid is allocated according to the plan and 70 percent is allocated according to a formula for equalizing the aid based on district property values. However, in fiscal year 2017–18, all of the aid must be allocated according to the equalization formula.

Under this bill, the TCS Board must allocate aid as follows: in fiscal year 2017–18, 40 percent according to the plan and 60 percent according to the equalization formula; in fiscal year year 2018–19, 50 percent according to the plan and 50 percent according to the equalization formula; and, in fiscal year 2019–20 and thereafter, 100 percent according to the plan. The bill also adds, as another criterion for performance–based allocation of aid, the development and implementation of a policy to award course credit for educational experience or training not obtained through an educational institution.

Under current law, the TCS Board establishes technical college program fees and must generally establish uniform fees for all technical college districts based on operational costs. Under this bill, the TCS Board may not increase program fees for courses substantially related to high–demand fields, as determined by DWD.

This bill allows technical college districts to join together to jointly: provide health care benefits to their officers and employees on a self–insured basis; procure stop loss insurance; and self–insure stop loss risk.

OTHER EDUCATIONAL AND CULTURAL AGENCIES

This bill eliminates the Educational Approval Board (EAB), which under current law is attached to the TCS Board and inspects and approves certain private schools (proprietary schools) and regulates persons who solicit students for these schools. The bill eliminates many current functions of the EAB, transfers or recreates functions relating to authorizing proprietary schools and student record preservation to the Department of Financial Institutions and Professional Standards (created under the bill), and transfers certain consumer protection functions to DATCP.

Under current law, if a proposed state agency, political subdivision, or school board action will affect a historic property, the state historic preservation officer, which is the director of the State Historical Society or the director’s designee, must determine whether the proposed action will have an adverse effect on the historic property. This bill allows a state agency, political subdivision, or school board to appeal determinations of the historic preservation officer to DOA’s Division of Hearings and Appeals.

The bill also eliminates certain contract and expenditure requirements imposed on the Educational Communications Board related to television programming.

EMINENT DOMAIN

Under both the current state eminent domain law and the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (the Uniform Act), a person that exercises eminent domain authority must make certain relocation assistance payments for items including moving expenses and losses of personal property, and certain replacement housing payments, which must be in the manner and amount determined under whichever law applies. Programs and projects that receive federal financial assistance may be subject to both state

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eminent domain law and the Uniform Act, which may differ in terms of the procedures that apply and the amount of compensation that must be paid for those payments.

This bill provides that, in the case of a program or project receiving federal financial assistance, a condemnor must, in addition to any such payment required to be paid under the state eminent domain law, make any additional payment required to comply with the Uniform Act.

EMPLOYMENT**UNEMPLOYMENT INSURANCE**

Under federal law, a state may require a claimant to submit to a test for the unlawful use of controlled substances (drug test) as a condition of receiving unemployment insurance (UI) benefits if the claimant is an individual for whom suitable work, as defined under a state's UI law, is only available in an occupation that regularly conducts drug testing, as determined in regulations issued by the United States Secretary of Labor (federal regulations). As of January 27, 2015, final federal regulations have not been issued.

This bill requires DWD to establish a program to require claimants who apply for regular UI benefits to submit to drug tests. The bill requires DWD to determine, when a claimant applies for regular UI benefits, whether the claimant is an individual for whom suitable work is only available in an occupation described in the federal regulations. If DWD determines that the claimant is such an individual, DWD must conduct a screening on the claimant to determine whether the claimant should be required to submit to a drug test. If the screening indicates that the claimant should be required to submit to a drug test, DWD must require the claimant to submit to such a test.

The bill provides that, if the claimant declines to submit to such a test, the claimant is ineligible for UI benefits for 52 weeks or until a subsequent claim for benefits, whichever is later. If the claimant submits to the drug test, but does not test positive for any controlled substance without a valid prescription, the claimant may receive UI benefits if otherwise eligible and may not be required to submit to any further drug test until a subsequent claim for benefits. If the claimant submits to the drug test and tests positive for one or more controlled substances without a valid prescription, the bill provides that the claimant is ineligible for UI benefits for 52 weeks or until a subsequent claim for benefits, whichever is later, except that following the positive test, the claimant may maintain his or her eligibility for UI benefits by enrolling in a state-sponsored substance abuse treatment program and undergoing a state-sponsored job skills assessment. The claimant remains eligible for benefits for each week the claimant is in full compliance with any requirements of the substance abuse treatment program and job skills assessment.

The bill also requires DWD to promulgate rules to identify occupations for which drug testing is regularly conducted in this state and to apply the above provisions for claimants for whom suitable work is only available in one of the occupations identified by DWD.

In addition, the bill allows an employing unit to voluntarily submit to DWD the results of a drug test that was conducted on an individual as preemployment

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screening or that an individual declined to submit to such a test. If the results of the test indicate that the individual has tested positive for one or more controlled substances without a valid prescription, or if the individual declined to submit to such a test, the bill provides that there is a presumption, rebuttable as provided in rules promulgated by DWD, that the claimant has failed to accept suitable work when offered. If the presumption is not rebutted, the claimant is ineligible for UI benefits as if the claimant had tested positive in or declined to submit to a drug test conducted by DWD, beginning with the week in which DWD receives the report.

Current law places various conditions upon the receipt of UI benefits, including that claimants conduct a reasonable search for suitable work and that claimants accept suitable work when offered. Current law does not define suitable work, but DWD has defined it by rule to mean work that is reasonable considering the claimant's training, experience, and duration of unemployment as well as the availability of jobs in the labor market. This bill specifically requires DWD to define by rule what constitutes suitable work for claimants, and requires that the rule specify different levels of suitable work based upon the number of weeks that a claimant has received benefits in a given benefit year.

Current law establishes penalties for certain violations under the UI law, including for knowingly making a false statement or representation to obtain UI benefits, for which the penalty is a fine of not less than \$100 nor more than \$500 or imprisonment for not more than 90 days, or both. This bill instead provides that the penalties for knowingly making a false statement or representation to obtain UI benefits range from the penalties for a Class A misdemeanor to a Class G felony, depending on the value of the benefits obtained.

Separate from the criminal penalties described above, under current law, if a claimant for UI benefits conceals any material fact relating to his or her eligibility for UI benefits or conceals any of his or her wages or hours worked (act of concealment), the claimant is ineligible for benefits in an amount ranging from two to eight times the claimant's weekly benefit rate and is liable for an additional administrative penalty in an amount equal to 15 percent of the benefit payments erroneously paid to the claimant. This bill raises the administrative penalty described above to an amount equal to 40 percent of the benefit payments erroneously paid to the claimant.

WORKER'S COMPENSATION

Under current law, DWD performs certain administrative functions relating to worker's compensation. Those administrative functions include enforcement of the requirement that employers are insured for their worker's compensation liability; granting exemptions from that duty to insure to self-insured employers; and administering certain funds, from which DWD pays benefits to the injured employees of insolvent self-insured employers, the injured employees of uninsured employers, and certain injured employees with permanent total disability. This bill transfers the administrative functions of DWD relating to worker's compensation to OCI.

Under current law, DWD performs certain adjudicatory functions relating to worker's compensation. Those adjudicatory functions include adjudicating disputed

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worker's compensation claims, adjudicating health care fee disputes, and adjudicating necessity of treatment disputes. This bill transfers adjudication of disputed worker's compensation claims to the Division of Hearings and Appeals in DOA (DHA) and adjudication of fee and necessity of treatment disputes to OCI. The bill also permits DHA to record testimony by electronic means rather than by a stenographer and to provide notices by electronic delivery in addition to providing notices by mail.

Under current law, an injured employee who is receiving the maximum weekly worker's compensation benefit for total disability resulting from an injury that occurred before January 1, 2001, is entitled to receive certain supplemental benefits in addition to the employee's regular benefits. Those supplemental benefits are payable in the first instance by the employer or insurer, but the employer or insurer then is entitled to reimbursement for those supplemental benefits paid from the work injury supplemental benefit (WISB) fund, which is a fund that, among other things, is used to pay supplemental worker's compensation to injured employees with permanent total disability.

This bill terminates reimbursement from the WISB fund for supplemental benefits paid by an employer or insurer beginning on the effective date of the bill and terminates reimbursement altogether for supplemental benefits paid for an injury that occurs on or after January 1, 2016. For supplemental benefits paid by an insurer for an injury that occurs before January 1, 2016, the bill provides that reimbursement of those benefits is from the worker's compensation operations fund and not from the WISB fund.

Under current law, if an employee of an employer that is not insured for worker's compensation (uninsured employer) suffers an injury for which the uninsured employer is liable, DWD, from the uninsured employers fund, or, if DWD obtains excess or stop-loss reinsurance from a reinsurer, the reinsurer pays benefits to the injured employee that are equal to the worker's compensation owed by the uninsured employer.

This bill requires DWD to pay a claim of an employee of an uninsured employer in excess of \$1,000,000 from the uninsured employers fund in the first instance, but provides that if the claim is not covered by excess or stop-loss reinsurance, the secretary of administration annually must transfer from the worker's compensation operations fund to the uninsured employers fund an amount equal to the amount by which payments from the uninsured employers fund on all such claims in the prior year are in excess of \$1,000,000 per claim, subject to a \$500,000 annual limit on the amount that the secretary of administration may transfer.

Currently, a student of a public school or a private school who is performing services for an employer as part of a school work training, work experience, or work study program is considered to be an employee of a school district or private school that elects to name the student as an employee for purposes of worker's compensation coverage. This bill extends that coverage to a student of an institution of higher education who is performing those services and who is named as an employee by the institution.

SENATE BILL 21**JOB TRAINING**

Under current law, DWD awards workforce training grants, commonly referred to as “Fast Forward grants,” to public and private organizations for the training of unemployed and underemployed workers and of incumbent employees of businesses in this state. This bill permits an organization that is awarded a Fast Forward grant to use the grant for the hiring and training of apprentices.

Current law requires DPI to award career and technical education incentive grants to school districts in the amount of \$1,000 per each pupil who, in the prior school year, obtained a diploma and successfully completed an industry-recognized certification program approved by DPI. This bill eliminates that grant program and instead permits DWD to provide grants to school districts for the development of programs that are designed to mitigate workforce shortages in industries and occupations that are experiencing a workforce shortage, as determined by DWD, and to assist pupils in graduating with industry-recognized certifications in those industries and occupations.

ENVIRONMENT**HAZARDOUS SUBSTANCES AND ENVIRONMENTAL CLEANUP**

Under current law, DNR administers a program to reimburse owners of certain petroleum product storage tanks for a portion of the costs of cleaning up discharges from those tanks. This program is commonly known as PECFA.

Under this bill, a person is not eligible for PECFA reimbursement for costs of cleaning up a discharge if the person does not notify DNR of the potential for submitting a PECFA claim before February 3, 2015. Also under the bill, a person is not eligible for PECFA reimbursement for clean-up costs if the person does not submit a PECFA claim for those costs before July 1, 2017.

WATER QUALITY

Under the environmental improvement fund, this state provides financial assistance to local governmental units through three programs: the clean water fund program provides financial assistance for projects to control water pollution, such as sewage treatment plants; the safe drinking water loan program provides financial assistance for projects to construct or modify public water systems that help comply with national drinking water regulations; and the land recycling loan program provides financial assistance for projects to clean up contaminated land. The environmental improvement fund is jointly administered by DOA and DNR. Financial assistance is typically provided as a loan at a subsidized rate.

Under current law, the legislature sets a limit, in the budget act for the biennium, on the amount of subsidy that may be provided during that biennium, called the present value subsidy limit, which has the effect of limiting the amount of financial assistance that may be provided through these programs during the biennium.

This bill eliminates the present value subsidy limit. Under the bill, the legislature does not set a limit on how much financial assistance may be provided in a biennium. During the biennium, if a sufficient amount is available to provide financial assistance for a project under these programs, that amount must be

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allocated for the project. As part of the budget process, DOA and DNR must still prepare a biennial finance plan, which under this bill must include the amount DOA determines will be available to provide financial assistance for projects under these programs during the biennium.

Under the clean water fund program, financial assistance may only be provided to construct water systems in an unsewered municipality if at least two-thirds of the initial flow from the new system will be for wastewater from residences that have been in existence since October 17, 1972. This bill instead requires at least two-thirds of the initial flow to be from wastewater from residences in existence for at least 20 years.

In addition, connection laterals and sewer lines that transport wastewater from structures to municipally owned or individually owned wastewater systems are not currently eligible for financial assistance under the clean water fund program. Under this bill, connection laterals and sewer lines may be eligible if water other than wastewater is entering the connection lateral or sewer line and interfering with a publicly owned treatment work's compliance with a wastewater discharge permit.

This bill also provides that, if an amount has been allocated for a project under the clean water fund program, but no amount has been distributed for the project by the end of the fiscal year immediately following the biennium when the application was submitted, the allocation is rescinded, and the applicant must reapply.

Currently, only local governmental units are eligible under the safe drinking water loan program. This bill extends eligibility to certain businesses or nonprofit organizations whose water systems are used by members of the public.

This bill also increases the general obligation bonding authority for the safe drinking water loan program by \$7,500,000 for the 2015–17 biennium.

Current law authorizes DNR to pay a portion of the costs of a project to remove contaminated sediment from Lake Michigan or Lake Superior, or a tributary of either lake, if the project is in a body of water that DNR has identified under the federal Clean Water Act as being impaired and the impairment is caused by contaminated sediment. This bill expands this eligibility to sediment removal projects in any waters of the state.

This bill also increases the general obligation bonding authority for sediment removal projects by \$5,000,000.

Under current law, DNR administers a program that provides financial assistance for projects that control pollution that comes from diffuse sources rather than a single concentrated discharge source (nonpoint source water pollution). This bill increases the general obligation bonding authority for these programs by \$7,000,000.

Under current law, DNR administers programs that provide financial assistance for projects that manage urban storm water and runoff and for flood control and riparian restoration projects. This bill increases the general obligation bonding authority for these programs by \$5,000,000.

SENATE BILL 21**HEALTH AND HUMAN SERVICES****PUBLIC ASSISTANCE**

Under current law, DCF administers the Transform Milwaukee Jobs program in Milwaukee County and the Transitional Jobs program outside of Milwaukee County, which provide work experience for unemployed individuals by providing a subsidy for wages and other employment expenses to employers that employ the individuals. Under the Wisconsin Works (W-2) program, DCF may provide job search assistance, placement in a subsidized job, or a stipend for up to four months to certain noncustodial parents. Also under current law, DCF may contract with any county, tribal governing body, or W-2 agency to administer a work experience and job training program for noncustodial parents who have failed to pay child support due to unemployment or underemployment. Such individuals may be ordered by a court to register for a work experience and job training program.

This bill requires every individual who applies to participate in the Transform Milwaukee Jobs program or the Transitional Jobs program, who applies for W-2 services and benefits for noncustodial parents, or who applies for or is ordered by a court to register for a work experience and job training program (collectively, a program), to complete a questionnaire that screens for the abuse of a controlled substance. If, based on the answers to the questionnaire, DCF or the administering agency with which DCF has contacted determines that there is a reasonable suspicion that an individual is abusing a controlled substance, the individual must undergo a test for the use of a controlled substance. If the test results are positive and the individual does not present satisfactory evidence that he or she has a valid prescription for the controlled substance, the individual must participate in substance abuse treatment to remain eligible for a program. If, at the end of treatment, the individual tests negative, or positive with a valid prescription for the controlled substance, he or she will have satisfactorily completed the substance abuse screening and testing and treatment requirements for the program.

Under current law, DHS pays, within specified limits, funeral, burial, and cemetery expenses for decedents who, during life, received certain public assistance benefits, such as W2 benefits or Medical Assistance benefits, and whose estates at death are insufficient to pay those expenses. This bill provides that, if an eligible decedent, or the decedent's spouse or another person, owns a life insurance policy insuring the decedent's life and the face value is more than \$3,000, any amount that DHS would otherwise pay for the decedent's funeral, burial, or cemetery expenses will be reduced by one dollar for each dollar that the insurance policy exceeds \$3,000.

The bill also requires DHS to pursue recovery of the amount of funeral, burial, and cemetery expenses provided on behalf of a decedent by making a claim in the decedent's estate and in the estate of the decedent's spouse. As with estate recovery for other types of public assistance benefits, DHS may recover from all property of the decedent or the decedent's spouse, and there is a presumption that all property in the spouse's estate was marital property held with the decedent and that 100 percent of the property in the spouse's estate is subject to the claim of DHS. Unlike estate recovery for other types of public assistance benefits, however, the claim for funeral, burial, and cemetery expenses must be allowed even if the decedent in whose

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estate the claim is made has a surviving spouse or a surviving child who is under the age of 21 or disabled and DHS is not permitted to waive recovery if DHS determines that recovering the amount paid on the decedent's behalf would work an undue hardship in a particular case.

Under current law, the federal food stamp program, now known as the Supplemental Nutrition Assistance Program (SNAP) and called FoodShare in this state, assists eligible low-income individuals (recipients) to purchase food. SNAP benefits are paid entirely with federal moneys. The cost of administration is split between the federal and state governments. The program is administered in this state by DHS. Under current law, DHS may require a recipient of SNAP benefits who is able and who is 18 to 60 years of age to participate in the FoodShare employment and training program (FSET) to be eligible for SNAP benefits, unless the recipient is participating in a Wisconsin Works employment position, is the caretaker of a child under the age of six years, or is enrolled at least half time in school or in a training program or an institution of higher education.

This bill requires DHS to submit to the secretary of the federal Department of Agriculture (USDA) a request for a waiver that would authorize DHS to screen and, if indicated, test participants in the FSET program for illegal use of a controlled substance without presenting evidence of a valid prescription. If the waiver is approved, DHS must then screen and, if indicated, test FSET participants for illegal use of a controlled substance without presenting evidence of a valid prescription. The bill also requires that if the waiver is approved in the 2015–17 fiscal biennium, DHS must address any future fiscal impact resulting from the requirements in its biennial budget request for the 2017–19 fiscal biennium.

WISCONSIN WORKS

The Wisconsin Works (W-2) program under current law, which is administered by DCF, provides work experience and benefits for low-income custodial parents who are at least 18 years old. Generally, under current law, to be eligible for a W-2 employment position and a job access loan, the total length of time in which an individual or an adult member of the individual's family has participated in or received benefits under certain W-2 programs may not exceed 60 months. A W-2 agency may extend this time limit if the agency determines that unusual circumstances exist that warrant an extension of the participation period.

Under this bill, the time limit on participating in or receiving benefits under these W-2 programs is 48 months. The bill allows a W-2 agency to extend this time limit if it determines that the individual is experiencing hardship or that the individual's family includes an individual who has been battered or subjected to extreme cruelty.

W-2 provides work experience to participants through placement in one of a number of different employment positions, including Trial Employment Match Program jobs, community service jobs, and transitional placements. Current law provides that a participant who refuses to participate in any employment position is ineligible to participate in W-2 for three months. This bill makes the following changes to the behaviors that constitute refusal to participate:

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1. Currently, it is a refusal to participate if a participant expresses verbally or in writing that he or she refuses to participate. The bill removes this behavior as an option for demonstrating a refusal to participate.

2. Currently, it is a refusal to participate if a participant fails, without good cause, to appear for an interview with a prospective employer or if a participant in a transitional placement fails, without good cause, to appear for an assigned activity. The bill makes it a refusal to participate to fail, without good cause, to appear for an interview with a prospective employer, whether subsidized or not, or with a work experience provider, for an assigned work activity, as defined under applicable federal law, or for an activity assigned by a W-2 agency.

3. Currently, it is a refusal to participate if a participant voluntarily leaves appropriate employment or training without good cause. The bill makes it a refusal to participate if a participant leaves, without good cause, appropriate employment, whether subsidized or not, or training or an appropriate assigned work experience activity or a work experience site.

4. Currently, it is a refusal to participate if a participant loses employment as a result of being discharged for cause. The bill also makes it a refusal to participate if a participant is discharged from appropriate training for cause or from a work experience site for cause.

Currently under W-2, a W-2 agency pays an employer that employs an individual placed in a Trial Employment Match Program job a wage subsidy amount negotiated between the W-2 agency and the employer, that may not be less than the federal or state minimum wage that applies to the individual. The employer must pay the individual at least the minimum wage that applies to the individual. Also under current law, DCF pays an employer that employs an individual participating in the Transform Milwaukee Jobs Program or Transitional Jobs Program a subsidy equal to the wages that the employer pays the individual for hours actually worked, up to 40 hours per week at the federal or state minimum wage that applies to the individual. The employer must pay the individual not less than the applicable federal or state minimum wage for hours actually worked, but the employer may pay the individual more than the amount of the wage subsidy that DCF pays to the employer.

This bill authorizes a W-2 agency to negotiate with the employer of an individual in a Trial Employment Match Program job, and DCF to negotiate with the employer of an individual in a job under the Transform Milwaukee Jobs Program or Transitional Jobs Program, a wage subsidy amount that the W-2 agency or DCF will pay to the employer that may not be more than the minimum wage. The employer must still pay the individual for hours actually worked at not less than the federal or state minimum wage that applies to the individual.

Currently under W-2, an individual who is the parent of a child under the age of 13 or, if the child is disabled, under the age of 19, who needs child care services to participate in various educational or work activities, and who satisfies other eligibility criteria may receive a child care subsidy for child care services under the W-2 program. This child care subsidy program is known as Wisconsin Shares.

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Under current law, in all areas of the state except Milwaukee County, DCF must enter into a contract with a county department or agency to make an initial determination about whether individuals who are in a particular geographic region or who are members of a particular Indian tribal unit are eligible for the child care subsidies under Wisconsin Shares. Also under current law, the same county department or agency must administer Wisconsin Shares for that geographic region or Indian tribal unit. Current law requires DCF, to the extent practicable and with certain restrictions, to allocate funds for the administration of Wisconsin Shares in a geographic region or Indian tribal unit in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all statewide child care subsidy authorizations and eligibility redeterminations in the 12-month period prior to the start of the contract period.

Under this bill, DCF has the option to make child care subsidy eligibility determinations, to contract with a county department or agency to make these determinations, or to contract with a county department or agency to share in making these determinations. If DCF contracts with a county department or agency for the eligibility determination function, the bill requires DCF to allocate funds for this function under the contract.

The bill also requires DCF to allocate funds for a county department's or agency's administration of Wisconsin Shares in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all funding allocated for eligibility determination functions. Alternatively, the bill allows DCF to elect to allocate these funds in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all children for whom a child care subsidy was issued in the most recent 12-month period for which applicable statistics are available prior to the start of the contract period.

Under current law, if a W-2 agency plans to take action against an individual who participates in W-2 that would result in a 20 percent or more reduction in the participant's benefits or in termination of the participant's eligibility to participate in W-2, the agency must provide written notice of the proposed action and reasons for the action and allow the participant a reasonable time after providing the notice to rectify the deficiency, failure, or other behavior to avoid the proposed action. This draft removes these notice and rectification requirements.

Under current law, the Learnfare program requires school age children of W-2 participants, with some exceptions, to meet certain school enrollment standards. Current law requires certain individuals who are subject to the school attendance requirement to participate in case management provided under the Learnfare program, including minor parents, habitual truants, and dropouts. This bill also requires a child who is subject to the school attendance requirement and whose W-2 group includes an individual who has been unable to participate in W-2 activities due to the child's school-related problems to participate in case management provided under the Learnfare program.

Under current law, DCF contracts with a W-2 agency to administer W-2 in a geographical area. Within 60 days of being awarded a W-2 contract, a W-2 agency is required to establish a community steering committee to focus on job creation, job

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training, and other employment-related services for persons who are eligible for trial employment match program jobs or community service jobs. Current law requires the W-2 agency to recommend members of the committee to the chief executive officer (CEO) of each county the agency serves, who then appoints members to the committee in proportion to the population of that county relative to the population of each other county served by the W-2 agency. Under this bill, a W-2 agency appoints the members of a community steering committee, following certain requirements to allow representation of each county the agency serves.

MEDICAL ASSISTANCE

Currently, DHS administers the Medical Assistance (MA) program, which is a joint federal and state program that provides health and long-term care services to individuals who have limited resources. Under current law, under an approved waiver of federal law, DHS administers a demonstration project under MA that provides health care coverage to low-income adults under the age of 65 who do not have children and who are not otherwise eligible for MA.

This bill requires DHS to submit to the secretary of the federal Department of Health and Human Services an amendment to the waiver that was already approved that would authorize DHS to do all of the following under the demonstration project: 1) impose monthly premiums as determined by DHS; 2) impose higher premiums for enrollees who engage in behaviors that increase their health risks, as determined by DHS; 3) require a health risk assessment for all enrollees; 4) limit eligibility to no more than 48 months; and 5) require a drug screening assessment and, if indicated, a drug test as a condition of eligibility. DHS must implement any changes that are approved. If the amendment is approved, in whole or in part, in the 2015-17 fiscal biennium, DHS must identify any costs incurred or savings resulting from the new requirements in the quarterly report on MA changes that DHS must submit to JCF under current law, as well as address any future fiscal impact resulting from the requirements in its biennial budget request for the 2017-19 biennium.

To be eligible for certain MA programs, especially those providing long-term care services, including family care, an individual must satisfy certain income and asset requirements. This bill provides that, when determining or redetermining an individual's financial eligibility for an MA long-term care program, or any other MA program that counts assets for determining or redetermining financial eligibility, DHS must include as a countable asset a promissory note for which the individual or his or her spouse provided the goods, money loaned, or services rendered, that is entered into or purchased on or after the effective date of the 2015-17 budget act, that is negotiable, assignable, and enforceable, and that does not contain any terms making the note unmarketable. The bill provides that a promissory note is presumed to be negotiable and that its value is the outstanding principal balance at the time of the individual's application or redetermination of eligibility for MA, unless the individual shows by credible evidence from a knowledgeable source that the note is nonnegotiable or has a different current market value, which will then be considered the note's value.

Under current law, with certain exceptions, if an institutionalized, or noninstitutionalized, individual or his or her spouse transfers assets for less than

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fair market value on or after a specific date (which is generally 60 months before the individual applies for MA), the institutionalized or noninstitutionalized individual is ineligible for certain MA services for a specified period of time. Under current law, the purchase by an individual or his or her spouse of a promissory note is a transfer of assets for less than fair market value that triggers a period of ineligibility for MA unless all of the following apply: the repayment term is actuarially sound; the payments are to be made in equal amounts during the loan's term with no deferral and no balloon payment; and the loan's terms prohibit cancellation of the balance upon the death of the lender. This bill provides that if an individual or his or her spouse enters into or purchases a promissory note on or after the effective date of the 2015–17 budget act, it is a transfer of assets for less than fair market value that triggers a period of ineligibility for MA unless all of the following apply to the promissory note: it satisfies the previously stated requirements under current law; and it is negotiable, assignable, and enforceable and does not contain any terms making the note unmarketable.

Currently, some MA services are provided through programs that operate under a waiver of federal Medicaid laws, including services provided through the BadgerCare Plus (BC+) program. Under current law, certain individuals are ineligible for BC+ for three months while they have access to certain health insurance coverage during specified time periods. Certain other individuals are also subject to three months of ineligibility under current law if the federal Department of Health and Human Services approves. This bill eliminates the three months of ineligibility for all of those individuals whose access to other health insurance has ended.

Subject to any necessary federal approval, this bill adds licensed midwife services, as well as substance abuse treatment services provided by a medically monitored treatment service or a transitional residential treatment service to other services paid for currently under the MA program. This bill also requires, subject to federal approval, DHS to provide MA reimbursement to pharmacists who meet certain requirements specified by DHS for administering vaccines to people 6 to 18 years of age.

This bill makes additional changes to the MA program, including: 1) requiring DHS to increase the MA reimbursement rate in Brown, Polk, and Racine counties to providers of pediatric dental care and adult emergency dental services, if DHS receives any necessary federal approval for the increased rate; 2) allocating moneys for the fiscal biennium for DHS to make supplemental payments to certain hospitals that have a disproportionate share of low-income patients and setting specifications for those payments; and 3) directing that the state share of payments for health care services provided in a school to children who are eligible for MA in excess of a certain amount be deposited in the MA trust fund and expended for reducing waiting lists for children's long-term care services and other children's services.

MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES

Currently, a law enforcement officer or certain other persons, in counties other than Milwaukee County, may take an individual into custody for emergency detention if the officer or other person has cause to believe that the individual is

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mentally ill, drug dependent, or developmentally disabled, and that the individual shows other evidence of the standards for emergency detention. The county department of community programs in the county in which the individual was taken into custody must approve the need for detention, and for evaluation, diagnosis, and treatment if permitted, before the law enforcement officer or other person delivers the individual to the detention facility. In Milwaukee County, currently, the law enforcement officer or other person must sign a statement of emergency detention and delivers the statement of emergency detention along with the individual to the detention facility. The treatment director of the facility must determine whether the individual is detained or detained, evaluated, diagnosed, and treated. Currently, a pilot program in Milwaukee County grants authority for a treatment director or designee, or certain physicians or psychologists, to take an individual into custody for emergency detention under the same standards as a law enforcement officer.

This bill eliminates the emergency detention procedure and the pilot program in Milwaukee County and applies the existing procedure for emergency detentions in other counties to Milwaukee County. The bill adds that a physician who has completed a residency in psychiatry, a psychologist, or a licensed mental health professional must perform a crisis assessment on the individual and agree with the need for detention in order for the county department to approve the detention.

Under current law, if a skilled nursing facility or an intermediate care facility is found to meet the classification of an institution for mental diseases, DHS must pay for care in the community or in that institution for mental diseases for individuals meeting certain criteria. Current law also requires DHS to pay for relocations of certain individuals who have mental illness to the community. The bill eliminates both of these requirements.

CHILDREN

Under current law, monthly subsidized guardianship payments may be made to the guardian of a child who has been adjudged to be in need of protection or services if certain additional conditions have been met. In addition, current law permits DCF to provide payments to the adoptive parents of a child with special needs to assist in the cost of care of the child (adoption assistance). Subject to certain exceptions, subsidized guardianship payments and adoption assistance end when the child attains 18 years of age.

This bill permits subsidized guardianship payments to be made or adoption assistance to be provided until a child attains 21 years of age if the child is a full-time student at a secondary school or its vocational or technical equivalent (full-time student), an individualized education program (IEP) is in effect for the child, and the subsidized guardianship or adoption assistance agreement for the child became effective after the child attained 16 years of age. (An IEP is a written statement for a child with a disability developed by an IEP team appointed by the child's local educational agency that includes, among other things, the child's level of academic achievement and functional performance, measurable goals for the child, the special education and related services to be provided to the child, and how the child's progress toward attaining those goals will be measured.)

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Under current law, monthly kinship care payments may be made to a relative of a child (kinship care relative) who is providing care for the child if certain additional conditions have been met. Kinship care payments generally end when the child attains 18 years of age, except that those payments may be made until a child attains 21 years of age if the child is a full-time student and an IEP is in effect for the child.

This bill requires, as an additional condition for eligibility for kinship care payments under that exception, that the child be placed in the home of the kinship care relative under an order of the court assigned to exercise jurisdiction under the Children's Code and the Juvenile Justice Code (juvenile court) or under a voluntary transition-to-independent-living agreement, which is an agreement under which a child over 18 years of age may continue in out-of-home care and receive services to assist the child in transitioning to independent living until the child attains 21 years of age, is granted a high school or high school equivalency diploma, or terminates the agreement, whichever occurs first.

Under current law, a permanency plan must be prepared for a child who is placed outside the home under a juvenile court order or under a voluntary agreement. (A permanency plan is a plan designed to ensure that a child who is placed outside the home is reunified with his or her family whenever appropriate or that the child quickly attains a placement providing long-term stability.)

This bill requires a permanency plan to be prepared for a child who is placed outside the home under a voluntary transition-to-independent-living agreement. The bill also, with respect to voluntary transition-to-independent-living agreements: 1) requires the juvenile court, by no later than 180 days after the date of the agreement, to determine whether placement of the child in out-of-home care under the agreement is in the best interests of the child; 2) provides that if DCF, DOC, or a county enters into such an agreement with a child, the agreement must specifically state that DCF, DOC, or the county has placement and care responsibility for the child and has primary responsibility for providing services to the child; and 3) grants to any person who is aggrieved by an agency's failure to enter into such an agreement or termination of such an agreement the right to a contested case hearing under the state administrative procedures laws.

Under current law, subject to certain exceptions, a facility where five or more adults who do not require care above intermediate level nursing care reside and receive care, treatment, or services that are above the level of room and board must be licensed as a community-based residential facility (CBRF). This bill provides that a facility licensed as a foster home, group home, or residential care center for children and youth (facility) that provides care for a person 18 years of age or over, but under 21 years of age, who is placed in the facility under an order of the juvenile court, a voluntary transition-to-independent-living agreement, or the placement and care responsibility of another state is not required to also be licensed as a CBRF.

Under current law, if an agency to which a report of child abuse is made determines that a child is in need of services, the agency must offer to provide appropriate services or make arrangements for the provision of services. This bill appropriates general purpose revenues to DCF to purchase or provide treatment and

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services for children who are the victims of sex trafficking. The bill requires DCF, within the availability of that funding, to ensure that such treatment and services are available to children in all geographic areas of the state, including both urban and rural communities.

Under current law, DCF, a county, or an agency contracted with to certify child care providers must require any person applying for issuance, continuation, or renewal of a child care provider license, certificate, or contract to complete a background information form. This bill exempts these persons from completing such a form when applying to continue or renew a license, certification, or contract.

Under current law, every four years an entity that provides care for children must require all of its caregivers and nonclient residents to complete a background information form provided by DCF, except that a child care provider must require the form to be completed every year. This bill exempts child care providers from the four-year requirement and instead obligates them to require any new caregiver or nonclient resident to complete the form.

HEALTH

Under current law, DHS administers the Senior Care program, which provides assistance to the elderly in the purchase of prescription drugs. To be eligible for Senior Care, a person must be a resident of the state, be at least 65 years of age, not be a recipient of prescription drug coverage through Medical Assistance, have a household income that does not exceed 240 percent of the federal poverty line, and pay a program enrollment fee. This bill adds as a requirement for eligibility for Senior Care that the person must apply for and, if eligible, enroll in Medicare Part D, which is a federal prescription drug assistance program.

Currently, DHS administers community-based, long-term care programs including: the Family Care program which provides long-term care to frail elders or adults with physical or developmental disabilities in certain counties; the self-directed services option known as IRIS; the Community Options Program (COP); and the Family Care Partnership Program (FCPP) and the Program of All-Inclusive Care for the Elderly (PACE). In addition to long-term care services, FCPP and PACE also provide primary and acute health care services.

Family Care currently operates under a waiver of federal Medicaid law and is funded jointly by the federal government and the state MA program. A care management organization (CMO) enrolls individuals in the Family Care program and administers the Family Care benefit under a contract with DHS. DHS may contract with a county, a long-term care district, a governing body of a tribe or band or the Great Lakes Inter-Tribal Council, a joint association of those entities, or a private organization to be a CMO.

The bill requires DHS to obtain the necessary federal approval to implement changes to Family Care, FCPP, and PACE including all of the following changes: eliminating long-term care districts; allowing DHS to add primary and acute health care services to the Family Care benefit, allowing CMOs to provide services statewide and not only in a specified geographic area; allowing DHS to contract with any applicants that it certifies as meeting the requirements to be a CMO and eliminates the requirement that DHS solicit proposals for contracts; generally

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allowing Family Care enrollees to switch CMOs only in an open enrollment period; and requiring administration of Family Care statewide. The bill eliminates the separate IRIS program but specifies that individuals may self-direct their services within the Family Care program. The bill also eliminates the requirement that CMOs obtain a permit from OCI but specifies that when the Family Care program begins to operate statewide CMOs are insurers and may be regulated as insurance by OCI. Once Family Care operates statewide, DHS is allowed to discontinue enrollment in certain other long-term care programs as specified in the bill.

Resource centers currently provide information and referral services among other functions, including determining eligibility and assisting individuals to enroll in a CMO. Currently, resource centers are required to provide all services specified by law. The bill allows DHS to contract with a resource center or a private entity for some or all of the services. The bill also eliminates the requirement that a resource center has a governing board and eliminates the requirement to create long-term care advisory committees.

COP is one of the programs that DHS may discontinue once Family Care is available. The bill also creates a Children's Community Options Program (Children's COP) that provides long-term community support services to individuals up to age 22 who have a disability. Children who seek services are assessed for Children's COP and a county department or private nonprofit agency will create a case plan and arrange for services. The bill requires DHS to create a scale for assessment of a fee for Children's COP based on ability to pay. DHS seeks a waiver of federal Medicaid law to obtain federal funding for Children's COP. The bill eliminates the Family Support Program.

Under current law, DHS must, after the start of each fiscal year, estimate the total amount of its expenditures for department operations for that fiscal year. Based on that estimate, DHS assesses certain health care providers for the estimated total amount, less certain amounts received for administrative purposes. This bill eliminates the authorization for DHS to charge assessments to health care providers.

OTHER HEALTH AND HUMAN SERVICES

The bill transfers oversight of restaurants, lodging, and recreation from DHS, which currently regulates those areas, to DATCP. In addition, the bill transfers oversight of tattooing, body piercing, and tanning from DHS to the new Department of Financial Institutions and Professional standards.

Under current law, for cases in which the payee is receiving services under DCF's child and spousal support and establishment of paternity and medical support liability program or in which the state is a real party in interest as specified under current law, DCF must certify to DOR, for purposes of collection through intercepting state income tax refunds, delinquent payments of child support, family support, maintenance, past support, medical expenses, birth expenses, and centralized receipt and disbursement fees, which must be paid annually by persons who are obligated to pay support or maintenance. This bill provides that DCF must also, at least annually, certify to DOR delinquent payments of centralized receipt and

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disbursement fees that are owed by all other persons not already subject to the certifications.

Under current law, if a person who owes child support under a court order is delinquent in the payment of support, the amount of the delinquent support is entered on the statewide support lien docket and becomes a lien in favor of the DCF. DCF may enforce the lien by sending a notice of levy to a financial institution at which the person has an account. DCF may also send to a financial institution a request from another state to enforce a child support lien in favor of the other state. Under this bill, in addition to sending child support to another state to enforce the other state's lien in response to a request sent by DCF, a financial institution is required to honor a notice of levy or request to enforce a lien in favor of another state that it receives directly from the other state.

Under current law, DWD assists individuals with disabilities in gaining employment through its vocational rehabilitation (VR) program, which is funded through a combination of state and federal matching dollars. In addition, DWD receives certain moneys from the federal government as reimbursement for the fact that individuals who gain employment with assistance from the VR program no longer receive certain benefits from social security. DWD must allocate \$600,000 of those reimbursement dollars and, using the moneys so allocated, make grants to independent living centers for providing nonresidential services to severely disabled individuals. Also under current law, DHS must make general purpose revenue (GPR)-funded grants to independent living centers for providing nonresidential services to severely disabled individuals. An independent living center, in order to receive a grant from either DWD or DHS, must comply with certain requirements under state and federal law. Also, under federal law, states may receive financial assistance for purposes including providing, expanding, and improving independent living services.

This bill, instead of requiring that DWD allocate \$600,000 in social security reimbursement funds to provide these grants, requires DWD to transfer \$600,000 of those moneys to DHS and allows DHS to provide grants using those moneys, as well as the federal independent living center financial assistance moneys.

INSURANCE

Under current law, a local governmental unit may insure its property in the local government property insurance fund (fund), which is managed by the commissioner of insurance and provides protection for the property insured in the fund against fire and extended coverage perils. The bill provides that no new coverage may be issued under the fund on or after July 1, 2015; no coverage may be renewed after December 31, 2015; no coverage may extend beyond December 31, 2016; all claims must be filed by July 1, 2017, or they will not be covered under the fund; and any moneys remaining after all fund operations cease will be distributed among the local governmental units that were insured on July 1, 2015.

JUSTICE

This bill requires DOJ to provide grants to state agencies, local units of government, and private organizations to support the investigation, prosecution, or prevention of crime; to enhance public safety; to facilitate information sharing

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among jurisdictions and among agencies; to support crime victims; and to reduce recidivism and crime. DOJ must consult with local law enforcement, district attorneys, the secretary of corrections, the director of state courts, and the public defender to develop a strategic plan for the grants.

This bill transfers, from DOA to DOJ, the state prosecutor office, which provides administrative and legal support to district attorneys statewide.

The bill allows the attorney general to appoint, in the unclassified service of the state civil service system, a solicitor general and up to three deputy solicitors general and to assign assistant attorneys general to assist the solicitor general.

Under the bill, DOJ transfers a portion of the moneys it receives from a crime laboratory surcharge and from a deoxyribonucleic acid analysis surcharge paid by persons who commit certain offenses to the appropriation account that pays for crime laboratory equipment.

LOCAL GOVERNMENT

This bill creates a sports and entertainment district (district) with powers and duties to facilitate the construction of a basketball arena, as well as other sports and entertainment facilities (facilities), in a county with a population of more than 500,000 that has a first class city (collectively, local units) in which a professional basketball team's home arena is currently located. Generally, the district is governed by a board of nine members nominated by the governor and confirmed by of the senate. Also under the bill, the county executive and mayor of a local unit may each appoint one additional member to the board if the local unit provides funding to the district.

Board members must be Wisconsin residents, have executive and managerial experience, and may not be elective office holders or candidates for elective office. The district may not incur debt or impose taxes and may operate and manage the basketball arena and other facilities. The bill permits the Bradley Center Sports and Entertainment Corporation, which currently owns the Bradley Center, to transfer the ownership and debt of the Bradley Center to the district.

The bill authorizes the state to issue or contract \$220,000,000 in appropriation obligations to be used as a grant to assist a district in the construction of facilities, including the acquisition or lease of property. Under the bill, the state may only provide such a grant if the district has secured additional funding for the project in an amount at least equal to \$300,000,000.

Any lease between the team and the district for the use of the facilities must provide that, if the team fails to fulfill its obligations under the lease, the team will pay the state an amount that is sufficient to pay off the appropriation obligations.

Generally under current law, if a municipality (a city, village, or town) changes its boundaries or its name, or if it changes status, the municipality must file a certified copy of the change with the secretary of state. Depending on the type of municipal action taken, the secretary of state may be required to notify other state agencies and may be required to issue a certificate of incorporation to the municipality. Under this bill, certified copies of such changes, and related certificates of incorporation changes, must be filed with, and issued by, the secretary of DOA.

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Under current law, a person who is convicted of a crime is generally ordered to pay various surcharges that fund a variety of programs related to criminal justice. The bill creates a surcharge of \$20 for each felony and misdemeanor that the clerk of court forwards to the county treasurer, for retention in a crime prevention fund. Moneys from the fund are distributed as grants at the direction of a crime prevention funding board (CPFEB).

Under the bill, a CPFEB is created in every county whose treasurer receives funds from the surcharge. Each CPFEB consists of seven members, who serve for a term that is determined by the CPFEB: the presiding judge of the circuit court, or his or her designee; the district attorney, or his or her designee; the sheriff, or his or her designee; the county executive, county administrator, or county board chairperson, or his or her designee; the chief elected official of the city, village, or town with the largest population in the county, or his or her designee; a person chosen by a majority vote of the top law enforcement officials of the departments that are located in the county; and a person chosen by the county's public defender's office. Members of a CPFEB may be reimbursed for expenses but may not receive any other compensation.

A CPFEB may solicit grant applications from certain specified entities and may award grants to such entities. At least one-half of the funds must go to one or more private, nonprofit organizations that has as its primary purpose preventing crime, providing a funding source for crime prevention programs, encouraging the public to report crime, or assisting law enforcement agencies in the apprehension of criminal offenders. A CPFEB may direct that the rest of the funds be distributed to a law enforcement agency that has a crime prevention fund, if the contribution is credited to the crime prevention fund and is used for crime prevention purposes.

The bill requires that a CPFEB and any entity that receives a grant from a CPFEB must submit an annual report to certain specified entities detailing the amounts spent, the purposes for which the grants were spent, and contact information for the entity and the entity's leaders. The reports must be distributed to the clerk of court for the county that distributed the funds, the county board, and the governing bodies of the cities, villages, and towns in the county.

Under current law, DOR may enter into debt collection agreements with the courts and local units of government. This bill specifies that a county board may enter into a debt collection agreement with DOR.

Under current law, a city, village, town, or county (political subdivision) may establish a lean program to increase the value of the goods and services the political subdivision provides with the fewest possible resources and may contract with a business to help the political subdivision in establishing its lean program. This bill repeals the lean program for political subdivisions.

This bill directs each municipal clerk to, no later than October 15 of each year following the year of a federal decennial census, transmit to the county clerk a report confirming the boundaries of the municipality and each ward within the municipality. Under the bill, the report must be accompanied by a map showing the municipal and ward boundaries and a list of the census block numbers of which the municipality and each ward within the municipality are comprised.

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The bill also directs each county clerk to biennially transmit to the Legislative Technology Services Bureau (LTSB), in an electronic format approved by LTSB, a report confirming the boundaries of each municipality and each ward and supervisory district within the county. Upon receipt of the information from each county clerk at each reporting interval, LTSB must reconcile and compile the information received into a statewide data base consisting of municipal boundary information for the entire state.

MILITARY AFFAIRS

This bill creates an Office of Continuity of Government (office) in DOA. The bill requires the office to consult with the administrator of the Division of Emergency Management in DMA to establish and administer a program to ensure the continuity of government operations during a disaster. The office must establish and help administer a continuity of operations plan for each agency or other body in the executive branch of state government, unless the office delegates that responsibility to the state agency.

NATURAL RESOURCES**GOVERNANCE**

Under current law, the Natural Resources Board (board) is the policy-making entity for DNR. The board approves DNR's rules, sells land, and appoints high-level staff. This bill transfers this authority from the board to the secretary of natural resources and changes the board to a council, which is an advisory body.

FORESTRY

This bill requires DNR to develop a plan to move the headquarters of the Division of Forestry from the city of Madison to a northern Wisconsin location, including a description of the costs of relocating the headquarters, a timeline for implementing the relocation, and a list of location options.

Under current law, DNR is required to award cost-sharing urban forestry grants to local governments and certain other entities for activities relating to trees and tree projects in urban areas (cost-sharing urban forestry grants). DNR may also award urban forestry grants (discretionary urban forestry grants) to certain entities for cost relating to trees that have been damaged by storms. This bill eliminates DNR's authority to award discretionary urban forestry grants. The bill also limits the purposes for which DNR may award cost-sharing urban forestry grants.

Under the Managed Forest Land Program administered by DNR, the owner of a parcel of land designated as managed forest land (MFL) makes an annual acreage share payment that is lower than, and in lieu of, the property taxes that normally would be payable on the land. In exchange, the owner must comply with the terms of a management plan approved by DNR.

This bill provides that, if timber cutting is required under the terms of an MFL management plan, the owner is not required to obtain DNR approval of the cutting if prior notice is provided to DNR by a cooperating forester.

OTHER NATURAL RESOURCES

Current law authorizes the state to incur public debt for certain conservation activities under the Warren Knowles-Gaylord Nelson Stewardship 2000 Program

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(stewardship program), which is administered by DNR. The state may incur this debt to acquire land for the state for conservation purposes and for property development activities and may award grants to others to acquire lands for these purposes.

The stewardship program consists of five subprograms. This bill prohibits DNR from obligating amounts under the land acquisition subprogram beginning in fiscal year 2015–16 if the general fund annual debt service under the stewardship program exceeds \$54,305,700.

Current law requires DNR to set aside certain amounts under the property development and local assistance subprogram to be obligated for the purpose of infrastructure improvements to the Kettle Moraine Springs fish hatchery. This bill requires DNR to set aside an additional \$7,000,000 in fiscal year 2016–17 and an additional \$7,000,000 in fiscal year 2017–18 for this purpose.

Current law authorizes DNR to contract public debt to fund a dam safety program. DNR has bonding authority for the program of up to \$17,500,000, the debt service on which is paid from the general fund. DNR also has additional bonding authority under the program of up to \$6,600,000, the debt service on which is paid from the conservation fund. This bill increases DNR's bonding authority, the debt service on which is paid from the general fund, by \$4,000,000.

This bill increases certain fees for vehicle admission receipts, which a vehicle must display to enter any state park or certain other properties under the jurisdiction of DNR. This bill also increases the nightly fees for use of a campsite in a state park, state forest, or other lands under the jurisdiction of DNR.

Under current law, DNR administers various grant and financial assistance programs. This bill eliminates the following:

1. A program that provides annual grants to nonprofit corporations for certain urban open space objectives.
2. A program that provides grants to nonprofit corporations that conduct activities related to the ice age trail.
3. Funding for interpretive programming at the Northern Great Lakes Center.
4. Two programs that provide grants to nonprofit corporations to conduct various conservation activities.
5. Funding for the operational costs of the Florence Wild Rivers Interpretive Center.
6. A program to award contracts to nonprofit corporations to assist nonprofit river management organizations.
7. A program to award contracts to nonprofit corporations for lake classification and management projects.
8. Funding to repair the Fox River navigational system.
9. A program to award grants to counties to fund a percentage of the salary of a professional forester.
10. Funding for a forestry and fire prevention study.
11. A program to provide grants certification for master logger certification or logger safety training.

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12. A program to award grants to a nonprofit organization to provide education on hunting, fishing, and trapping and to establish programs to recruit persons to engage in those activities.

13. A program to award grants to promote the safe operation of all-terrain vehicles.

RETIREMENT AND GROUP INSURANCE

Currently, state employees may receive health care coverage under Group Insurance Board plans and qualify for employer contributions toward the payment of their health insurance premiums depending on the number of hours they are employed during the year. This bill permits state employees to be paid an annual stipend of \$2,000 in lieu of health insurance coverage.

This bill increases the terms of appointed members of the Group Insurance Board from two years to four years, expiring on May 1 of the odd-numbered years.

SAFETY AND PROFESSIONAL SERVICES**ELIMINATION OF DSPTS**

Under current law, DSPTS and the various boards and councils attached to DSPTS regulate professional licensure and buildings and safety in Wisconsin. Effective January 1, 2016, this bill eliminates DSPTS and transfers all of its functions to DFIPS. The bill attaches to DFIPS the various boards and councils attached to DSPTS under current law.

PROFESSIONAL LICENSURE

Under current law, the licensure period for most credentials issued by DSPTS or a credentialing board under DSPTS is two years, with renewal dates in either the odd-numbered or even-numbered year.

This bill instead provides that the licensure period for most credentials is four years, staggered so that the actual renewal dates for credential holders who have even-numbered birth years are two years apart from the renewal dates for credential holders who have odd-numbered birth years. The bill also provides that the change from two-year to four-year credential periods may be phased in over time.

Under current law, the Veterinary Examining Board (board) regulates the practice of veterinarians and veterinary technicians in Wisconsin. Currently, the board is under the umbrella of DSPTS. This bill transfers the board to the DATCP.

Current law requires the Pharmacy Examining Board (PEB) to establish by rule and administer a prescription drug monitoring program (PDMP). The PDMP requires pharmacies and physicians or other practitioners to generate a record documenting each dispensing of a prescription drug by the pharmacy or practitioner that is covered by the PDMP, generally a controlled substance or other drug the PEB identifies as having a substantial potential for abuse. Among other requirements, the pharmacy or practitioner must deliver records generated under the PDMP to the PEB. This bill transfers the PDMP to the Controlled Substances Board (CSB), which, like the PEB, is attached to DSPTS.

The bill also adds all of the following members to the current membership of the CSB:

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1. The chairperson of the Medical Examining Board or his or her designee.
2. The chairperson of the Dentistry Examining Board or his or her designee.
3. The chairperson of the Board of Nursing or his or her designee.

The bill also specifies that the PEB may disclose a record generated under the PDMP to law enforcement agencies, including under circumstances indicating suspicious or critically dangerous conduct or practices of a pharmacy, pharmacist, practitioner, or patient.

Current law further requires the PEB to specify by rule the discipline for failure to comply with the PDMP. Under the bill, those rules must permit the board to refer to the appropriate board for discipline, or the appropriate law enforcement agency for investigation and possible prosecution, a pharmacist, pharmacy, or practitioner that fails to comply with the PDMP.

BUILDINGS AND SAFETY

This bill transfers DSPS's responsibilities with respect to administration of the laws regulating private on-site wastewater treatment systems (POWTS) to DNR and eliminates a program to provide grants to individuals and businesses who are served by failing POWTS.

This bill further transfers \$21,000,000 from the petroleum inspection fund to the transportation fund in each year of the fiscal biennium.

STATE GOVERNMENT**STATE FINANCE**

This bill increases the amount of state public debt to refund any unpaid indebtedness used to finance tax-supported or self-amortizing facilities from \$3,785,000,000 to \$5,285,000,000.

The bill extends into the 2016–17 fiscal year a lapse requirement imposed for most state agencies during the 2013–15 fiscal biennium. Under the bill, the secretary of administration must lapse moneys to the general fund from executive branch state agency general purpose revenue and program revenue appropriations.

The bill requires the cochairpersons of the Joint Committee on Legislative Organization, during the 2015–17 fiscal biennium, to ensure that \$9,232,200 is lapsed from sum certain general purpose revenue appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both.

Currently, in any fiscal year, the secretary of administration may temporarily reallocate moneys to the general fund from other funds in an amount not to exceed 5 percent of the total general purpose revenue appropriations for that fiscal year. In 2013 Wisconsin Act 20, this amount was increased to 9 percent for the 2013–15 fiscal biennium. This bill makes the increase to 9 percent permanent.

Current statutes provide that no bill directly or indirectly affecting general purpose revenues may be adopted if the bill would cause the estimated general fund balance on June 30 of any fiscal year to be less than a certain amount of the total general purpose revenue appropriations for that fiscal year. For fiscal years 2017–18 and 2018–19, and for each fiscal year thereafter, the amount is 2 percent of total general purpose revenue appropriations for that fiscal year.

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This bill provides that for fiscal years 2017–18 and 2018–19, the amount is \$65,000,000; and for 2019–20 and each fiscal year thereafter, the amount is 2 percent of total general purpose revenue appropriations for that fiscal year.

OTHER STATE GOVERNMENT

This bill specifies a method by which most Building Commission approvals will be made. Other than a pre-budget request for a project budget increase or of a substantial change in an enumerated project, Building Commission approvals are made by a passive review process. Requests for approval are submitted in writing to the Building Commission. If, within 14 working days after the date of that written request, a majority of the members of the Building Commission do not request that the Building Commission schedule a meeting to review the request, the request is approved.

Also under this bill, at the first meeting of the Building Commission following the enactment of the biennial budget act, the Building Commission may 1) authorize DOA to contract certain public debt in an amount not to exceed the amount that the Building Commission is authorized to contract; 2) release an amount not to exceed the amount of state building trust fund moneys to DOA for planning for enumerated projects; and 3) authorize DOA to issue revenue-obligation refunding obligations. Also, after this first meeting of the Building Commission, DOA must report quarterly to the Building Commission regarding the status of projects under the state building program.

Under current law DOA may prepare a request for the issuance of operating notes and may submit the request to the Building Commission. The request must be signed by the governor and the secretary of administration and is subject to review by JCF.

Under this bill, DOA is not required to submit a request for the issuance of operating notes to the Building Commission. Instead, DOA may prepare an authorizing certification for the issuance of operating notes that must be signed by the secretary, must be transmitted to the governor, and is subject to review by JCF.

Under current law, the Building Commission may authorize money from the state building trust fund to be available for a project costing \$760,000 or less and the building commission may authorize the design and construction of any building, the acquisition of land, or the repair or improvement of any building, structure, or facility that costs more than \$760,000 only if the project is enumerated in the state building program. This bill increases each of those thresholds to \$3,000,000. Also, current law generally prohibits the state from entering into a contract for the construction of or addition to any building in connection with a building project involving a cost that exceeds \$185,000 without approval by the building commission. This bill increases that threshold to \$760,000. Under current law, a contract to perform for the state any engineering services, architectural services, construction work, or limited trades work that involves an expenditure over \$60,000 must be approved by the governor. This bill increases that threshold to \$150,000.

Under current law, DOA manages all engineering, design, and construction work for state agencies, including the UW System, but DOA may delegate its management authority to an agency for a specific project. Plans and specifications

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for all work on UW projects are subject to approval of DOA. Under this bill, a project for UWSA, which is created effective July 1, 2016, under this bill, is subject to Building Commission approval and DOA supervision if the project is funded entirely from general purpose revenues. For any project of UWSA that is not funded entirely by general purpose revenues, Building Commission approval is not required and UWSA is in charge of all aspects of the project, except that DOA is still responsible for the bidding process on a project of UWSA that costs at least \$760,000. DOA may not charge UWSA for conducting the bidding process on such a project.

Currently, the UW System may not accept a gift or grant of real property valued in excess of \$150,000 or any gift of a building, structure, or facility that is constructed for the benefit of the UW System without approval of the Building Commission. Under the bill, this restriction does not apply to UWSA.

Under current law, the Office of State Employment Relations (OSER) administers the state civil service and is attached to DOA for administrative purposes. Within OSER there is a Division of Merit Recruitment and Selection. This bill restructures OSER into a Division of Personnel Management in DOA, managed by an unclassified division administrator, and restructures the Division of Merit Recruitment and Selection, managed by an unclassified director, into a Bureau of Merit Recruitment and Selection in the Division of Personnel Management.

Current law makes annual and biennial appropriations from the universal service fund (USF) for various telecommunications and other programs. Current law also requires the PSC to administer a grant program for constructing broadband infrastructure in underserved areas. This bill provides funding for the grant program by transferring to the PSC, at the end of each fiscal year or fiscal biennium, the unencumbered balances from the USF-funded appropriations. The bill also makes an appropriation from the USF to the PSC for the grant program. Also under the existing grant program, the PSC makes grants to eligible applicants for the purpose of constructing broadband infrastructure in underserved areas designated by the PSC. Under this bill, the criteria for awarding grants under the program must give priority to projects that are scalable.

This bill requires the PSC to study health issues related to wind energy systems and submit a report on the study to the governor and legislature. Current law requires the wind siting council to survey peer-reviewed scientific research regarding the health impacts of such systems. The bill allows the PSC's study to consider, but not replicate, those surveys.

Under current law, DOA administers requirements for providing relocation assistance to persons displaced when their property is condemned for public improvements. This bill requires the PSC, instead of DOA, to administer those requirements. Also under current law, DOA has established a state energy office to administer certain programs funded by the federal Department of Energy. The bill transfers the administration of those programs to the PSC.

Current law permits DOA, or its agents, to enter into contracts for services, and requires DOA to promulgate rules for the procurement of contractual services.

This bill clarifies that “contractual services” does not include information technology products or services that are delivered using a subscription and central

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hosting delivery model. The bill also eliminates the current requirement that DOA promulgate rules requiring agencies to conduct a cost-benefit analysis and review the continued appropriateness of contractual service procurements of more than \$50,000.

This bill permits DOA to transfer to DOA staff and equipment related to the provision of information technology security or desktop management services from another executive branch agency that has a secretary serving at the pleasure of the governor. The bill also permits DOA to assess those executive branch agencies for information technology services provided by DOA.

This bill requires DOA to administer human resources and payroll services, finance services, budget and procurement functions, and information technology services for certain state agencies and boards. This bill also requires DOA to study an enterprise-wide model for shared services and to submit an implementation plan incorporating the results of the study to the governor and the legislature by June 30, 2016.

Under current law, DOA administers the Technology for Educational Achievement program, known as TEACH, that offers telecommunication access to certain educational agencies at discounted rates and by subsidizing the cost of installing data lines and video links. Under current law, subject to certain exceptions, an educational agency may request access to only one data line or one video link under the TEACH program. Under the bill, an educational agency may request access to multiple data lines and video links under the TEACH program.

This bill transfers the governor's authority to make literacy improvement grants and literacy development grants to DCF and transfers the Read to Lead Development Council from the office of the governor to DCF.

This bill eliminates the authority of the secretary of state to appoint an assistant secretary of state and the authority of the state treasurer to appoint an assistant state treasurer.

TAXATION**INCOME TAXATION**

Under current law, WEDC may certify a person to claim a state tax credit to supplement the federal historic rehabilitation tax credit. Under the bill, FWDA may certify up to \$10,000,000 in any year for this tax credit and must adopt policies and procedures for evaluating claims and certifying credits. FWDA may not certify a person for the credit if the person has no state income tax liability, may certify a nonprofit entity for the credit if the entity intends to transfer the credit to a person with a tax liability.

The bill also requires a person to report to FWDA the number of full-time jobs created by the activity for which the person claimed a credit. If the activity creates fewer jobs than projected, the person must repay to DOR any amount of the credit in proportion to the number of jobs created compared to the number projected.

The bill eliminates the portion of the supplement to the federal historic rehabilitation tax credit that applies to buildings first placed in service before 1936.

Under current law, a person may claim the economic development tax credit for eligible activities in economically distressed areas of the state, as determined by

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WEDC. Currently, a person may also claim a jobs tax credit equal to 10 percent of the wages paid to employees whose wages satisfy certain thresholds.

This bill eliminates the economic development tax credit and the jobs tax credit and creates the business development credit. Under the business development credit, a person certified by FWDA may claim all of the following:

1. An amount not exceeding 10 percent of the amount of wages that the person paid to an employee in a full-time position.

2. An amount not exceeding 5 percent of the amount of wages that the person paid to an employee in a full-time position, if the eligible position is at the claimant's business in an economically distressed area.

3. An amount not exceeding 50 percent of the costs incurred to undertake certain job-training activities.

4. An amount not exceeding 3 percent of the personal property investment and 5 percent of the real property investment in certain capital investment projects.

5. A percentage of wages paid to a full-time employee performing corporate headquarters functions in Wisconsin.

The bill makes technical changes to the manufacturing and agriculture tax credit and changes the jobs tax credit appropriation from a continuing appropriation to a sum sufficient appropriation.

The bill modifies the definitions of "Internal Revenue Code," for state income and franchise tax purposes, in order to adopt federal law provisions related to cooperative and small employer charity pension plans and the tribal general welfare exclusion act.

The bill repeals expired development zone tax credits.

PROPERTY TAXATION

Beginning with the property tax assessments on January 1, 2017, counties will assess all property, other than manufacturing property, within their boundaries. Counties that are contiguous to one another may also create regional assessment units to assess all property within the region. A first or second class city that is conducting its own assessments as of January 1, 2015, may continue to do so, but if, in subsequent years, the city fails to assess property at its full value, the city becomes subject to the county or regional assessment unit assessment.

The bill increases the appropriation for the school levy property tax credits so that the total amount distributed to claim against a person's property tax liability is \$958,600,000 in 2016 and \$853,000,000 in each year thereafter. Currently, the annual distribution is \$747,400,000.

OTHER TAXATION

This bill modifies the definition of a "retailer engaged in business in this state" for use tax purposes, so that it includes the following:

1. Any person repairing or installing equipment in this state.

2. Any person delivering goods into this state in a vehicle owned by the business that is selling the goods.

3. Any person performing construction activities in this state.

Under current law, DOR is authorized to set off refunds due a taxpayer against debts that the taxpayer owes state agencies, local governments, and the federal

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government. If any amounts remain after the setoffs are satisfied, the taxpayer receives the balance. The bill specifies that a taxpayer does not have any right to refunds until the setoff procedure has been completed.

The bill excludes the operator of a distribution facility selling tangible personal property, coins, and stamps on behalf of a third-party seller from the definition of “retailer” for purposes of imposing and collecting sales and use taxes.

Under current law, an agent of DOR may execute a tax warrant against the property of a delinquent taxpayer. The property may be sold, in the county in which the warrant is filed, at a sale or auction under the same procedures that would apply to a sheriff’s sale or auction of the property. Some of the applicable procedures require that the auction be held between 9:00 a.m. and 5:00 p.m. and that the property be within view of those attending the sale. The bill provides that a sale or auction of property under a DOR issued tax warrant may be conducted by DOR or by a third-party entity. In addition, the bill authorizes DOR or the third-party entity to hold the sale in any county in the state and in any manner that DOR believes will bring the highest net bid or price, including an Internet-based auction or sale.

The bill changes the effective date of provisions related to sales tax return adjustments for private label credit card bad debt from July 1, 2015, to July 1, 2017.

TRANSPORTATION**HIGHWAYS**

Current law specifies that southeast Wisconsin freeway megaprojects are highway projects on southeast Wisconsin freeways that have a total cost of more than \$500,000,000. DOT may not provide funding for construction of these projects without legislative approval. This bill authorizes DOT to provide funding for construction of the I 94 east-west project.

Under current law, the Building Commission may issue revenue bonds for certain major highway projects and transportation administrative facilities. This bill increases the revenue bond limit from \$3,768,059,300 to \$4,779,086,300.

This bill also provides that revenue bond proceeds may be expended for the southeast Wisconsin freeway megaprojects that have been approved by the legislature.

This bill allows general obligation bonds in an amount not exceeding \$383,386,600 under one of the provisions authorizing bonding for DOT to fund state highway rehabilitation projects.

This bill allows general obligation bonds, in an amount not exceeding \$255,000,000, for DOT to fund major interstate bridge projects. This bill allows general obligation bonds, in an amount not exceeding \$216,800,000 for DOT to fund high-cost state highway bridge projects.

Under current law, with several exceptions, DOT is required to ensure that bikeways and pedestrian ways are established in all new highway construction and reconstruction projects funded from state or federal funds. Under this bill, these requirements are repealed.

Under current law, highway improvement projects undertaken by DOT must be executed by contract based on bids, with limited exceptions. This bill authorizes DOT, for no more than three highway improvement projects, to enter into contracts

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using a construction manager–general contractor process. Under this process, the department contracts with a provider of construction services to supervise the design work for the project and, subject to an acceptable proposal, contracts with the provider of construction services for construction of the project.

Under current law, with certain exceptions, DOT may not expend more than 1.5 percent of the project costs of any highway improvement project on elements DOT determines are primarily related to the aesthetic preferences of communities adjacent to the project (community sensitive solutions). Under this bill, DOT may not expend any state funds for community sensitive solutions.

DRIVERS AND MOTOR VEHICLES

Under current law, most operator’s licenses issued by DOT must be renewed every eight years. In general, an applicant for renewal of an operator’s license must pass an eyesight test and have his or her photograph taken.

Under this bill, if an applicant for renewal of a license to operate only “Class D” vehicles satisfies eligibility requirements established by DOT, the applicant may apply for renewal, and DOT may renew the license, by electronic means and without a photograph. The procedure may be used by an applicant once in each 16–year period.

Under current law, DOT issues identification cards, to be used for identification purposes only, to residents who do not possess valid operator’s licenses. The cards expire eight years from the date of the person’s next birthday. Under this bill, an identification card issued to a person who is 65 years of age or older at the time of issuance does not expire.

Under current law, various rules govern the expiration of operator’s licenses. Most operator’s licenses issued by DOT expire eight years after the date of issuance. Probationary licenses and original licenses other than instruction permits expire two years from the date of the person’s next birthday. Licenses issued to certain persons who move to the state and who have been licensed in another state expire three years from the date of the person’s next birthday.

Under this bill, specific provisions regarding the expiration date of original licenses other than instruction permits and licenses issued to persons who move to the state are repealed. In general, under this bill, licenses issued to persons who move to the state will expire eight years after the date of issuance.

Under current law, the fee for the initial issuance of a license authorizing only the operation of “Class D” vehicles is \$18 and the fee for the renewal of such a license is \$24. Under this bill, the fee for the issuance or renewal of such a license, except a probationary license, is \$24 and the fee for the issuance of a probationary license is \$18.

Under current law, certain persons who transport passengers or property by motor vehicle on highways (motor carriers) are subject to certain regulations. Current law defines one type of motor carrier, a “private motor carrier,” as “any person except a common or contract motor carrier engaged in the transportation of property by motor vehicle other than an automobile or trailer used therewith, upon the public highways.” Under this bill, a “private motor carrier” is defined to mean

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“any person who provides transportation of property or passengers by commercial motor vehicle and is not a contract motor carrier.”

Under current law, DOT must charge an applicant for a commercial driver license and for an endorsement to operate a school bus. This bill waives those fees for an applicant holding a military commercial driver license.

TRANSPORTATION AIDS

Under current law, DOT administers a transportation facilities economic assistance and development (TEA) program. Under the program, DOT may award a grant to a political subdivision to provide up to 50 percent of the cost of improvements to transportation facilities, if the political subdivision provides at least 50 percent of the cost of the improvement. This bill increases the state share of the cost of an improvement project to 80 percent of the total project cost and reduces the local share to 20 percent of the total project cost.

RAIL AND AIR TRANSPORTATION

This bill allows general obligation bonding in an amount not exceeding \$251,500,000 for railroad property acquisition and improvement and in an amount not exceeding \$79,000,000 for rail passenger route development.

Under current law, most public property is subject to local special assessment. One exception provides that certain state highway or railway property is not subject to local special assessment. This bill specifies that certain state property related to freight rail service is not subject to local special assessment.

Under current law DOT may enter into sponsorship agreements under which DOT displays material associated with the sponsor at locations owned or controlled by DOT for a fee or provision of services. Fees received by DOT under an agreement may be used by DOT for certain specified purposes, including the maintenance and repair of state trunk highways and routine maintenance activities performed under contract with DOT.

Under this bill, the fees received by DOT for the display of material at a passenger railroad station are deposited into the transportation fund.

OTHER TRANSPORTATION

Under current law, rail transport generally is regulated by the Federal Railroad Administration (FRA). The FRA does not regulate certain public transportation systems that operate along a fixed guideway. This bill creates a transit safety oversight program within DOT, under which DOT may oversee, enforce, investigate, and audit all safety aspects of fixed guideway transit systems.

Under current law, the Building Commission may issue revenue bonds for major highway projects and transportation administrative facilities. DOT may deposit in a special trust fund vehicle registration and titling fee revenues that are pledged for the repayment of these revenue bonds. This bill allows DOT to pledge one-half of motor vehicle fuel tax revenues for the repayment of revenue bonds.

Under current law, DOT administers an elderly and disabled transportation capital assistance program to award grants to qualified private, nonprofit organizations and local public bodies for capital costs related to specialized vehicles and facilities used to provide transportation services to elderly and disabled persons.

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This bill changes several of the requirements of the program. Under the bill: 1) the program is not limited to capital costs; 2) the assistance beneficiary category is changed to seniors age 65 or older; 3) DOT need not maintain an annual application cycle; and 4) several statutory requirements that are in addition to federal requirements are eliminated.

This bill transfers administration of the pretrial intoxicated driver intervention grant program from DOT to DHS.

VETERANS

Under current law, DVA administers a grant program for a grant of \$500,000 to VETransfer, Inc. (VETransfer), an organization that provides training and other assistance to veterans engaged in entrepreneurship. Of those moneys, VETransfer is required to use at least \$300,000 to make grants to Wisconsin veterans or their businesses to cover costs associated with the start-up of veteran-owned businesses located in Wisconsin, and VETransfer is authorized to use up to \$200,000 to provide entrepreneurial training and related services to Wisconsin veterans. VETransfer must repay to the state any moneys not used by June 30, 2017.

This bill transfers that grant program to the Forward Wisconsin Development Authority.

Under current law, DVA subsistence payments and health care assistance to certain veterans and their dependents and a person may be eligible for those benefits only if the person is a resident of and living in Wisconsin at the time the person applies for the benefits. This bill eliminates that residency requirement for such subsistence payments and health care assistance.

Also under current law, the parent of a veteran may be eligible for admission as a resident in a veterans home in Wisconsin. The bill limits that eligibility to a parent of a person who died while serving in the U.S. armed forces.

Because this bill relates to an exemption from state or local taxes, it may be referred to the Joint Survey Committee on Tax Exemptions for a report to be printed as an appendix to the bill.

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

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

2 1.12 (1) (b) “State agency” means an office, department, agency, institution of
3 higher education, the legislature, a legislative service agency, the courts, a judicial
4 branch agency, an association, society, or other body in state government that is
5 created or authorized to be created by the constitution or by law, for which

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1 appropriations are made by law, excluding the ~~Wisconsin Economic Development~~
2 ~~Corporation~~ Forward Wisconsin Development Authority.

3 **SECTION 2.** 5.15 (1) (c) of the statutes is amended to read:

4 5.15 (1) (c) The wards established by municipal governing bodies in a division
5 ordinance or resolution enacted or adopted under this section shall govern the
6 adjustment of supervisory districts under s. 59.10 (2) (a) and (3) (b) and of aldermanic
7 districts under s. 62.08 (1) for the purpose of local elections beginning on January 1
8 of the 2nd year commencing after the year of the census until revised under this
9 section on the basis of the results of the next decennial census of population unless
10 adjusted under sub. (2) (f) 4. or 5., (6) (a), or (7), or unless a division is required to
11 effect an act of the legislature redistricting legislative districts under article IV,
12 section 3, of the constitution or redistricting congressional districts. The populations
13 of wards under each decennial ward division shall be determined on the basis of the
14 federal decennial census and any official corrections to the census issued on or before
15 the date of adoption of the division ordinance or resolution to reflect the correct
16 populations of the municipality and the blocks within the municipality on April 1 of
17 the year of the census.

18 **SECTION 3.** 5.15 (2) (f) 5. of the statutes is created to read:

19 5.15 (2) (f) 5. Territory that lies between an actual municipal boundary that
20 existed on April 1 of the year of a federal decennial census and an intersecting
21 municipal boundary that deviates from the actual municipal boundary on that date
22 if the deviating boundary was used by the U.S. bureau of the census to enumerate
23 the population of the municipality in that census.

24 **SECTION 4.** 5.15 (4) (b) of the statutes is amended to read:

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1 5.15 (4) (b) Within 5 days after adoption or enactment of an ordinance or
2 resolution under this section or any amendment thereto, the municipal clerk shall
3 transmit one copy of the ordinance or resolution or the amendment to the county
4 clerk of each county in which the municipality is contained, accompanied by the list
5 and map specified in par. (a). ~~If the population of the municipality exceeds 10,000,~~
6 ~~the municipal clerk shall furnish one copy to the legislative reference bureau at the~~
7 ~~same time.~~ Each copy shall identify the name of the municipality and the county or
8 counties in which it is located.

9 **SECTION 5.** 5.15 (4) (bg) of the statutes is created to read:

10 5.15 (4) (bg) No later than October 15 of each year following the year of a federal
11 decennial census, each municipal clerk shall file a report with the county clerk of
12 each county in which the municipality is contained confirming the boundaries of the
13 municipality and of all wards in the municipality. The report shall be accompanied
14 by a map of the municipality and a list of the block numbers of which the municipality
15 and each ward within the municipality are comprised. Within 5 days after notice to
16 the municipal clerk of a judgment that has the effect of changing the municipal
17 boundaries, the clerk shall file the same report. Each report filed under this
18 paragraph shall identify the name of the municipality and the county or counties in
19 which it is located.

20 **SECTION 6.** 5.15 (4) (br) of the statutes is created to read:

21 5.15 (4) (br) 1. Except as provided in subd. 2., no later than January 15 and July
22 15 of each year, the county clerk shall transmit to the legislative technology services
23 bureau a report confirming the boundaries of each municipality, ward, and
24 supervisory district in the county together with a map of the county, in an electronic

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1 format approved by the legislative technology services bureau. Each report shall be
2 current to the nearest January 1 or July 1 preceding the date of the report.

3 2. In each year following the year of a federal decennial census, the July report
4 shall instead be transmitted no later than November 1 and shall be current to the
5 date of the report. The November 1 report shall be accompanied by a list of the block
6 numbers of which the county and each municipality and ward within the county are
7 comprised.

8 **SECTION 7.** 5.15 (7) of the statutes is amended to read:

9 5.15 (7) If a new ~~town~~ municipality is created or if part of a ~~town~~ municipality
10 is annexed to a city or village during a decennial period after April 1 of the year of
11 the federal decennial census, the ~~town board~~ governing body of any ~~town~~
12 municipality to which territory is attached or from which territory is detached,
13 without regard to the time provisions of sub. (1) (b), may, by ordinance or resolution,
14 create new wards or adjust the existing wards in that ~~town~~ municipality to the extent
15 required to reflect the change. If a municipality is consolidated with another
16 municipality during a decennial period after April 1 of the year of the federal
17 decennial census, the governing body of the consolidated municipality, without
18 regard to the time provisions under sub. (1) (b), may, by ordinance or resolution,
19 create new wards or adjust the existing wards of the municipality to the extent
20 required to reflect the change. No ward line adjustment under this subsection may
21 cross the boundary of a congressional, assembly, or supervisory district. The Within
22 5 days after adoption of the ordinance or resolution, the municipal clerk shall
23 transmit copies of the ordinance or resolution making the adjustment to the county
24 clerk in compliance with sub. (4) (b).

25 **SECTION 8.** 7.33 (1) (c) of the statutes is amended to read:

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1 7.33 (1) (c) “State agency” has the meaning given under s. 20.001 (1) and
2 includes an authority created under subch. II of ch. 114 or ch. 36, 231, 232, 233, 234,
3 or 237.

4 **SECTION 9.** 11.36 (1) of the statutes is amended to read:

5 11.36 (1) No person may solicit or receive from any state officer or employee or
6 from any officer or employee of the University of Wisconsin Hospitals and Clinics
7 Authority or the University of Wisconsin System Authority any contribution or
8 service for any political purpose while the officer or employee is engaged in his or her
9 official duties, except that an elected state official may solicit and receive services not
10 constituting a contribution from a state officer or employee or an officer or employee
11 of the University of Wisconsin Hospitals and Clinics Authority or the University of
12 Wisconsin System Authority with respect to a referendum only. Agreement to
13 perform services authorized under this subsection may not be a condition of
14 employment for any such officer or employee.

15 **SECTION 10.** 11.36 (3) of the statutes is amended to read:

16 11.36 (3) Every person who has charge or control in a building, office or room
17 occupied for any purpose by this state, by any political subdivision thereof or by the
18 University of Wisconsin Hospitals and Clinics Authority or the University of
19 Wisconsin System Authority shall prohibit the entry of any person into that building,
20 office or room for the purpose of making or receiving a contribution.

21 **SECTION 11.** 11.36 (4) of the statutes is amended to read:

22 11.36 (4) No person may enter or remain in any building, office or room
23 occupied for any purpose by the state, by any political subdivision thereof or by the
24 University of Wisconsin Hospitals and Clinics Authority or the University of

SENATE BILL 21**SECTION 11**

1 Wisconsin System Authority or send or direct a letter or other notice thereto for the
2 purpose of requesting or collecting a contribution.

3 **SECTION 12.** 13.101 (6) (a) of the statutes is amended to read:

4 13.101 (6) (a) As an emergency measure necessitated by decreased state
5 revenues and to prevent the necessity for a state tax on general property, the
6 committee may reduce any appropriation made to any board, commission,
7 department, or the University of Wisconsin System, or to any other state agency or
8 activity, by such amount as it deems feasible, not exceeding 25% of the
9 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and
10 (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),
11 (aq), (ar), and (au), 20.435 ~~(7)~~ (4) (a) and (5) (da), and 20.437 (2) (a) and (dz) or for
12 forestry purposes under s. 20.370 (1), or any other moneys distributed to any county,
13 city, village, town, or school district. Appropriations of receipts and of a sum
14 sufficient shall for the purposes of this section be regarded as equivalent to the
15 amounts expended under such appropriations in the prior fiscal year which ended
16 June 30. All functions of said state agencies shall be continued in an efficient
17 manner, but because of the uncertainties of the existing situation no public funds
18 should be expended or obligations incurred unless there shall be adequate revenues
19 to meet the expenditures therefor. For such reason the committee may make
20 reductions of such appropriations as in its judgment will secure sound financial
21 operations of the administration for said state agencies and at the same time
22 interfere least with their services and activities.

23 **SECTION 13.** 13.101 (6) (a) of the statutes, as affected by 2015 Wisconsin Act
24 (this act), is amended to read:

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1 13.101 (6) (a) As an emergency measure necessitated by decreased state
2 revenues and to prevent the necessity for a state tax on general property, the
3 committee may reduce any appropriation made to any board, commission, or
4 department, ~~or the University of Wisconsin System~~, or to any other state agency or
5 activity, or to the University of Wisconsin System Authority, by such amount as it
6 deems feasible, not exceeding 25% of the appropriations, except appropriations made
7 by ss. 20.255 (2) (ac), (bc), (bh), (cg), and (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq)
8 to (gx), (3), (4) (aq) to (ax), and (6) (af), (aq), (ar), and (au), 20.435 (4) (a) and (5) (da),
9 and 20.437 (2) (a) and (dz) or for forestry purposes under s. 20.370 (1), or any other
10 moneys distributed to any county, city, village, town, or school district.
11 Appropriations of receipts and of a sum sufficient shall for the purposes of this
12 section be regarded as equivalent to the amounts expended under such
13 appropriations in the prior fiscal year which ended June 30. All functions of said
14 state agencies shall be continued in an efficient manner, but because of the
15 uncertainties of the existing situation no public funds should be expended or
16 obligations incurred unless there shall be adequate revenues to meet the
17 expenditures therefor. For such reason the committee may make reductions of such
18 appropriations as in its judgment will secure sound financial operations of the
19 administration for said state agencies and at the same time interfere least with their
20 services and activities.

21 **SECTION 14.** 13.121 (4) of the statutes is amended to read:

22 13.121 (4) INSURANCE. For the purpose of premium determinations under s.
23 40.05 (4) and (5) each member of the legislature shall accrue sick leave at a rate
24 equivalent to a percentage of time worked recommended for such positions by the
25 ~~director of the office~~ administrator of the division of state employment relations

SENATE BILL 21**SECTION 14**

1 personnel management in the department of administration and approved by the
2 joint committee on employment relations in the same manner as compensation for
3 such positions is determined under s. 20.923. This percentage of time worked shall
4 be applied to the sick leave accrual rate established under s. 230.35 (2). The approved
5 percentage shall be incorporated into the compensation plan under s. 230.12 (1).

6 **SECTION 15.** 13.123 (1) (a) 1. of the statutes is amended to read:

7 13.123 (1) (a) 1. Any member of the legislature who has signified, by affidavit
8 filed with the department of administration, the necessity of establishing a
9 temporary residence at the state capital for the period of any regular or special
10 legislative session shall be entitled to an allowance for expenses incurred for food and
11 lodging for each day that he or she is in Madison on legislative business, but not
12 including any Saturday or Sunday unless the legislator is in actual attendance on
13 such day at a session of the legislature or a meeting of a standing committee of which
14 the legislator is a member. The amount of the allowance for each biennial session
15 shall be 90% of the per diem rate for travel for federal government business within
16 the city of Madison, as established by the federal general services administration.
17 For the purpose of determining the amount of the allowance, the ~~director of the office~~
18 administrator of the division of state employment relations personnel management
19 in the department of administration shall certify to the chief clerk of each house the
20 federal per diem rate in effect on December 1, or the first business day thereafter if
21 December 1 is not a business day, in each even-numbered year. Each legislator shall
22 file an affidavit with the chief clerk of his or her house certifying the specific dollar
23 amount within the authorized allowance the member wishes to receive. Such
24 affidavit, when filed, shall remain in effect for the biennial session.

25 **SECTION 16.** 13.172 (1) of the statutes is amended to read:

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1 13.172 (1) In this section, “agency” means an office, department, agency,
2 institution of higher education, association, society, or other body in state
3 government created or authorized to be created by the constitution or any law, that
4 is entitled to expend moneys appropriated by law, including the legislature and the
5 courts, and any authority created in subch. II of ch. 114 or in ch. 36, 231, 233, 234,
6 238 235, or 279.

7 **SECTION 17.** 13.20 (2) of the statutes is amended to read:

8 13.20 (2) PAY RANGES; DURATION OF EMPLOYMENT. All legislative employees shall
9 be paid in accordance with the compensation and classification plan for employees
10 in the classified civil service within ranges approved by the joint committee on
11 legislative organization. ~~The director of the office of state employment relations~~
12 administrator of the division of personnel management in the department of
13 administration shall make recommendations concerning a compensation and
14 classification schedule for legislative employees if requested to do so by the joint
15 committee on legislative organization or by the committee on organization of either
16 house. If the joint committee does not approve pay ranges for legislative employees,
17 the committee on organization of either house may approve pay ranges for its
18 employees. Appointments shall be made for the legislative session, unless earlier
19 terminated by the appointing officer.

20 **SECTION 18.** 13.48 (2) (ad) of the statutes is created to read:

21 13.48 (2) (ad) At the first meeting of the building commission following the
22 enactment of the biennial budget act, the commission may take any of the following
23 actions:

24 1. Authorize the department of administration to contract public debt or
25 obligations under subch. II of ch. 18 in an amount not to exceed the amount that the

SENATE BILL 21**SECTION 18**

1 building commission is authorized by the laws of this state to contract. If
2 authorization is granted under this subdivision, the department of administration
3 shall provide periodic reports regarding the contracting of debt or obligations under
4 this subdivision to the commission.

5 2. Release an amount not to exceed the amount of state building trust fund
6 moneys to the department of administration for planning for enumerated projects.

7 3. Authorize the department of administration to issue revenue-obligation
8 refunding obligations under s. 18.60.

9 **SECTION 19.** 13.48 (2) (ah) of the statutes is created to read:

10 13.48 (2) (ah) After the first meeting of the building commission following the
11 enactment of the biennial budget act, the department of administration shall report
12 quarterly to the commission regarding the status of projects under the state building
13 program.

14 **SECTION 20.** 13.48 (2) (ap) of the statutes is created to read:

15 13.48 (2) (ap) After the enactment of the biennial budget act in any biennium,
16 any request for approval from the building commission of a project budget increase
17 or of a substantial change in an enumerated project shall be submitted in writing to
18 the commission. If, within 14 working days after the date of that written request,
19 a majority of the members of the commission do not request that the commission
20 schedule a meeting to review the request under this paragraph, the request is
21 approved.

22 **SECTION 21.** 13.48 (2) (at) of the statutes is created to read:

23 13.48 (2) (at) Any request for an approval required to be made by the building
24 commission, other than a request for approval of a project budget increase or of a
25 substantial change in an enumerated project, shall be submitted in writing to the

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1 commission. If, within 14 working days after the date of that written request, a
2 majority of the members of the commission do not request that the commission
3 schedule a meeting to review the request under this paragraph, the request is
4 approved.

5 **SECTION 22.** 13.48 (2) (b) 1m. of the statutes is amended to read:

6 13.48 (2) (b) 1m. The University of Wisconsin System may not accept any gift,
7 grant or bequest of real property with a value in excess of \$150,000 or any gift, grant
8 or bequest of a building or structure that is constructed for the benefit of the system
9 or any institution thereof without the approval under par. (at) of the building
10 commission.

11 **SECTION 23.** 13.48 (2) (b) 1m. of the statutes, as affected by 2015 Wisconsin Act
12 (this act), is repealed.

13 **SECTION 24.** 13.48 (2) (b) 2. of the statutes is amended to read:

14 13.48 (2) (b) 2. In the construction of all new buildings or additions to existing
15 buildings used for housing state offices and constructed for general state purposes
16 and not specially for the use of any particular state agency, the building commission
17 shall function with respect to such construction in the same manner as other state
18 agencies function with respect to buildings constructed for such agencies. The
19 building commission shall under par. (at) fix the rental for all space in such buildings,
20 and, notwithstanding any other statute, may remove to any building any
21 department housed in the state capitol. After the completion of such buildings, they
22 shall be in the charge of the department of administration as provided by s. 16.84.

23 **SECTION 25.** 13.48 (2) (d) of the statutes is repealed.

24 **SECTION 26.** 13.48 (2) (e) of the statutes is repealed.

25 **SECTION 27.** 13.48 (2) (f) of the statutes is repealed.

SENATE BILL 21**SECTION 28**

1 **SECTION 28.** 13.48 (2) (g) of the statutes is amended to read:

2 13.48 (2) (g) The building commission shall under par. (at) review assessments
3 on property of the state under s. 66.0703 (6).

4 **SECTION 29.** 13.48 (3) of the statutes is amended to read:

5 13.48 (3) STATE BUILDING TRUST FUND. In the interest of the continuity of the
6 program, the moneys appropriated to the state building trust fund under s. 20.867
7 (2) (f) shall be retained as a nonlapsing building depreciation reserve. Such moneys
8 shall be deposited into the state building trust fund. At such times as the building
9 commission directs, or in emergency situations under s. 16.855 (16) (b), the governor
10 shall authorize releases from this fund to become available for projects and shall
11 direct the department of administration to allocate from this fund such amounts as
12 are approved for these projects. In issuing such directions, the building commission
13 shall consider the cash balance in the state building trust fund, the necessity and
14 urgency of the proposed improvement, employment conditions and availability of
15 materials in the locality in which the improvement is to be made. The building
16 commission may authorize any project costing ~~\$760,000~~ \$3,000,000 or less in
17 accordance with priorities to be established by the building commission and may
18 adjust the priorities by deleting, substituting or adding new projects as needed to
19 reflect changing program needs and unforeseen circumstances. The building
20 commission may enter into contracts for the construction of buildings for any state
21 agency, except a project authorized under sub. (10) (c), and shall be responsible for
22 accounting for all funds released to projects. The building commission may designate
23 the department of administration or the agency for which the project is constructed
24 to act as its representative in such accounting.

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1 **SECTION 30.** 13.48 (3) of the statutes, as affected by 2015 Wisconsin Act ... (this
2 act), is amended to read:

3 13.48 (3) STATE BUILDING TRUST FUND. In the interest of the continuity of the
4 program, the moneys appropriated to the state building trust fund under s. 20.867
5 (2) (f) shall be retained as a nonlapsing building depreciation reserve. Such moneys
6 shall be deposited into the state building trust fund. At such times as the building
7 commission directs, or in emergency situations under s. 16.855 (16) (b), the governor
8 shall authorize releases from this fund to become available for projects and shall
9 direct the department of administration to allocate from this fund such amounts as
10 are approved for these projects. In issuing such directions, the building commission
11 shall consider the cash balance in the state building trust fund, the necessity and
12 urgency of the proposed improvement, employment conditions and availability of
13 materials in the locality in which the improvement is to be made. The building
14 commission may authorize any project costing \$3,000,000 or less in accordance with
15 priorities to be established by the building commission and may adjust the priorities
16 by deleting, substituting or adding new projects as needed to reflect changing
17 program needs and unforeseen circumstances. The building commission may enter
18 into contracts for the construction of buildings for any state agency and the
19 University of Wisconsin System Authority, except a project authorized described
20 under sub. (10) (c), and shall be responsible for accounting for all funds released to
21 projects. The building commission may designate the department of administration
22 or the agency for which the project is constructed to act as its representative in such
23 accounting.

24 **SECTION 31.** 13.48 (4) of the statutes is repealed.

25 **SECTION 32.** 13.48 (6) of the statutes is repealed.

SENATE BILL 21**SECTION 33**

1 **SECTION 33.** 13.48 (7) of the statutes is amended to read:

2 13.48 (7) BIENNIAL RECOMMENDATIONS. The building commission shall prepare
3 and formally adopt recommendations for the long-range state building program on
4 a biennial basis. The building commission shall include in its report any projects
5 proposed by the state fair park board involving a cost of not more than \$250,000
6 \$760,000, together with the method of financing those projects proposed by the
7 board, without recommendation. Unless a later date is requested by the building
8 commission and approved by the joint committee on finance, the building
9 commission shall, no later than the first Tuesday in April of each odd-numbered
10 year, transmit the report prepared by the department of administration under s.
11 16.40 (20) and the commission's recommendations for the succeeding fiscal biennium
12 that require legislative approval to the joint committee on finance in the form of
13 proposed legislation prepared in proper form.

14 **SECTION 34.** 13.48 (7) of the statutes, as affected by 2015 Wisconsin Act (this
15 act), is amended to read:

16 13.48 (7) BIENNIAL RECOMMENDATIONS. The building commission shall prepare
17 and formally adopt recommendations for the long-range state building program on
18 a biennial basis, including projects proposed by the University of Wisconsin System
19 Authority. The building commission shall include in its report any projects proposed
20 by the state fair park board involving a cost of not more than \$760,000, together with
21 the method of financing those projects proposed by the board, without
22 recommendation. Unless a later date is requested by the building commission and
23 approved by the joint committee on finance, the building commission shall, no later
24 than the first Tuesday in April of each odd-numbered year, transmit the report
25 prepared by the department of administration under s. 16.40 (20) and the

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1 commission's recommendations for the succeeding fiscal biennium that require
2 legislative approval to the joint committee on finance in the form of proposed
3 legislation prepared in proper form.

4 **SECTION 35.** 13.48 (10) (a) of the statutes is amended to read:

5 13.48 (10) (a) Except as provided in par. (c), no state board, agency, officer,
6 department, commission, or body corporate may enter into a contract for the
7 construction, reconstruction, remodeling of, or addition to any building, structure,
8 or facility, in connection with any building project which involves a cost in excess of
9 ~~\$185,000~~ \$760,000 without completion of final plans and arrangement for
10 supervision of construction and prior approval by the building commission. This
11 section applies to the department of transportation only in respect to buildings,
12 structures, and facilities to be used for administrative or operating functions,
13 including buildings, land, and equipment to be used for the motor vehicle emission
14 inspection and maintenance program under s. 110.20.

15 **SECTION 36.** 13.48 (10) (a) of the statutes, as affected by 2015 Wisconsin Act
16 (this act), is amended to read:

17 13.48 (10) (a) Except as provided in par. (c) and subject to s. 16.85 (1), no state
18 board, agency, officer, department, commission, or body corporate may enter into a
19 contract for the construction, reconstruction, remodeling of, or addition to any
20 building, structure, or facility, in connection with any building project which involves
21 a cost in excess of \$760,000 without completion of final plans and arrangement for
22 supervision of construction and prior approval by the building commission. This
23 section applies to the department of transportation only in respect to buildings,
24 structures, and facilities to be used for administrative or operating functions,

SENATE BILL 21**SECTION 36**

1 including buildings, land, and equipment to be used for the motor vehicle emission
2 inspection and maintenance program under s. 110.20.

3 **SECTION 37.** 13.48 (10) (b) (intro.) of the statutes is amended to read:

4 13.48 (10) (b) (intro.) ~~This subsection~~ Paragraph (a) does not apply to any of
5 the following:

6 **SECTION 38.** 13.48 (10) (b) 5. of the statutes is renumbered 13.48 (10) (d) and
7 amended to read:

8 13.48 (10) (d) ~~Contracts~~ The state fair park board may not enter into contracts
9 for construction of any building, structure or facility for the state fair park board
10 involving a cost of not more than ~~\$250,000~~ \$760,000.

11 **SECTION 39.** 13.48 (10) (b) 6. of the statutes is amended to read:

12 13.48 (10) (b) 6. Projects of the ~~Wisconsin Economic Development Corporation~~
13 Forward Wisconsin Development Authority.

14 **SECTION 40.** 13.48 (10) (c) of the statutes is amended to read:

15 13.48 (10) (c) Paragraph (a) does not apply to any contract for a building project
16 involving a cost of less than ~~\$500,000~~ \$760,000 to be constructed for the University
17 of Wisconsin System that is funded entirely from the proceeds of gifts and grants
18 made to the system.

19 **SECTION 41.** 13.48 (10) (c) of the statutes, as affected by 2015 Wisconsin Act
20 (this act), is amended to read:

21 13.48 (10) (c) Paragraph (a) does not apply to any contract for a building project
22 ~~involving a cost of less than \$760,000~~ to be constructed for the University of
23 Wisconsin System Authority that is funded entirely from the proceeds of gifts and
24 grants made to the system not financed from general purpose revenues.

25 **SECTION 42.** 13.48 (12) (a) of the statutes is amended to read:

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1 13.48 (12) (a) Except as provided in par. (b), no state board, agency, officer,
2 department, commission or body corporate which has authority to permit a privately
3 owned or operated facility to be constructed on state-owned land may permit a
4 facility that would be privately owned or operated to be constructed on state-owned
5 land without prior approval under sub. (2) (at) of the building commission.

6 **SECTION 43.** 13.48 (12) (b) 5. of the statutes is amended to read:

7 13.48 (12) (b) 5. A facility constructed by or for the ~~Wisconsin Economic~~
8 ~~Development Corporation~~ Forward Wisconsin Development Authority.

9 **SECTION 44.** 13.48 (13) (a) of the statutes is amended to read:

10 13.48 (13) (a) Except as provided in par. (b) or (c), every building, structure or
11 facility that is constructed for the benefit of or use of the state, any state agency,
12 board, commission or department, the University of Wisconsin Hospitals and Clinics
13 Authority, the University of Wisconsin System Authority, the Fox River Navigational
14 System Authority, the ~~Wisconsin Economic Development Corporation~~ Forward
15 Wisconsin Development Authority, or any local professional baseball park district
16 created under subch. III of ch. 229 if the construction is undertaken by the
17 department of administration on behalf of the district, shall be in compliance with
18 all applicable state laws, rules, codes and regulations but the construction is not
19 subject to the ordinances or regulations of the municipality in which the construction
20 takes place except zoning, including without limitation because of enumeration
21 ordinances or regulations relating to materials used, permits, supervision of
22 construction or installation, payment of permit fees, or other restrictions.

23 **SECTION 45.** 13.48 (14) (am) 5. of the statutes is created to read:

24 13.48 (14) (am) 5. This paragraph does not apply to real property that is subject
25 to the lease agreement under s. 36.11 (27m) (a).

SENATE BILL 21**SECTION 46**

1 **SECTION 46.** 13.48 (14) (d) of the statutes is amended to read:

2 13.48 (14) (d) Biennially, beginning on January 1, 2014, the University of
3 Wisconsin System Authority and each agency other than the investment board shall
4 submit to the department of administration an inventory of all real property under
5 its jurisdiction. Except with respect to ~~the Board of Regents of the University of~~
6 ~~Wisconsin System~~ Authority, the inventory shall include the estimated fair market
7 value of each property. The University of Wisconsin System Authority and each
8 agency shall specifically identify any underutilized assets in the inventory. No later
9 than July 1 following receipt of the inventories, the department of administration
10 shall obtain appraisals of all properties in the inventories that are identified by the
11 department for potential sale and shall submit to the building commission an
12 inventory containing the location, description and fair market value of each parcel
13 of property identified for potential sale.

14 **SECTION 47.** 13.48 (19) of the statutes is renumbered 13.48 (19) (a) and
15 amended to read:

16 13.48 (19) (a) Whenever the building commission determines that the use of
17 innovative types of design and construction processes will make better use of the
18 resources and technology available in the building industry, the building commission
19 may under sub. (2) (at) waive any or all of s. 16.855, except s. 16.855 (13) and (14m)
20 (a) to (c), if such the action is in the best interest of the state and ~~if the waiver is~~
21 ~~accomplished through formal action of the building commission.~~ The building
22 commission may authorize the lease, lease purchase or acquisition of such facilities
23 constructed in the manner authorized by the building commission is approved by the
24 building commission.

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1 **(b)** Subject to the requirements of s. 20.924 (1) (i), the building commission
2 under sub. (2) (at) may also authorize the lease, lease purchase, or acquisition of
3 existing facilities in lieu of state construction of any project enumerated in the
4 authorized state building program.

5 **SECTION 48.** 13.48 (20) of the statutes is amended to read:

6 13.48 (20) RESIDENCE HALLS. ~~Except as provided in sub. (14) (am), the~~ The
7 building commission may approve the sale or lease of state-owned residence halls
8 by the board of regents of the University of Wisconsin System Authority to another
9 state agency or a nonstate nonprofit agency for purposes provided in s. 36.11 (1) (e).

10 **SECTION 49.** 13.48 (22) of the statutes is amended to read:

11 13.48 (22) SALE OR LEASE OF CAPITOL AREA LANDS. The building commission may
12 under sub. (2) (at) lease or resell lands acquired in the capitol planning area for public
13 or private redevelopment and may set such conditions of sale or lease as it deems
14 necessary to ensure development compatible with the needs of the community and
15 the state. This subsection does not apply to lands that are authorized to be sold or
16 leased under s. 16.848 while an offer of sale, sale, or lease agreement is pending or
17 while the lands are leased.

18 **SECTION 50.** 13.48 (23) of the statutes is amended to read:

19 13.48 (23) LEASE OF SPACE FOR COMMERCIAL USE. Except as provided in sub. (14)
20 (am), the building commission may under sub. (2) (at) lease space in state office
21 buildings for commercial use, including without limitation because of enumeration,
22 retail, service and office uses. In doing so the building commission shall consider the
23 cost and fair market value of the space as well as the desirability of the proposed use.
24 Such leases may be negotiated or awarded by competitive bid procedures. All such

SENATE BILL 21**SECTION 50**

1 leases of space in state office buildings shall provide for payments in lieu of property
2 taxes.

3 **SECTION 51.** 13.48 (25) of the statutes is amended to read:

4 13.48 (25) WISCONSIN INITIATIVE FOR STATE TECHNOLOGY AND APPLIED RESEARCH.

5 There is created a program, to be known as the Wisconsin initiative for state
6 technology and applied research, for the purpose of providing financial support to
7 maintain the ability of the University of Wisconsin System Authority and other state
8 agencies, as defined in s. 20.001 (1), to attract federal and private research funds
9 which enable the state to engage in high-technology endeavors, which expand the
10 state's economy and which influence the ability of the state and nation to compete
11 in an increasingly complex world. To carry out the program, the building commission
12 may authorize new construction projects and projects to repair and renovate existing
13 research facilities and supporting systems. Projects shall be financed from the
14 appropriation under s. 20.866 (2) (z) or as otherwise provided in the authorized state
15 building program.

16 **SECTION 52.** 13.48 (25r) of the statutes is amended to read:

17 13.48 (25r) WISCONSIN INSTITUTE FOR DISCOVERY INITIATIVE. There is created a
18 program, to be known as the Wisconsin Institute for Discovery initiative, for the
19 purpose of providing financial support to attract federal and private funds to
20 construct facilities for biotechnology, nanotechnology, and information technology
21 education and research activities at the University of Wisconsin System Authority.
22 Projects financed under the program shall be designed to provide computational and
23 biological sciences education and research facilities, ancillary systems, and
24 supporting infrastructure. Projects shall be financed from the appropriation under
25 s. 20.866 (2) (z) or as otherwise provided in the authorized state building program.

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1 **SECTION 53.** 13.48 (26) of the statutes is amended to read:

2 13.48 **(26)** ENVIRONMENTAL IMPROVEMENT ANNUAL FINANCE PLAN APPROVAL. The
3 building commission shall review the versions of the biennial finance plan and any
4 amendments to the biennial finance plan submitted to it by the department of
5 natural resources and the department of administration under s. 281.59 (3) (bm) and
6 the recommendations of the joint committee on finance and the standing committees
7 to which the versions of the biennial finance plan and any amendments were
8 submitted under s. 281.59 (3) (bm). The building commission shall consider the
9 extent to which that version of the biennial finance plan that is updated to reflect the
10 adopted biennial budget act will maintain the funding for the clean water fund
11 program and the safe drinking water loan program, in the environmental
12 improvement fund, in perpetuity. The building commission shall consider the extent
13 to which the implementation of the clean water fund program, the safe drinking
14 water loan program and the land recycling loan program, as set forth in the biennial
15 finance plan updated to reflect the adopted biennial budget act, implements
16 legislative intent on the clean water fund program, the safe drinking water loan
17 program and the land recycling loan program. The building commission shall under
18 sub. (2) (at), no later than 60 days after the date of enactment of the biennial budget
19 act, either approve or disapprove the biennial finance plan that is updated to reflect
20 the adopted biennial budget act, ~~except that the building commission may not~~
21 ~~disapprove those amounts that the legislature approves under s. 281.59 (3e) (a), (3m)~~
22 ~~(a) and (3s) (a)~~. If the building commission disapproves the version of the biennial
23 finance plan that is updated to reflect the adopted biennial budget act, it must notify
24 the department of natural resources and the department of administration of its

SENATE BILL 21**SECTION 53**

1 reasons for disapproving the plan, and those departments must revise that version
2 of the biennial finance plan and submit the revision to the building commission.

3 **SECTION 54.** 13.48 (27) of the statutes is amended to read:

4 13.48 (27) LEASE OF CORRECTIONAL FACILITIES. Subject to the requirements of s.
5 20.924 (1) (i), the building commission may under sub. (2) (at) lease any facility for
6 use of the department of corrections as a part of the authorized state building
7 program, with an option to purchase the facility by the state. Any lease shall provide
8 for the facility to be constructed in accordance with requirements and specifications
9 approved by the department of administration and shall permit inspection of the site
10 and facility by agents of the department.

11 **SECTION 55.** 13.48 (29) of the statutes is amended to read:

12 13.48 (29) ~~SMALL PROJECTS~~ SIMPLIFIED POLICIES AND PROCEDURES. Except as
13 otherwise required under s. 16.855 (10m), the building commission may prescribe
14 simplified policies and procedures to be used in lieu of the procedures provided in s.
15 16.855 for any construction project that does not ~~require prior approval of the~~
16 ~~building commission under sub. (10) (a)~~ involve an expenditure that exceeds
17 \$185,000, except projects specified in sub. (10) (c).

18 **SECTION 56.** 13.48 (29) of the statutes, as affected by 2015 Wisconsin Act ...
19 (this act), is amended to read:

20 13.48 (29) SIMPLIFIED POLICIES AND PROCEDURES. Except as otherwise required
21 under s. 16.855 (10m), the building commission may prescribe simplified policies and
22 procedures to be used in lieu of the procedures provided in s. 16.855 for any
23 construction project that does not involve an expenditure that exceeds \$185,000,
24 ~~except projects specified in sub. (10) (c).~~

25 **SECTION 57.** 13.488 (1) (m) of the statutes is amended to read:

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1 13.488 (1) (m) The duty to determine and make payments to the United States
2 required so as to avoid an adverse effect on any exclusion of interest from gross
3 income for federal income tax purposes on public debt, and revenue obligations, ~~and~~
4 issued pursuant to ch. 18, operating notes issued pursuant to ~~ch. 18 s. 16.526~~, master
5 lease obligations issued pursuant to s. 16.76, and appropriation obligations issued
6 pursuant to s. 16.527 and to make any payments to advisors that assist in making
7 the determination. If the proceeds of an obligation are utilized for an activity that
8 is financed from program revenue, the building commission shall make the
9 payments required under this paragraph from that revenue, to the extent it is
10 available.

11 **SECTION 58.** 13.58 (5) (b) 3. of the statutes is repealed.

12 **SECTION 59.** 13.58 (5) (b) 6. of the statutes is repealed.

13 **SECTION 60.** 13.62 (2) of the statutes is amended to read:

14 13.62 (2) “Agency” means any board, commission, department, office, society,
15 institution of higher education, council, or committee in the state government, or any
16 authority created in subch. II of ch. 114 or in ch. ~~36~~, 231, 232, 233, ~~234~~ 235, 237, ~~238~~,
17 or 279, except that the term does not include a council or committee of the legislature.

18 **SECTION 61.** 13.625 (6s) of the statutes is repealed.

19 **SECTION 62.** 13.625 (9) of the statutes is amended to read:

20 13.625 (9) This section does not apply to the solicitation, acceptance, or
21 furnishing of anything of pecuniary value by the ~~Wisconsin Economic Development~~
22 ~~Corporation~~ Forward Wisconsin Development Authority, or to a principal furnishing
23 anything of pecuniary value to the ~~Wisconsin Economic Development Corporation~~
24 Forward Wisconsin Development Authority, under s. 19.56 (3) (e) or (f) for the
25 activities specified in s. 19.56 (3) (e).

SENATE BILL 21**SECTION 63**

1 **SECTION 63.** 13.90 (5) of the statutes is amended to read:

2 13.90 (5) The joint committee on legislative organization may contract for the
3 services of persons to advise those building commission members who also are
4 legislators on matters related to the state's issuance of state debt, and revenue
5 obligations ~~and operating notes~~ under ch. 18.

6 **SECTION 64.** 13.94 (1) (intro.) of the statutes is amended to read:

7 13.94 (1) DUTIES OF THE BUREAU. (intro.) The legislative audit bureau shall be
8 responsible for conducting postaudits of the accounts and other financial records of
9 departments to assure that all financial transactions have been made in a legal and
10 proper manner. In connection with such postaudits, the legislative audit bureau
11 shall review the performance and program accomplishments of the department
12 during the fiscal period for which the audit is being conducted to determine whether
13 the department carried out the policy of the legislature and the governor during the
14 period for which the appropriations were made. In performing postaudits under this
15 subsection, the legislative audit bureau shall not examine issues related to academic
16 freedom within the University of Wisconsin System. A postaudit shall not examine
17 into or comment upon the content of the various academic programs, including
18 degree requirements, majors, curriculum or courses within the University of
19 Wisconsin System, nor shall any such postaudit examine into the manner in which
20 individual faculty members or groups of faculty members conduct their
21 instructional, research or public service activities. This subsection does not preclude
22 the bureau from reviewing the procedures by which decisions are made and priorities
23 set in the University of Wisconsin System, or the manner in which such decisions and
24 priorities are implemented within the University of Wisconsin System, insofar as

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1 such review is not inconsistent with s. ~~36.09~~ 36.11. The legislative audit bureau shall
2 audit the fiscal concerns of the state as required by law. To this end, it shall:

3 **SECTION 65.** 13.94 (1) (dL) of the statutes is amended to read:

4 13.94 (1) (dL) Annually, conduct a financial audit of the governor's read to lead
5 development fund. The legislative audit bureau shall file a copy of the report of the
6 audit under this paragraph with the distributees specified in par. (b).

7 **SECTION 66.** 13.94 (1) (dr) of the statutes is amended to read:

8 13.94 (1) (dr) Biennially, beginning in ~~2013~~ 2017, conduct a ~~financial audit of~~
9 ~~the Wisconsin Economic Development Corporation and a~~ program evaluation audit
10 of the economic development programs administered by the ~~Wisconsin Economic~~
11 ~~Development Corporation under ch. 238~~ Forward Wisconsin Development Authority
12 and funded by moneys appropriated under s. 20.885 or another appropriation. The
13 legislative audit bureau shall file a copy of each audit report under this paragraph
14 with the distributees specified in par. (b).

15 **SECTION 67.** 13.94 (1) (ms) of the statutes is repealed.

16 **SECTION 68.** 13.94 (1) (t) of the statutes is amended to read:

17 13.94 (1) (t) Annually conduct a financial audit of the University of Wisconsin
18 System Authority. The legislative audit bureau shall file a copy of each audit report
19 under this paragraph with the distributees specified in par. (b).

20 **SECTION 69.** 13.94 (1s) (c) 5. of the statutes is amended to read:

21 13.94 (1s) (c) 5. The ~~Wisconsin Economic Development Corporation~~ Forward
22 Wisconsin Development Authority for the cost of the audit required to be performed
23 under sub. (1) (dr).

24 **SECTION 70.** 13.94 (1s) (c) 8. of the statutes is amended to read:

SENATE BILL 21**SECTION 70**

1 13.94 (1s) (c) 8. The University of Wisconsin System Authority for the cost of
2 an audit performed under sub. (1) (t).

3 **SECTION 71.** 13.94 (4) (a) 1. of the statutes is amended to read:

4 13.94 (4) (a) 1. Every state department, board, examining board, affiliated
5 credentialing board, commission, independent agency, council or office in the
6 executive branch of state government; all bodies created by the legislature in the
7 legislative or judicial branch of state government; any public body corporate and
8 politic created by the legislature including specifically the University of Wisconsin
9 System Authority, the Fox River Navigational System Authority, the Lower Fox
10 River Remediation Authority, the Wisconsin Aerospace Authority, the ~~Wisconsin~~
11 ~~Economic Development Corporation~~ Forward Wisconsin Development Authority, a
12 professional baseball park district, a local professional football stadium district, a
13 local cultural arts district and a long-term care district under s. 46.2895; every
14 Wisconsin works agency under subch. III of ch. 49; every provider of medical
15 assistance under subch. IV of ch. 49; technical college district boards; every county
16 department under s. 51.42 or 51.437; every nonprofit corporation or cooperative or
17 unincorporated cooperative association to which moneys are specifically
18 appropriated by state law; and every corporation, institution, association or other
19 organization which receives more than 50% of its annual budget from appropriations
20 made by state law, including subgrantee or subcontractor recipients of such funds.

21 **SECTION 72.** 13.94 (4) (a) 1. of the statutes, as affected by 2015 Wisconsin Act
22 (this act), is amended to read:

23 13.94 (4) (a) 1. Every state department, board, examining board, affiliated
24 credentialing board, commission, independent agency, council or office in the
25 executive branch of state government; all bodies created by the legislature in the

SENATE BILL 21

1 legislative or judicial branch of state government; any public body corporate and
2 politic created by the legislature including specifically the University of Wisconsin
3 System Authority, the Fox River Navigational System Authority, the Lower Fox
4 River Remediation Authority, the Wisconsin Aerospace Authority, the Forward
5 Wisconsin Development Authority, a professional baseball park district, a local
6 professional football stadium district, and a local cultural arts district ~~and a~~
7 ~~long-term care district under s. 46.2895~~; every Wisconsin works agency under subch.
8 III of ch. 49; every provider of medical assistance under subch. IV of ch. 49; technical
9 college district boards; every county department under s. 51.42 or 51.437; every
10 nonprofit corporation or cooperative or unincorporated cooperative association to
11 which moneys are specifically appropriated by state law; and every corporation,
12 institution, association or other organization which receives more than 50% of its
13 annual budget from appropriations made by state law, including subgrantee or
14 subcontractor recipients of such funds.

15 **SECTION 73.** 13.94 (4) (b) of the statutes is amended to read:

16 13.94 (4) (b) In performing audits of ~~long-term care districts under s. 46.2895~~,
17 Wisconsin works agencies under subch. III of ch. 49, providers of medical assistance
18 under subch. IV of ch. 49, corporations, institutions, associations, or other
19 organizations, and their subgrantees or subcontractors, the legislative audit bureau
20 shall audit only the records and operations of such providers and organizations
21 which pertain to the receipt, disbursement or other handling of appropriations made
22 by state law.

23 **SECTION 74.** 13.95 (intro.) of the statutes is amended to read:

24 **13.95 Legislative fiscal bureau.** (intro.) There is created a bureau to be
25 known as the “Legislative Fiscal Bureau” headed by a director. The fiscal bureau

SENATE BILL 21**SECTION 74**

1 shall be strictly nonpartisan and shall at all times observe the confidential nature
2 of the research requests received by it; however, with the prior approval of the
3 requester in each instance, the bureau may duplicate the results of its research for
4 distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director's
5 designated employees shall at all times, with or without notice, have access to all
6 state agencies, the University of Wisconsin Hospitals and Clinics Authority, the
7 University of Wisconsin System Authority, the Wisconsin Aerospace Authority, the
8 Lower Fox River Remediation Authority, Forward Wisconsin Development
9 Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin
10 Development Authority, and the Fox River Navigational System Authority, and to
11 any books, records, or other documents maintained by such agencies or authorities
12 and relating to their expenditures, revenues, operations, and structure.

13 **SECTION 75.** 13.96 (1) of the statutes is renumbered 13.96 (1) (intro.) and
14 amended to read:

15 13.96 (1) DUTIES OF THE STAFF. (intro.) The legislative technology services
16 bureau shall provide:

17 (a) Provide and coordinate information technology support and services to the
18 legislative branch.

19 **SECTION 76.** 13.96 (1) (b) of the statutes is created to read:

20 13.96 (1) (b) Upon receipt of municipal boundary information at each reporting
21 interval under s. 5.15 (4) (bg), reconcile and compile the information received to
22 produce a statewide data base consisting of municipal boundary information for the
23 entire state.

24 **SECTION 77.** 13.96 (1) (c) of the statutes is created to read:

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1 13.96 (1) (c) Participate, on behalf of this state, in geographic boundary
2 information programs when offered by the U.S. bureau of the census.

3 **SECTION 78.** 14.017 (5) (title) of the statutes is renumbered 15.207 (3) (title).

4 **SECTION 79.** 14.017 (5) (a) (intro.) of the statutes is renumbered 15.207 (3)
5 (intro.) and amended to read:

6 15.207 (3) (intro.) There is created in the ~~office of the governor~~ department of
7 children and families a read to lead development council consisting of all of the
8 following:

9 **SECTION 80.** 14.017 (5) (a) 1. of the statutes is renumbered 15.207 (3) (a) and
10 amended to read:

11 15.207 (3) (a) The ~~governor~~ secretary of children and families or his or her
12 designee, who shall serve as chairperson of the council.

13 **SECTION 81.** 14.017 (5) (a) 2. of the statutes is renumbered 15.207 (3) (b).

14 **SECTION 82.** 14.017 (5) (a) 3. of the statutes is renumbered 15.207 (3) (c).

15 **SECTION 83.** 14.017 (5) (a) 4. of the statutes is renumbered 15.207 (3) (d) and
16 amended to read:

17 15.207 (3) (d) The ranking minority members of each of the committees under
18 ~~subd. 3. par. (c)~~ par. (c) or members of those committees designated by the ranking minority
19 members.

20 **SECTION 84.** 14.017 (5) (a) 5. (intro.) of the statutes is renumbered 15.207 (3)
21 (e) (intro.) and amended to read:

22 15.207 (3) (e) (intro.) The following members appointed by the ~~governor~~
23 secretary of children and families for 3-year terms:

24 **SECTION 85.** 14.017 (5) (a) 5. a. to k. of the statutes are renumbered 15.207 (3)
25 (e) 1. to 11.

SENATE BILL 21**SECTION 86**

1 **SECTION 86.** 14.017 (5) (b) of the statutes is repealed.

2 **SECTION 87.** 14.065 of the statutes is repealed.

3 **SECTION 88.** 14.20 (title) of the statutes is renumbered 48.53 (title).

4 **SECTION 89.** 14.20 (1) of the statutes is renumbered 48.53 (1).

5 **SECTION 90.** 14.20 (1m) of the statutes is renumbered 48.53 (2) and amended
6 to read:

7 48.53 (2) The council shall make recommendations to the ~~governor~~ secretary
8 and state superintendent regarding recipients of grants under sub. (2) (3). The
9 amount of each grant awarded shall be determined jointly by the ~~governor~~ secretary
10 and the state superintendent. In addition to reports required under s. 15.09 (7),
11 annually the council shall submit a report on its operation to the appropriate
12 standing committees of the legislature under s. 13.172 (3).

13 **SECTION 91.** 14.20 (2) (a) of the statutes is renumbered 48.53 (3) (a) and
14 amended to read:

15 48.53 (3) (a) From the appropriation under s. ~~20.525 (1) (f)~~ 20.437 (1) (fm), the
16 ~~governor~~ secretary may award a grant to any person other than a school board for
17 support of a literacy improvement program.

18 **SECTION 92.** 14.20 (2) (b) of the statutes is renumbered 48.53 (3) (b) and
19 amended to read:

20 48.53 (3) (b) From the appropriation under s. ~~20.525~~ 20.437 (1) (q), the ~~governor~~
21 secretary may award a grant to any person other than a school board for support of
22 a literacy or early childhood development program.

23 **SECTION 93.** 14.20 (2) (c) of the statutes is renumbered 48.53 (3) (c).

24 **SECTION 94.** 14.26 (4) of the statutes is repealed.

25 **SECTION 95.** 14.40 (1) of the statutes is amended to read:

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1 14.40 (1) Annually not later than July 1, each legislative, administrative and
2 judicial agency of the state government shall submit to the secretary of state a list
3 of all positions within that agency outside the classified service and above the clerical
4 level, excluding the faculties under the jurisdiction of the ~~board of regents of the~~
5 ~~University of Wisconsin System~~ and the department of public instruction, which are
6 filled by appointment, and the term if there is one, together with the name of the
7 incumbent and the date of his or her appointment.

8 **SECTION 96.** 14.46 of the statutes is repealed.

9 **SECTION 97.** 14.58 (1) (a) of the statutes is amended to read:

10 14.58 (1) (a) By the state treasurer personally;

11 **SECTION 98.** 14.58 (1) (b) of the statutes is repealed.

12 **SECTION 99.** 14.58 (1) (c) of the statutes is amended to read:

13 14.58 (1) (c) In the name of the state treasurer, by any clerk in the treasurer's
14 office designated by the treasurer; ~~or.~~

15 **SECTION 100.** 14.62 of the statutes is repealed.

16 **SECTION 101.** 15.05 (1) (b) of the statutes is amended to read:

17 15.05 (1) (b) ~~Except as provided in pars. (c) and (d), if~~ If a department is under
18 the direction and supervision of a board, the board shall appoint a secretary to serve
19 at the pleasure of the board outside the classified service. In such departments, the
20 powers and duties of the board shall be regulatory, advisory and policy-making, and
21 not administrative. All of the administrative powers and duties of the department
22 are vested in the secretary, to be administered by him or her under the direction of
23 the board. The secretary, with the approval of the board, shall promulgate rules for
24 administering the department and performing the duties assigned to the
25 department.

SENATE BILL 21**SECTION 102**

1 **SECTION 102.** 15.05 (1) (c) of the statutes is repealed.

2 **SECTION 103.** 15.05 (1) (d) of the statutes is repealed.

3 **SECTION 104.** 15.07 (1) (b) 15. of the statutes is amended to read:

4 15.07 (1) (b) 15. The 3 members of the lower Wisconsin state riverway board
5 appointed under s. ~~15.445 (3)~~ 15.345 (8) (b) 7.

6 **SECTION 105.** 15.07 (1) (b) 20. of the statutes is amended to read:

7 15.07 (1) (b) 20. The 3 members of the Kickapoo reserve management board
8 appointed under s. ~~15.445 (2)~~ 15.345 (7) (b) 3.

9 **SECTION 106.** 15.07 (1) (cm) of the statutes is amended to read:

10 15.07 (1) (cm) The term of one member of the government accountability board
11 shall expire on each May 1. The terms of the 3 members of the land and water
12 conservation board appointed under s. 15.135 (4) (b) 2. shall expire on January 1.
13 The term of the member of the land and water conservation board appointed under
14 s. 15.135 (4) (b) 2m. shall expire on May 1 of an even-numbered year. The terms of
15 the appraiser members of the real estate appraisers board and the terms of the
16 auctioneer and auction company representative members of the auctioneer board
17 shall expire on May 1 in an even-numbered year. The terms of the members of the
18 cemetery board shall expire on July 1 in an even-numbered year. ~~The term of the~~
19 ~~student member of the Board of Regents of the University of Wisconsin System who~~
20 ~~is at least 24 years old shall expire on May 1 of every even-numbered year.~~

21 **SECTION 107.** 15.07 (2) (c) of the statutes is created to read:

22 15.07 (2) (c) The chairperson of the charter school oversight board shall be
23 designated by the governor.

24 **SECTION 108.** 15.07 (2) (d) of the statutes is amended to read:

SENATE BILL 21**SECTION 108**

1 15.07 (2) (d) The officers elected by the board of regents of the University of
2 Wisconsin System and the technical college system board shall be known as a
3 president, vice president and secretary.

4 **SECTION 109.** 15.07 (5) (d) of the statutes is repealed.

5 **SECTION 110.** 15.07 (5) (i) of the statutes is repealed.

6 **SECTION 111.** 15.08 (1m) (a) of the statutes is amended to read:

7 15.08 (1m) (a) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~
8 15.177 shall have all the powers and duties of other members except they shall not
9 prepare questions for or grade any licensing examinations.

10 **SECTION 112.** 15.08 (1m) (am) of the statutes is amended to read:

11 15.08 (1m) (am) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~
12 15.177 shall not be, nor ever have been, licensed, certified, registered, or engaged in
13 any profession or occupation licensed or otherwise regulated by the board, examining
14 board, or examining council to which they are appointed, shall not be married to any
15 person so licensed, certified, registered, or engaged, and shall not employ, be
16 employed by, or be professionally associated with any person so licensed, certified,
17 registered, or engaged.

18 **SECTION 113.** 15.085 (1m) (a) of the statutes is amended to read:

19 15.085 (1m) (a) Public members appointed under s. ~~15.406~~ 15.176 shall have
20 all of the powers and duties of other members except that they shall not prepare
21 questions for or grade any licensing examinations.

22 **SECTION 114.** 15.085 (1m) (am) of the statutes is amended to read:

23 15.085 (1m) (am) Public members appointed under s. ~~15.406~~ 15.176 shall not
24 be, nor ever have been, licensed, certified, registered, or engaged in any profession
25 or occupation licensed or otherwise regulated by the affiliated credentialing board

SENATE BILL 21**SECTION 114**

1 to which they are appointed, shall not be married to any person so licensed, certified,
2 registered, or engaged, and shall not employ, be employed by, or be professionally
3 associated with any person so licensed, certified, registered, or engaged.

4 **SECTION 115.** 15.103 (6) of the statutes is created to read:

5 15.103 (6) OFFICE OF LEAN GOVERNMENT. There is created an office of lean
6 government which is attached to the department of administration under s. 15.03.
7 The office shall be under the direction and supervision of a director who shall be
8 employed within the classified service.

9 **SECTION 116.** 15.103 (6m) of the statutes is created to read:

10 15.103 (6m) DIVISION OF PERSONNEL MANAGEMENT. There is created in the
11 department of administration a division of personnel management. The
12 administrator shall serve at the pleasure of the secretary of administration.

13 **SECTION 117.** 15.105 (title) of the statutes is amended to read:

14 15.105 (title) **Same; attached boards, commissions, bureaus, and**
15 **offices.**

16 **SECTION 118.** 15.105 (6) of the statutes is created to read:

17 15.105 (6) BUREAU OF MERIT RECRUITMENT AND SELECTION. There is created in the
18 division of personnel management in the department of administration a bureau of
19 merit recruitment and selection. The director of the bureau shall serve at the
20 pleasure of the secretary of administration.

21 **SECTION 119.** 15.105 (6m) of the statutes is created to read:

22 15.105 (6m) STATE EMPLOYEES SUGGESTION BOARD. There is created in the
23 department of administration a state employees suggestion board consisting of 3
24 persons, at least one of whom shall be a state officer or employee, appointed for
25 4-year terms.

SENATE BILL 21

1 **SECTION 120.** 15.105 (25m) (b) of the statutes is amended to read:

2 15.105 (25m) (b) The president chairperson of the board of regents Board of
3 Regents of the University of Wisconsin System Authority or his or her designee.

4 **SECTION 121.** 15.105 (29) of the statutes is repealed.

5 **SECTION 122.** 15.105 (32) of the statutes is renumbered 15.142 (18g) and
6 amended to read:

7 15.142 (18g) OFFICE OF BUSINESS DEVELOPMENT. There is created an office of
8 business development which is attached to the department of ~~administration~~
9 financial institutions and professional standards under s. 15.03. The office shall be
10 under the direction and supervision of a director who shall be appointed by the
11 governor to serve at his or her pleasure.

12 **SECTION 123.** 15.105 (33) of the statutes is renumbered 15.142 (18r) and
13 amended to read:

14 15.142 (18r) SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a
15 small business regulatory review board, attached to the department of
16 ~~administration~~ financial institutions and professional standards under s. 15.03. The
17 board shall consist of 7 representatives of small businesses, as defined in s. 227.114
18 (1), who shall be appointed for 3-year terms, and the chairpersons of one senate and
19 one assembly committee concerned with small businesses, appointed as are
20 members of standing committees.

21 **SECTION 124.** 15.105 (34) of the statutes is created to read:

22 15.105 (34) **Office of continuity of government.** There is created in the
23 department of administration an office of continuity of government.

24 **SECTION 125.** 15.107 (3) of the statutes is created to read:

SENATE BILL 21**SECTION 125**

1 15.107 (3) COUNCIL ON AFFIRMATIVE ACTION. There is created in the division of
2 personnel management in the department of administration a council on affirmative
3 action consisting of 15 members appointed for 3-year terms. A majority of members
4 shall be public members and a majority of members shall be minority persons,
5 women, or persons with disabilities, appointed with consideration to the appropriate
6 representation of each group. The president of the senate, the speaker of the
7 assembly, the minority leader of the senate, and the minority leader of the assembly
8 each shall appoint one member and the remaining members shall be appointed by
9 the governor.

10 **SECTION 126.** 15.107 (5) (a) 4. of the statutes is amended to read:

11 15.107 (5) (a) 4. A representative of the University of Wisconsin System
12 Authority appointed by the secretary of administration.

13 **SECTION 127.** 15.13 of the statutes is amended to read:

14 **15.13 Department of agriculture, trade and consumer protection;**
15 **creation.** There is created a department of agriculture, trade and consumer
16 protection under the direction and supervision of the ~~board~~ secretary of agriculture,
17 trade and consumer protection. ~~The board shall consist of 7 members with an~~
18 ~~agricultural background and 2 members who are consumer representatives,~~
19 ~~appointed for staggered 6-year terms. Appointments to the board shall be made~~
20 ~~without regard to party affiliation, residence or interest in any special organized~~
21 ~~group.~~

22 **SECTION 128.** 15.135 (5) (title) of the statutes is created to read:

23 15.135 (5) (title) VETERINARY EXAMINING BOARD.

24 **SECTION 129.** 15.137 (1m) of the statutes is created to read:

SENATE BILL 21**SECTION 129**

1 15.137 **(1m)** AGRICULTURE, TRADE AND CONSUMER PROTECTION COUNCIL. There is
2 created in the department of agriculture, trade and consumer protection an
3 agriculture, trade and consumer protection council consisting of 7 members with an
4 agricultural background and 2 members who are consumer representatives for
5 6-year terms. Appointments to the council shall be made without regard to party
6 affiliation, residence, or interest in any special organized group. Notwithstanding
7 s. 15.09 (6), the members of the council, except full-time state officers or employees,
8 shall be paid a per diem not to exceed \$35 per day as fixed by the secretary of
9 agriculture, trade and consumer protection with the approval of the governor, but not
10 to exceed \$1,000 per year, for each day on which they were actually and necessarily
11 engaged in the performance of their duties

12 **SECTION 130.** 15.137 (2) (a) 3m. of the statutes is amended to read:

13 15.137 **(2)** (a) 3m. The chief executive officer of the ~~Wisconsin Economic~~
14 ~~Development Corporation~~ Forward Wisconsin Development Authority or his or her
15 designee.

16 **SECTION 131.** 15.137 (2) (a) 5. of the statutes is amended to read:

17 15.137 **(2)** (a) 5. The president of the University of Wisconsin System Authority
18 or his or her designee.

19 **SECTION 132.** 15.137 (2) (a) 23. of the statutes is amended to read:

20 15.137 **(2)** (a) 23. A representative of the ~~board~~ of agriculture, trade and
21 consumer protection council.

22 **SECTION 133.** 15.137 (5) of the statutes is repealed.

23 **SECTION 134.** 15.145 (6) of the statutes is created to read:

SENATE BILL 21**SECTION 134**

1 15.145 (6) PRESERVICE TRAINING STANDARDS BOARD. (a) There is created a
2 preservice training standards board which is attached to the department of
3 corrections under s. 15.03.

4 (b) The board shall be composed of 8 members as follows:

5 1. The secretary of corrections, or his or her designee, who shall serve as the
6 chair and cast the deciding vote if needed.

7 2. The training director at the department of corrections.

8 3. The security chief at the department of corrections, or his or her designee.

9 4. One department of corrections employee from the division of community
10 corrections.

11 5. One department of corrections employee from the division of juvenile
12 corrections.

13 6. One representative from the department of health services.

14 7. One representative of the Wisconsin technical college system.

15 8. One member of the public who resides in Wisconsin and who is not employed
16 in corrections or law enforcement.

17 (c) The member of the board under par. (b) 8. shall be appointed for staggered
18 4-year terms. No member shall serve beyond the time when the member ceases to
19 hold the office, employment, or status by reason of which the member was initially
20 eligible for appointment.

21 **SECTION 135.** 15.16 (1) (intro.) of the statutes is amended to read:

22 15.16 (1) EMPLOYEE TRUST FUNDS BOARD. (intro.) The employee trust funds
23 board shall consist of the governor or the governor's designee on the group insurance
24 board, the ~~director of the office~~ administrator of the division of state employment
25 relations personnel management in the department of administration or the

SENATE BILL 21

1 ~~director's~~ administrator's designee and 11 persons appointed or elected for 4-year
2 terms as follows:

3 **SECTION 136.** 15.165 (2) of the statutes is amended to read:

4 15.165 (2) GROUP INSURANCE BOARD. There is created in the department of
5 employee trust funds a group insurance board. The board shall consist of the
6 governor, the attorney general, the secretary of administration, the ~~director of the~~
7 office administrator of the division of state employment relations personnel
8 management in the department of administration, and the commissioner of
9 insurance or their designees, and 6 persons appointed for ~~2-year~~ 4-year terms, of
10 whom one shall be an insured participant in the Wisconsin Retirement System who
11 is not a teacher, one shall be an insured participant in the Wisconsin Retirement
12 System who is a teacher, one shall be an insured participant in the Wisconsin
13 Retirement System who is a retired employee, one shall be an insured employee of
14 a local unit of government, and one shall be the chief executive or a member of the
15 governing body of a local unit of government that is a participating employer in the
16 Wisconsin Retirement System.

17 **SECTION 137.** 15.17 of the statutes is created to read:

18 **15.17 Department of financial institutions and professional standards.**

19 There is created a department of financial institutions and professional standards
20 under the direction and supervision of the secretary of financial institutions and
21 professional standards.

22 **SECTION 138.** 15.18 of the statutes is repealed.

23 **SECTION 139.** 15.183 of the statutes is repealed.

24 **SECTION 140.** 15.185 (title) of the statutes is repealed.

SENATE BILL 21**SECTION 141**

1 **SECTION 141.** 15.185 (1) of the statutes is renumbered 15.175 (14m) and
2 amended to read:

3 **15.175 (14m)** BANKING REVIEW BOARD. There is created in the department of
4 financial institutions and professional standards a banking review board consisting
5 of 5 persons, appointed for staggered 5-year terms. At least 3 members shall be
6 experienced bankers having at least 5 years' experience in the banking business. No
7 member is qualified to act in any matter involving a bank in which the member is
8 an officer, director or stockholder, or to which the member is indebted.

9 **SECTION 142.** 15.185 (3) of the statutes is renumbered 15.175 (15m) and
10 amended to read:

11 **15.175 (15m)** SAVINGS INSTITUTIONS REVIEW BOARD. There is created in the
12 department of financial institutions and professional standards a savings
13 institutions review board consisting of 5 members, at least 3 of whom shall have not
14 less than 5 years' experience in the savings and loan or savings bank business in this
15 state, appointed for 5-year terms.

16 **SECTION 143.** 15.185 (7) (title) of the statutes is repealed.

17 **SECTION 144.** 15.185 (7) (a) of the statutes is renumbered 15.175 (16m) and
18 amended to read:

19 **15.175 (16m)** OFFICE OF CREDIT UNIONS; ~~CREATION~~. There is created in the
20 department of financial institutions and professional standards an office of credit
21 unions which is attached to the department of financial institutions under s. 15.03.
22 The director shall be appointed by the governor to serve at the pleasure of the
23 governor. No person may be appointed director who has not had at least 3 years of
24 actual experience either in the operation of a credit union, or serving in a credit union
25 supervisory capacity, or a combination of both. ~~Notwithstanding s. 15.03, all~~

SENATE BILL 21**SECTION 144**

1 ~~personnel and budget requests by the office of credit unions shall be processed and~~
2 ~~forwarded by the department of financial institutions without change except as~~
3 ~~requested and concurred in by the office of credit unions.~~

4 **SECTION 145.** 15.185 (7) (b) of the statutes is renumbered 15.175 (16r) and
5 amended to read:

6 15.175 (16r) CREDIT UNION REVIEW BOARD. There is created in the ~~office of credit~~
7 ~~unions~~ department of financial institutions and professional standards a credit
8 union review board consisting of 5 persons, appointed for staggered 5-year terms.
9 All members shall have at least 5 years' experience in the operations of a credit union.
10 The office of credit unions may call special meetings of the review board.

11 **SECTION 146.** 15.194 (1) of the statutes is amended to read:

12 15.194 (1) OFFICE OF CHILDREN'S MENTAL HEALTH. There is created an office of
13 children's mental health in the department of health services. The director of the
14 office shall be appointed by the ~~governor~~ secretary of health services to serve at the
15 pleasure of the ~~governor~~ secretary of health services.

16 **SECTION 147.** 15.227 (4) of the statutes is renumbered 15.737 (4) and amended
17 to read:

18 15.737 (4) COUNCIL ON WORKER'S COMPENSATION. There is created in the
19 ~~department of workforce development~~ office of the commissioner of insurance a
20 council on worker's compensation appointed by the ~~secretary of workforce~~
21 ~~development~~ commissioner of insurance to consist of a designated employee of the
22 ~~department of workforce development~~ office of the commissioner of insurance as
23 chairperson, 5 representatives of employers, and 5 representatives of employees.
24 The ~~secretary of workforce development~~ commissioner of insurance shall also

SENATE BILL 21**SECTION 147**

1 appoint 3 representatives of insurers authorized to do worker's compensation
2 insurance business in this state as nonvoting members of the council.

3 **SECTION 148.** 15.227 (11) of the statutes is renumbered 15.737 (11) and
4 amended to read:

5 15.737 (11) SELF-INSURERS COUNCIL. There is created in the ~~department of~~
6 ~~workforce development~~ office of the commissioner of insurance a self-insurers
7 council consisting of 5 members appointed by the ~~secretary of workforce development~~
8 commissioner of insurance for 3-year terms.

9 **SECTION 149.** 15.34 (1) of the statutes is renumbered 15.34 and amended to
10 read:

11 **15.34 Department of natural resources; creation.** There is created a
12 department of natural resources under the direction and supervision of the secretary
13 of natural resources board.

14 **SECTION 150.** 15.34 (2) (a) of the statutes is renumbered 15.347 (1) (intro.) and
15 amended to read:

16 15.347 (1) (intro.) ~~The natural resources board shall consist~~ There is created
17 in the department of natural resources a natural resources council consisting of 7
18 members meeting the following requirements appointed for staggered 6-year
19 terms.;

20 **SECTION 151.** 15.34 (2) (b) of the statutes is renumbered 15.347 (1) (a) and
21 amended to read:

22 15.347 (1) (a) At least 3 members of ~~the natural resources board~~ shall be from
23 the territory north, and at least 3 members of ~~the board~~ shall be from the territory
24 south, of a line running east and west through the south limits of the city of Stevens
25 Point.

SENATE BILL 21**SECTION 152**

1 **SECTION 152.** 15.34 (2) (bg) of the statutes is renumbered 15.347 (1) (b) and
2 amended to read:

3 15.347 (1) (b) At least one member of the ~~natural resources board~~ shall have
4 an agricultural background. The governor may request statewide agricultural
5 organizations to submit recommendations for nominees under this paragraph. The
6 requirements of this paragraph apply to individuals who are members of the natural
7 resources ~~board~~ council on May 1, 2017, and thereafter.

8 **SECTION 153.** 15.34 (2) (br) 1. of the statutes is renumbered 15.347 (1) (c) 1. and
9 amended to read:

10 15.347 (1) (c) 1. At least 3 members of the ~~natural resources board~~ shall be
11 individuals who held an annual hunting, fishing, or trapping license, in this state or
12 another state, in at least 7 of the 10 years previous to the year in which the individual
13 is nominated, except as provided in subd. 2. The governor may request statewide
14 organizations that are primarily interested in supporting hunting, fishing, or
15 trapping to submit recommendations for nominees under this paragraph. The
16 requirements of this paragraph apply to individuals who are members of the natural
17 resources ~~board~~ council on May 1, 2017, and thereafter.

18 **SECTION 154.** 15.34 (2) (br) 2. of the statutes is renumbered 15.347 (1) (c) 2.

19 **SECTION 155.** 15.34 (2) (c) of the statutes is renumbered 15.347 (1) (d) and
20 amended to read:

21 15.347 (1) (d) No person may be appointed to the natural resources ~~board~~
22 council, or remain a member of the ~~board~~ council, who receives, or has during the
23 previous 2 years received, a significant portion of his or her income directly or
24 indirectly from holders of or applicants for permits issued by the department of of

SENATE BILL 21**SECTION 155**

1 natural resources under ch. 283, except that this paragraph does not apply to permits
2 issued under s. 283.33.

3 **SECTION 156.** 15.34 (2) (d) of the statutes is renumbered 15.347 (1) (e) and
4 amended to read:

5 15.347 (1) (e) The majority of members of the natural resources ~~board~~ council
6 may not derive a significant portion of their incomes from persons who are subject
7 to permits or enforcement orders under ch. 285. Each ~~board~~ council member shall
8 inform the governor of any significant change in the income that he or she derives
9 from persons who are subject to permits or enforcement orders under ch. 285.

10 **SECTION 157.** 15.34 (2) (e) of the statutes is renumbered 15.347 (1) (f) and
11 amended to read:

12 15.347 (1) (f) The restrictions in pars. ~~(e) and (d)~~ and (e) do not apply with
13 respect to permits or licenses held or applied for by agencies, departments, or
14 subdivisions of this state.

15 **SECTION 158.** 15.347 (1) (title) of the statutes is created to read:

16 15.347 (1) (title) NATURAL RESOURCES COUNCIL.

17 **SECTION 159.** 15.347 (4) (a) of the statutes is amended to read:

18 15.347 (4) (a) Two from the department of natural resources, appointed by the
19 ~~board~~ secretary of natural resources, one to serve as secretary.

20 **SECTION 160.** 15.347 (4) (b) of the statutes is amended to read:

21 15.347 (4) (b) Four from the University of Wisconsin System, appointed by the
22 board of regents of the University of Wisconsin System Authority.

23 **SECTION 161.** 15.347 (13) (b) 6. of the statutes is amended to read:

24 15.347 (13) (b) 6. The president of the University of Wisconsin System
25 Authority.

SENATE BILL 21

1 **SECTION 162.** 15.347 (21) (a) 5. of the statutes is amended to read:

2 15.347 (21) (a) 5. Five members, appointed by the secretary of natural
3 resources ~~board~~ from nominations provided by sporting organizations that have as
4 their primary objective the promotion of hunting, fishing, or trapping. Of the 5
5 members, one shall represent the interests of deer hunters, one shall represent the
6 interests of bear hunters, one shall represent the interests of bird hunters, one shall
7 represent the interests of anglers, and one shall represent the interests of furbearing
8 animal hunters and trappers.

9 **SECTION 163.** 15.348 of the statutes is amended to read:

10 **15.348 Conservation congress.** The conservation congress shall be an
11 independent organization of citizens of the state and shall serve in an advisory
12 capacity to the secretary of natural resources ~~board~~ on all matters under the
13 jurisdiction of the ~~board~~ secretary. Its records, budgets, studies, and surveys shall
14 be kept and established in conjunction with the department of natural resources. Its
15 reports shall be an independent advisory opinion of such congress.

16 **SECTION 164.** 15.375 (1) of the statutes is created to read:

17 15.375 (1) CHARTER SCHOOL OVERSIGHT BOARD. (a) There is created a charter
18 school oversight board attached to the department of public instruction under s.
19 15.03. The board shall consist of the state superintendent of public instruction or his
20 or her designee and the following members appointed for 3-year terms:

21 1. Two members appointed by the governor, at least one of whom has served on
22 the governing board of a charter school established under s. 118.40 (2r), has been
23 employed by a charter school established under s. 118.40 (2r), or has served on the
24 governing body of an entity specified in s. 118.40 (2r) (b) 1.

SENATE BILL 21**SECTION 164**

1 2. a. Two members, who are not legislators, appointed by the senate majority
2 leader.

3 b. One member, who is not a legislator, appointed by the senate minority leader.

4 c. Two members, who are not legislators, appointed by the speaker of the
5 assembly.

6 d. One member, who is not a legislator, appointed by the assembly minority
7 leader.

8 3. Two members, appointed by the state superintendent of public instruction,
9 who in addition to the qualifications under par. (b) have served on the governing
10 board of a charter school established under s. 118.40 (2r), have been employed by a
11 charter school established under s. 118.40 (2r), or have served on the governing body
12 of an entity specified in s. 118.40 (2r) (b) 1.

13 (b) The appointing authorities under par. (a) shall ensure to the extent feasible
14 that members appointed to the board are geographically diverse and have experience
15 and expertise in governing public and nonprofit organizations; in management and
16 finance; in public school leadership, assessment, and curriculum and instruction;
17 and in education law; and understand and are committed to the use of charter schools
18 to strengthen public education.

19 (c) No member of the board appointed under par. (a) may serve more than 2
20 consecutive terms.

21 (d) The board does not have rule-making authority.

22 **SECTION 165.** 15.377 (8) (c) 8. of the statutes is amended to read:

23 15.377 (8) (c) 8. One faculty member of a department or School of Education
24 in the University of Wisconsin System, recommended by the ~~president~~ board of
25 regents of the University of Wisconsin System Authority.

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1 **SECTION 166.** 15.40 of the statutes is repealed.

2 **SECTION 167.** 15.405 (title) of the statutes is renumbered 15.175 (title) and
3 amended to read:

4 **15.175 (title) Same; attached boards and, examining boards, and**
5 **offices.**

6 **SECTION 168.** 15.405 (1) of the statutes is renumbered 15.175 (1) and amended
7 to read:

8 15.175 (1) ACCOUNTING EXAMINING BOARD. There is created an accounting
9 examining board in the department of ~~safety and professional services~~ financial
10 institutions and professional standards. The examining board shall consist of 7
11 members, appointed for staggered 4-year terms. Five members shall hold
12 certificates as certified public accountants and be eligible for licensure to practice in
13 this state. Two members shall be public members.

14 **SECTION 169.** 15.405 (1m) of the statutes is renumbered 15.175 (1m), and
15 15.175 (1m) (a) (intro.) and 5., as renumbered, are amended to read:

16 15.175 (1m) (a) (intro.) There is created a building inspector review board
17 which is attached to the department of ~~safety and professional services~~ financial
18 institutions and professional standards under s. 15.03 that consists of the following
19 members:

20 5. A building inspector certified by the department of ~~safety and professional~~
21 ~~services~~ financial institutions and professional standards, to inspect public
22 buildings, places of employment, or one-family and two-family dwellings.

23 **SECTION 170.** 15.405 (2) of the statutes is renumbered 15.175 (2), and 15.175
24 (2) (intro.), as renumbered, is amended to read:

SENATE BILL 21**SECTION 170**

1 15.175 (2) EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
2 PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND SURVEYORS. (intro.)

3 There is created an examining board of architects, landscape architects, professional
4 engineers, designers, and professional land surveyors in the department of safety
5 and ~~professional services~~ financial institutions and professional standards. Any
6 professional member appointed to the examining board shall be registered or
7 licensed to practice architecture, landscape architecture, professional engineering,
8 the design of engineering systems, or professional land surveying under ch. 443. The
9 examining board shall consist of the following members appointed for 4-year terms:
10 3 architects, 3 landscape architects, 3 professional engineers, 3 designers, 3
11 professional land surveyors, and 10 public members.

12 **SECTION 171.** 15.405 (2m) of the statutes is renumbered 15.175 (2m), and
13 15.175 (2m) (a) (intro.), as renumbered, is amended to read:

14 15.175 (2m) (a) (intro.) There is created in the department of ~~safety and~~
15 ~~professional services~~ financial institutions and professional standards an examining
16 board of professional geologists, hydrologists, and soil scientists consisting of the
17 following members appointed for 4-year terms:

18 **SECTION 172.** 15.405 (3) of the statutes is renumbered 15.175 (3), and 15.175
19 (3) (a) (intro.), as renumbered, is amended to read:

20 15.175 (3) (a) (intro.) There is created in the department of ~~safety and~~
21 ~~professional services~~ financial institutions and professional standards an auctioneer
22 board consisting of the following members appointed for 4-year terms:

23 **SECTION 173.** 15.405 (3m) of the statutes is renumbered 15.175 (3m), and
24 15.175 (3m) (b) (intro.), as renumbered, is amended to read:

SENATE BILL 21

1 15.175 **(3m)** (b) (intro.) There is created in the department of safety and
2 ~~professional services~~ financial institutions and professional standards a cemetery
3 board consisting of the following members, who shall serve 4-year terms:

4 **SECTION 174.** 15.405 (5) of the statutes is renumbered 15.175 (5) and amended
5 to read:

6 15.175 **(5)** CHIROPRACTIC EXAMINING BOARD. There is created a chiropractic
7 examining board in the department of safety and ~~professional services~~ financial
8 institutions and professional standards. The chiropractic examining board shall
9 consist of 6 members, appointed for staggered 4-year terms. Four members shall be
10 graduates from a school of chiropractic and licensed to practice chiropractic in this
11 state. Two members shall be public members. No person may be appointed to the
12 examining board who is in any way connected with or has a financial interest in any
13 chiropractic school.

14 **SECTION 175.** 15.405 (5g) of the statutes is amended to read:

15 15.405 **(5g)** CONTROLLED SUBSTANCES BOARD. There is created in the department
16 of safety and professional services a controlled substances board consisting of the
17 attorney general, the secretary of health services, and the secretary of agriculture,
18 trade and consumer protection, or their designees; the chairperson of the pharmacy
19 examining board, the chairperson of the medical examining board, the chairperson
20 of the dentistry examining board, and the chairperson of the board of nursing, or a
21 designee; and one psychiatrist and one pharmacologist appointed for 3-year terms.

22 **SECTION 176.** 15.405 (5g) of the statutes, as affected by 2015 Wisconsin Act ...
23 (this act), is renumbered 15.175 (5g) and amended to read:

24 15.175 **(5g)** CONTROLLED SUBSTANCES BOARD. There is created in the department
25 of safety and ~~professional services~~ financial institutions and professional standards

SENATE BILL 21**SECTION 176**

1 a controlled substances board consisting of the attorney general, the secretary of
2 health services, and the secretary of agriculture, trade and consumer protection, or
3 their designees; the chairperson of the pharmacy examining board, the chairperson
4 of the medical examining board, the chairperson of the dentistry examining board,
5 and the chairperson of the board of nursing, or a designee; and one psychiatrist and
6 one pharmacologist appointed for 3-year terms.

7 **SECTION 177.** 15.405 (6) of the statutes is renumbered 15.175 (6), and 15.175
8 (6) (intro.), as renumbered, is amended to read:

9 15.175 (6) DENTISTRY EXAMINING BOARD. (intro.) There is created a dentistry
10 examining board in the department of ~~safety and professional services~~ financial
11 institutions and professional standards consisting of the following members
12 appointed for 4-year terms:

13 **SECTION 178.** 15.405 (6m) of the statutes is renumbered 15.175 (6m), and
14 15.175 (6m) (intro.), as renumbered, is amended to read:

15 15.175 (6m) HEARING AND SPEECH EXAMINING BOARD. (intro.) There is created
16 a hearing and speech examining board in the department of ~~safety and professional~~
17 ~~services~~ financial institutions and professional standards consisting of the following
18 members appointed for 4-year terms:

19 **SECTION 179.** 15.405 (7) of the statutes is renumbered 15.175 (7), and 15.175
20 (7) (a), as renumbered, is amended to read:

21 15.175 (7) (a) There is created a medical examining board in the department
22 of ~~safety and professional services~~ financial institutions and professional standards.

23 **SECTION 180.** 15.405 (7c) of the statutes is renumbered 15.175 (7c), and 15.175
24 (7c) (a) (intro.), as renumbered, is amended to read:

SENATE BILL 21**SECTION 180**

1 15.175 (7c) (a) (intro.) There is created a marriage and family therapy,
2 professional counseling, and social work examining board in the department of
3 ~~safety and professional services~~ financial institutions and professional standards
4 consisting of the following members appointed for 4-year terms:

5 **SECTION 181.** 15.405 (7e) of the statutes is renumbered 15.175 (7e), and 15.175
6 (7e) (intro.), as renumbered, is amended to read:

7 15.175 (7e) RADIOGRAPHY EXAMINING BOARD. (intro.) There is created in the
8 department of ~~safety and professional services~~ financial institutions and
9 professional standards a radiography examining board consisting of the following 7
10 members appointed for 4-year terms:

11 **SECTION 182.** 15.405 (7g) of the statutes is renumbered 15.175 (7g) and
12 amended to read:

13 15.175 (7g) BOARD OF NURSING. There is created a board of nursing in the
14 department of ~~safety and professional services~~ financial institutions and
15 professional standards. The board of nursing shall consist of the following members
16 appointed for staggered 4-year terms: 5 currently licensed registered nurses under
17 ch. 441; 2 currently licensed practical nurses under ch. 441; and 2 public members.
18 Each registered nurse member shall have graduated from a program in professional
19 nursing and each practical nurse member shall have graduated from a program in
20 practical nursing accredited by the state in which the program was conducted.

21 **SECTION 183.** 15.405 (7m) of the statutes is renumbered 15.175 (7m) and
22 amended to read:

23 15.175 (7m) NURSING HOME ADMINISTRATOR EXAMINING BOARD. There is created
24 a nursing home administrator examining board in the department of ~~safety and~~
25 ~~professional services~~ financial institutions and professional standards consisting of

SENATE BILL 21**SECTION 183**

1 9 members appointed for staggered 4-year terms and the secretary of health services
2 or a designee, who shall serve as a nonvoting member. Five members shall be
3 nursing home administrators licensed in this state. One member shall be a
4 physician. One member shall be a nurse licensed under ch. 441. Two members shall
5 be public members. No more than 2 members may be officials or full-time employees
6 of this state.

7 **SECTION 184.** 15.405 (7r) of the statutes is renumbered 15.175 (7r), and 15.175
8 (7r) (intro.), as renumbered, is amended to read:

9 15.175 (7r) PHYSICAL THERAPY EXAMINING BOARD. (intro.) There is created in the
10 department of ~~safety and professional services~~ financial institutions and
11 professional standards a physical therapy examining board consisting of the
12 following members appointed for staggered 4-year terms:

13 **SECTION 185.** 15.405 (8) of the statutes is renumbered 15.175 (8) and amended
14 to read:

15 15.175 (8) OPTOMETRY EXAMINING BOARD. There is created an optometry
16 examining board in the department of ~~safety and professional services~~ financial
17 institutions and professional standards. The optometry examining board shall
18 consist of 7 members appointed for staggered 4-year terms. Five of the members
19 shall be licensed optometrists in this state. Two members shall be public members.

20 **SECTION 186.** 15.405 (9) of the statutes is renumbered 15.175 (9) and amended
21 to read:

22 15.175 (9) PHARMACY EXAMINING BOARD. There is created a pharmacy examining
23 board in the department of ~~safety and professional services~~ financial institutions and
24 professional standards. The pharmacy examining board shall consist of 7 members

SENATE BILL 21**SECTION 186**

1 appointed for staggered 4–year terms. Five of the members shall be licensed to
2 practice pharmacy in this state. Two members shall be public members.

3 **SECTION 187.** 15.405 (10m) of the statutes is renumbered 15.175 (10m) and
4 amended to read:

5 15.175 (10m) PSYCHOLOGY EXAMINING BOARD. There is created in the
6 department of ~~safety and professional services~~ financial institutions and
7 professional standards a psychology examining board consisting of 6 members
8 appointed for staggered 4–year terms. Four of the members shall be psychologists
9 licensed in this state. Each of the psychologist members shall represent a different
10 specialty area within the field of psychology. Two members shall be public members.

11 **SECTION 188.** 15.405 (10r) of the statutes is renumbered 15.175 (10r), and
12 15.175 (10r) (a) (intro.), as renumbered, is amended to read:

13 15.175 (10r) (a) (intro.) There is created a real estate appraisers board in the
14 department of ~~safety and professional services~~ financial institutions and
15 professional standards consisting of the following members appointed for 4–year
16 terms:

17 **SECTION 189.** 15.405 (11m) of the statutes is renumbered 15.175 (11m) and
18 amended to read:

19 15.175 (11m) REAL ESTATE EXAMINING BOARD. There is created a real estate
20 examining board in the department of ~~safety and professional services~~ financial
21 institutions and professional standards. The real estate examining board shall
22 consist of 7 members appointed to staggered 4–year terms. Five of the members shall
23 be real estate brokers or salespersons licensed in this state. Two members shall be
24 public members. No member may serve more than 2 terms.

SENATE BILL 21**SECTION 190**

1 **SECTION 190.** 15.405 (12) of the statutes is renumbered 15.135 (5) (a) (intro.)
2 and amended to read:

3 15.135 (5) (a) ~~VETERINARY EXAMINING BOARD.~~ (intro.) There is created a
4 veterinary examining board in the department of ~~safety and professional services~~
5 agriculture, trade and consumer protection. The veterinary examining board shall
6 consist of the following 8 members appointed for staggered 4-year terms.:

7 1. ~~Five of the members shall be licensed veterinarians~~ licensed in this state.

8 2. ~~One member shall be a~~ veterinary technician certified in this state.

9 3. ~~Two members shall be~~ public members.

10 (b) No member of the examining board may in any way be financially interested
11 in any school having a veterinary department or a course of study in veterinary or
12 animal technology.

13 **SECTION 191.** 15.405 (16) of the statutes is renumbered 15.175 (16) and
14 amended to read:

15 15.175 (16) ~~FUNERAL DIRECTORS EXAMINING BOARD.~~ There is created a funeral
16 directors examining board in the department of ~~safety and professional services~~
17 financial institutions and professional standards. The funeral directors examining
18 board shall consist of 6 members appointed for staggered 4-year terms. Four
19 members shall be licensed funeral directors under ch. 445 in this state. Two
20 members shall be public members.

21 **SECTION 192.** 15.405 (17) of the statutes is renumbered 15.175 (17) and
22 amended to read:

23 15.175 (17) ~~COSMETOLOGY EXAMINING BOARD.~~ There is created a cosmetology
24 examining board in the department of ~~safety and professional services~~ financial
25 institutions and professional standards. The cosmetology examining board shall

SENATE BILL 21**SECTION 192**

1 consist of 9 members appointed for 4–year terms. Four members shall be licensed
2 aestheticians or cosmetologists, 2 members shall be public members, one member
3 shall be a representative of a private school of cosmetology, one member shall be a
4 representative of a public school of cosmetology, and one member shall be a licensed
5 electrologist. No more than 4 members may be connected with or have any financial
6 interest in a cosmetology school.

7 **SECTION 193.** 15.406 (title) of the statutes is renumbered 15.176 (title).

8 **SECTION 194.** 15.406 (2) of the statutes is renumbered 15.176 (2), and 15.176
9 (2) (intro.), as renumbered, is amended to read:

10 15.176 (2) DIETITIANS AFFILIATED CREDENTIALING BOARD. (intro.) There is created
11 in the department of ~~safety and professional services~~ financial institutions and
12 professional standards, attached to the medical examining board, a dietitians
13 affiliated credentialing board consisting of the following members appointed for
14 4–year terms:

15 **SECTION 195.** 15.406 (3) of the statutes is renumbered 15.176 (3), and 15.176
16 (3) (intro.), as renumbered, is amended to read:

17 15.176 (3) PODIATRY AFFILIATED CREDENTIALING BOARD. (intro.) There is created
18 in the department of ~~safety and professional services~~ financial institutions and
19 professional standards, attached to the medical examining board, a podiatry
20 affiliated credentialing board consisting of the following members appointed for
21 4–year terms:

22 **SECTION 196.** 15.406 (4) of the statutes is renumbered 15.176 (4), and 15.176
23 (4) (intro.), as renumbered, is amended to read:

24 15.176 (4) ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD. (intro.) There
25 is created in the department of ~~safety and professional services~~ financial institutions

SENATE BILL 21**SECTION 196**

1 and professional standards, attached to the medical examining board, an athletic
2 trainers affiliated credentialing board consisting of the following members
3 appointed for 4-year terms:

4 **SECTION 197.** 15.406 (5) of the statutes is renumbered 15.176 (5), and 15.176
5 (5) (intro.), as renumbered, is amended to read:

6 15.176 (5) OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD. (intro.)
7 There is created in the department of ~~safety and professional services~~ financial
8 institutions and professional standards, attached to the medical examining board,
9 an occupational therapists affiliated credentialing board consisting of the following
10 members appointed for 4-year terms:

11 **SECTION 198.** 15.406 (6) of the statutes is renumbered 15.176 (6), and 15.176
12 (6) (a) (intro.) and 1., as renumbered, are amended to read:

13 15.176 (6) (a) (intro.) There is created in the department of ~~safety and~~
14 ~~professional services~~ financial institutions and professional standards, attached to
15 the medical examining board, a massage therapy and bodywork therapy affiliated
16 credentialing board. The affiliated credentialing board shall consist of the following
17 7 members appointed for 4-year terms:

18 1. Six massage therapists or bodywork therapists licensed under ch. 460 who
19 have engaged in the practice of massage therapy or bodywork therapy for at least 2
20 years preceding appointment. One member appointed under this subdivision shall
21 be a representative of a massage therapy or bodywork therapy school ~~approved~~
22 certified by the educational approval board under s. 38.50 department of financial
23 institutions and professional standards under s. 440.52. One member appointed
24 under this subdivision shall be a representative of a massage therapy or bodywork
25 therapy program offered by a technical college in this state. No other members

SENATE BILL 21**SECTION 198**

1 appointed under this subdivision shall be directly or indirectly affiliated with a
2 massage therapy or bodywork therapy school or program.

3 **SECTION 199.** 15.407 (title) of the statutes is renumbered 15.177 (title).

4 **SECTION 200.** 15.407 (1m) of the statutes is renumbered 15.177 (1m) and
5 amended to read:

6 15.177 (1m) RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL. There is
7 created a respiratory care practitioners examining council in the department of
8 ~~safety and professional services~~ financial institutions and professional standards
9 and serving the medical examining board in an advisory capacity in the formulating
10 of rules to be promulgated by the medical examining board for the regulation of
11 respiratory care practitioners. The respiratory care practitioners examining council
12 shall consist of 3 certified respiratory care practitioners, each of whom shall have
13 engaged in the practice of respiratory care for at least 3 years preceding
14 appointment, one physician and one public member. The respiratory care
15 practitioner and physician members shall be appointed by the medical examining
16 board. The members of the examining council shall serve 3-year terms. Section
17 15.08 (1) to (4) (a) and (6) to (10) shall apply to the respiratory care practitioners
18 examining council, except that members of the examining council may serve more
19 than 2 consecutive terms.

20 **SECTION 201.** 15.407 (2) of the statutes is renumbered 15.177 (2), and 15.177
21 (2) (intro.), as renumbered, is amended to read:

22 15.177 (2) COUNCIL ON PHYSICIAN ASSISTANTS. (intro.) There is created a council
23 on physician assistants in the department of ~~safety and professional services~~
24 financial institutions and professional standards and serving the medical examining
25 board in an advisory capacity. The council's membership shall consist of:

SENATE BILL 21**SECTION 202**

1 **SECTION 202.** 15.407 (2m) of the statutes is renumbered 15.177 (2m), and
2 15.177 (2m) (intro.), as renumbered, is amended to read:

3 15.177 (**2m**) (intro.) There is created a perfusionists examining council in the
4 department of ~~safety and professional services~~ financial institutions and
5 professional standards and serving the medical examining board in an advisory
6 capacity. The council shall consist of the following members appointed for 3-year
7 terms:

8 **SECTION 203.** 15.407 (3) of the statutes is renumbered 15.177 (3), and 15.177
9 (3) (intro.), as renumbered, is amended to read:

10 15.177 (**3**) EXAMINING COUNCILS; BOARD OF NURSING. (intro.) The following
11 examining councils are created in the department of ~~safety and professional services~~
12 financial institutions and professional standards to serve the board of nursing in an
13 advisory capacity. Section 15.08 (1) to (4) (a) and (6) to (10), applies to the examining
14 councils.

15 **SECTION 204.** 15.407 (5) of the statutes is renumbered 15.177 (5) and amended
16 to read:

17 15.177 (**5**) COUNCIL ON REAL ESTATE CURRICULUM AND EXAMINATIONS. There is
18 created in the department of ~~safety and professional services~~ financial institutions
19 and professional standards a council on real estate curriculum and examinations
20 consisting of 7 members appointed for 4-year terms. Five members shall be real
21 estate brokers or salespersons licensed under ch. 452 and 2 members shall be public
22 members. Of the real estate broker or salesperson members, one member shall be
23 a member of the real estate examining board appointed by the real estate examining
24 board, at least 2 members shall be licensed real estate brokers with at least 5 years
25 of experience as real estate brokers, and at least one member shall be a licensed real

SENATE BILL 21**SECTION 204**

1 estate salesperson with at least 2 years of experience as a real estate salesperson.
2 Of the 2 public members, at least one member shall have at least 2 years of experience
3 in planning or presenting real estate educational programs. No member of the
4 council may serve more than 2 consecutive terms.

5 **SECTION 205.** 15.407 (6) of the statutes is renumbered 15.177 (6), and 15.177
6 (6) (intro.), as renumbered, is amended to read:

7 15.177 (6) PHARMACIST ADVISORY COUNCIL. (intro.) There is created a pharmacist
8 advisory council in the department of ~~safety and professional services~~ financial
9 institutions and professional standards and serving the pharmacy examining board
10 in an advisory capacity. The council shall consist of the following members appointed
11 for 3-year terms:

12 **SECTION 206.** 15.407 (7) of the statutes is renumbered 15.177 (7), and 15.177
13 (7) (intro.), as renumbered, is amended to read:

14 15.177 (7) COUNCIL ON ANESTHESIOLOGIST ASSISTANTS; DUTIES. (intro.) There is
15 created a council on anesthesiologist assistants in the department of ~~safety and~~
16 ~~professional services~~ financial institutions and professional standards and serving
17 the medical examining board in an advisory capacity. The council's membership
18 shall consist of the following members, who shall be selected from a list of
19 recommended appointees submitted by the president of the Wisconsin Society of
20 Anesthesiologists, Inc., after the president of the Wisconsin Society of
21 Anesthesiologists, Inc., has considered the recommendation of the Wisconsin
22 Academy of Anesthesiologist Assistants for the appointee under par. (b), and who
23 shall be appointed by the medical examining board for 3-year terms:

24 **SECTION 207.** 15.407 (8) of the statutes is renumbered 15.177 (8), and 15.177
25 (8) (intro.), as renumbered, is amended to read:

SENATE BILL 21**SECTION 207**

1 15.177 (8) CREMATORY AUTHORITY COUNCIL. (intro.) There is created a crematory
2 authority council in the department of ~~safety and professional services~~ financial
3 institutions and professional standards consisting of the secretary of ~~safety and~~
4 ~~professional services~~ financial institutions and professional standards or a designee
5 of the secretary, who shall serve as a nonvoting member, and the following persons
6 appointed for 3-year terms:

7 **SECTION 208.** 15.407 (9) of the statutes is renumbered 15.177 (9), and 15.177
8 (9) (a) (intro.), as renumbered, is amended to read:

9 15.177 (9) (a) (intro.) There is created a sign language interpreter council in
10 the department of ~~safety and professional services~~ financial institutions and
11 professional standards consisting of the secretary of ~~safety and professional services~~
12 financial institutions and professional standards or a designee of the secretary and
13 the following 8 members nominated by the governor, and with the advice and consent
14 of the senate appointed, for 3-year terms:

15 **SECTION 209.** 15.407 (10) of the statutes is renumbered 15.177 (10), and 15.177
16 (10) (a) (intro.) and (b), as renumbered, are amended to read:

17 15.177 (10) (a) (intro.) There is created in the department of ~~safety and~~
18 ~~professional services~~ financial institutions and professional standards, a dwelling
19 code council, consisting of 11 members appointed for staggered 2-year terms. Each
20 member shall represent at least one of the following groups:

21 (b) An employee of the department designated by the secretary of ~~safety and~~
22 ~~professional services~~ financial institutions and professional standards shall serve as
23 secretary, but shall not be a member, of the council. The council shall meet at least
24 twice a year. Seven members of the council shall constitute a quorum. For the
25 purpose of conducting business a majority vote of the council is required.

SENATE BILL 21**SECTION 210**

1 **SECTION 210.** 15.407 (11) of the statutes is renumbered 15.177 (11) and
2 amended to read:

3 15.177 (11) CONTRACTOR CERTIFICATION COUNCIL. There is created in the
4 department of ~~safety and professional services~~ financial institutions and
5 professional standards a contractor certification council consisting of 3 members who
6 are building contractors holding certificates of financial responsibility under s.
7 101.654 and who are involved in, or who have demonstrated an interest in,
8 continuing education for building contractors. The members shall be appointed by
9 the secretary of ~~safety and professional services~~ financial institutions and
10 professional standards for 3-year terms.

11 **SECTION 211.** 15.407 (12) of the statutes is renumbered 15.177 (12), and 15.177
12 (12) (a) (intro.), as renumbered, is amended to read:

13 15.177 (12) (a) (intro.) There is created in the department of ~~safety and~~
14 ~~professional services~~ financial institutions and professional standards a multifamily
15 dwelling code council consisting of the following members appointed for 3-year
16 terms:

17 **SECTION 212.** 15.407 (13) of the statutes is renumbered 15.177 (13), and 15.177
18 (13) (a) (intro.), as renumbered, is amended to read:

19 15.177 (13) (a) (intro.) There is created in the department of ~~safety and~~
20 ~~professional services~~ financial institutions and professional standards a
21 manufactured housing code council consisting of the following members appointed
22 by the secretary of ~~safety and professional services~~ financial institutions and
23 professional standards for 3-year terms:

24 **SECTION 213.** 15.407 (14) of the statutes is renumbered 15.177 (14), and 15.177
25 (14) (a) (intro.) and 10. and (b), as renumbered, are amended to read:

SENATE BILL 21**SECTION 213**

1 15.177 (14) (a) (intro.) There is created in the department of ~~safety and~~
2 ~~professional services~~ financial institutions and professional standards a conveyance
3 safety code council consisting of the following members appointed for 3-year terms:

4 10. An employee of the department of ~~safety and professional services~~ financial
5 institutions and professional standards, designated by the secretary of ~~safety and~~
6 ~~professional services~~ financial institutions and professional standards, who is
7 familiar with commercial building inspections.

8 (b) The council shall meet at least twice a year. The employee of the department
9 of ~~safety and professional services~~ financial institutions and professional standards
10 designated by the secretary of ~~safety and professional services~~ financial institutions
11 and professional standards under par. (a) 10. shall serve as nonvoting secretary of
12 the council.

13 **SECTION 214.** 15.407 (16) of the statutes is renumbered 15.177 (16) and
14 amended to read:

15 15.177 (16) PLUMBERS COUNCIL. There is created in the department of ~~safety~~
16 ~~and professional services~~ financial institutions and professional standards a
17 plumbers council consisting of 3 members. One member shall be an employee of the
18 department of ~~safety and professional services~~ financial institutions and
19 professional standards, selected by the secretary of ~~safety and professional services~~
20 financial institutions and professional standards, to serve as the secretary of the
21 council. Two members, one a master plumber and one a journeyman plumber, shall
22 be appointed by the secretary of ~~safety and professional services~~ financial
23 institutions and professional standards for 2-year terms.

24 **SECTION 215.** 15.407 (17) of the statutes is renumbered 15.177 (17) and
25 amended to read:

SENATE BILL 21**SECTION 215**

1 15.177 (17) AUTOMATIC FIRE SPRINKLER SYSTEM CONTRACTORS AND JOURNEYMEN
2 COUNCIL. There is created in the department of ~~safety and professional services~~
3 financial institutions and professional standards an automatic fire sprinkler system
4 contractors and journeymen council consisting of 5 members. One member shall be
5 an employee of the department of ~~safety and professional services~~ financial
6 institutions and professional standards, selected by the secretary of ~~safety and~~
7 ~~professional services~~ financial institutions and professional standards, to serve as
8 secretary of the council. Two members shall be licensed journeymen automatic fire
9 sprinkler fitters and 2 members shall be persons representing licensed automatic
10 fire sprinkler contractors, all appointed by the secretary of ~~safety and professional~~
11 ~~services~~ financial institutions and professional standards for staggered 4-year
12 terms.

13 **SECTION 216.** 15.407 (18) of the statutes is renumbered 15.177 (18), and 15.177
14 (18) (a) (intro.), as renumbered, is amended to read:

15 15.177 (18) (a) (intro.) There is created in the department of ~~safety and~~
16 ~~professional services~~ financial institutions and professional standards a building
17 code council consisting of the following members appointed for 3-year terms:

18 **SECTION 217.** 15.435 (1) (a) 1. of the statutes is amended to read:

19 15.435 (1) (a) 1. The chief executive officer of the ~~Wisconsin Economic~~
20 ~~Development Corporation~~ Forward Wisconsin Development Authority and the
21 secretary of revenue or their designees.

22 **SECTION 218.** 15.445 (2) of the statutes is renumbered 15.345 (7), and 15.345
23 (7) (a), as renumbered, is amended to read:

SENATE BILL 21**SECTION 218**

1 15.345 (7) (a) *Creation*. There is created a Kickapoo reserve management
2 board which is attached to the department of ~~tourism~~ natural resources under s.
3 15.03.

4 **SECTION 219.** 15.445 (3) of the statutes is renumbered 15.345 (8), and 15.345
5 (8) (a), as renumbered, is amended to read:

6 15.345 (8) (a) There is created a lower Wisconsin state riverway board, which
7 is attached to the department of ~~tourism~~ natural resources under s. 15.03.

8 **SECTION 220.** 15.57 (1) of the statutes is amended to read:

9 15.57 (1) The secretary of administration, the state superintendent of public
10 instruction, the president of the University of Wisconsin System Authority and the
11 director of the technical college system board, or their designees.

12 **SECTION 221.** 15.57 (5) of the statutes is amended to read:

13 15.57 (5) One member appointed by the board of regents of the University of
14 Wisconsin System Authority for a 4-year term.

15 **SECTION 222.** 15.67 (1) (a) 1. of the statutes is amended to read:

16 15.67 (1) (a) 1. One member of the board of regents of the University of
17 Wisconsin System Authority.

18 **SECTION 223.** 15.737 (title) of the statutes is created to read:

19 **15.737 (title) Same; councils.**

20 **SECTION 224.** 15.91 of the statutes is repealed.

21 **SECTION 225.** 15.915 (title) of the statutes is repealed.

22 **SECTION 226.** 15.915 (1) of the statutes is renumbered 15.135 (6), and 15.135
23 (6) (a), as renumbered, is amended to read:

SENATE BILL 21**SECTION 226**

1 15.135 (6) (a) There is created a veterinary diagnostic laboratory board which
2 is attached to the University of Wisconsin System department of agriculture, trade
3 and consumer protection under s. 15.03.

4 **SECTION 227.** 15.915 (2) of the statutes is renumbered 15.135 (5), and 15.135
5 (5) (intro.), as renumbered, is amended to read:

6 15.135 (5) LABORATORY OF HYGIENE BOARD. (intro.) There is created ~~in the~~
7 ~~University of Wisconsin System a laboratory of hygiene under the direction and~~
8 ~~supervision of the~~ a laboratory of hygiene board to direct and supervise a laboratory
9 of hygiene and which is attached to the department of agriculture, trade and
10 consumer protection under s. 15.03. The board shall consist of the following
11 members:

12 **SECTION 228.** 15.915 (6) of the statutes is repealed.

13 **SECTION 229.** 15.917 of the statutes is repealed.

14 **SECTION 230.** 15.94 (2m) of the statutes is amended to read:

15 15.94 (2m) The ~~president~~ chairperson, or by his or her designation another
16 member, of the ~~board of regents~~ Board of Regents of the University of Wisconsin
17 System Authority.

18 **SECTION 231.** 15.945 of the statutes is repealed.

19 **SECTION 232.** 16.002 (2) of the statutes is amended to read:

20 16.002 (2) “Departments” means constitutional offices, departments, and
21 independent agencies and includes all societies, associations, and other agencies of
22 state government for which appropriations are made by law, but not including
23 authorities created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, 234, 235, 237, 238,
24 or 279.

25 **SECTION 233.** 16.003 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 233**

1 16.003 (2) STAFF. Except as provided in ss. 16.548, ~~16.57~~, 978.03 (1), (1m) and
2 (2), 978.04 and 978.05 (8) (b), the secretary shall appoint the staff necessary for
3 performing the duties of the department. All staff shall be appointed under the
4 classified service except as otherwise provided by law.

5 **SECTION 234.** 16.004 (4) of the statutes is amended to read:

6 16.004 (4) FREEDOM OF ACCESS. The secretary and such employees of the
7 department as the secretary designates may enter into the offices of state agencies
8 and authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, ~~234~~
9 235, 237, ~~238~~, and 279, and may examine their books and accounts and any other
10 matter that in the secretary's judgment should be examined and may interrogate the
11 agency's employees publicly or privately relative thereto.

12 **SECTION 235.** 16.004 (5) of the statutes is amended to read:

13 16.004 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and
14 authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, ~~234~~ 235,
15 237, ~~238~~, and 279, and their officers and employees, shall cooperate with the
16 secretary and shall comply with every request of the secretary relating to his or her
17 functions.

18 **SECTION 236.** 16.004 (7) (a) of the statutes is amended to read:

19 16.004 (7) (a) The secretary shall establish and maintain a personnel
20 management information system which shall be used to furnish the governor, the
21 legislature and the office division of state ~~employment relations~~ personnel
22 management in the department with current information pertaining to authorized
23 positions, payroll and related items for all civil service employees, except employees
24 of the office of the governor, the courts and judicial branch agencies, and the
25 legislature and legislative service agencies. It is the intent of the legislature that the

SENATE BILL 21**SECTION 236**

1 University of Wisconsin System provide position and other information to the
2 department and the legislature, which includes appropriate data on each position,
3 facilitates accountability for each authorized position and traces each position over
4 time. Nothing in this paragraph may be interpreted as limiting the authority of the
5 board of regents of the University of Wisconsin System to allocate and reallocate
6 positions by funding source within the legally authorized levels.

7 **SECTION 237.** 16.004 (7) (a) of the statutes, as affected by 2015 Wisconsin Act
8 (this act), is amended to read:

9 16.004 (7) (a) The secretary shall establish and maintain a personnel
10 management information system which shall be used to furnish the governor, the
11 legislature and the division of personnel management in the department with
12 current information pertaining to authorized positions, payroll and related items for
13 all civil service employees, except employees of the office of the governor, the courts
14 and judicial branch agencies, and the legislature and legislative service agencies.
15 ~~It is the intent of the legislature that the University of Wisconsin System provide~~
16 ~~position and other information to the department and the legislature, which includes~~
17 ~~appropriate data on each position, facilitates accountability for each authorized~~
18 ~~position and traces each position over time. Nothing in this paragraph may be~~
19 ~~interpreted as limiting the authority of the board of regents of the University of~~
20 ~~Wisconsin System to allocate and reallocate positions by funding source within the~~
21 ~~legally authorized levels.~~

22 **SECTION 238.** 16.004 (9) of the statutes is amended to read:

23 16.004 (9) AGREEMENTS TO MAINTAIN AN ACCOUNTING FOR OPERATING NOTES. The
24 secretary may enter into agreements to maintain an accounting of, forecast and
25 administer those moneys that are in the process of collection by the state and that

SENATE BILL 21**SECTION 238**

1 are pledged for the repayment of operating notes issued under ~~subch. III of ch. 18 s.~~
2 16.526, in accordance with ~~resolutions of the building commission~~ certifications
3 authorizing the issuance of the operating notes.

4 **SECTION 239.** 16.004 (12) (a) of the statutes is amended to read:

5 16.004 (12) (a) In this subsection, “state agency” means an association,
6 authority, board, department, commission, independent agency, institution, office,
7 society, or other body in state government created or authorized to be created by the
8 constitution or any law, including the legislature, the office of the governor, and the
9 courts, but excluding the University of Wisconsin Hospitals and Clinics Authority,
10 the University of Wisconsin System Authority, the Wisconsin Aerospace Authority,
11 the Lower Fox River Remediation Authority, the ~~Wisconsin Economic Development~~
12 ~~Corporation~~ Forward Wisconsin Development Authority, and the Fox River
13 Navigational System Authority.

14 **SECTION 240.** 16.004 (16) of the statutes is repealed.

15 **SECTION 241.** 16.004 (19) of the statutes is created to read:

16 16.004 (19) PAYMENTS TO THE UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. (a)
17 Subject to par. (b), the secretary shall pay quarterly to the University of Wisconsin
18 System Authority one-quarter of the amounts appropriated under section 20.285 (1)
19 (a).

20 (b) The secretary may make quarterly payments under par. (a) only if the
21 University of Wisconsin System Authority has made the payments due under the
22 lease agreement under s. 36.11 (27m) (a), the payments due for municipal services
23 under s. 70.119 (7) (a), and any other payments for any obligation otherwise due to
24 the state.

25 **SECTION 242.** 16.004 (20) of the statutes is created to read:

SENATE BILL 21**SECTION 242**

1 16.004 (20) OFFICE SERVICES. (a) In this subsection, “shared services agency”
2 means the department of financial institutions, the department of safety and
3 professional services, the public service commission, the state fair park board, the
4 educational communications board, the higher educational aids board, the state
5 historical society, the technical college system board, the department of tourism, the
6 board of commissioners of public lands, and the government accountability board.

7 (b) The department shall administer for each shared services agency its
8 responsibilities to provide human resources services, payroll services, finance
9 services, budget functions, and procurement functions. The department may charge
10 agencies for services provided to them under this subsection in accordance with a
11 methodology determined by the department.

12 **SECTION 243.** 16.004 (20) (a) of the statutes, as created by 2015 Wisconsin Act
13 (this act), is amended to read:

14 16.004 (20) (a) In this subsection, “shared services agency” means the
15 department of financial institutions, ~~the department of safety and professional~~
16 ~~services~~ and professional standards, the public service commission, the state fair
17 park board, the educational communications board, the higher educational aids
18 board, the state historical society, the technical college system board, the department
19 of tourism, the board of commissioners of public lands, and the government
20 accountability board.

21 **SECTION 244.** 16.008 (2) of the statutes is amended to read:

22 16.008 (2) The state shall pay for extraordinary police services provided
23 directly to state facilities, as defined in s. 70.119 (3) (e), in response to a request of
24 a state officer or agency responsible for the operation and preservation of such
25 facilities. The University of Wisconsin Hospitals and Clinics Authority shall pay for

SENATE BILL 21**SECTION 244**

1 extraordinary police services provided to facilities of the authority described in s.
2 70.11 (38). The University of Wisconsin System Authority shall pay for
3 extraordinary police services provided to facilities of the authority described in s.
4 70.11 (38c). The Fox River Navigational System Authority shall pay for
5 extraordinary police services provided to the navigational system, as defined in s.
6 237.01 (5). Municipalities or counties that provide extraordinary police services to
7 state facilities may submit claims to the claims board for actual additional costs
8 related to wage and disability payments, pensions and worker's compensation
9 payments, damage to equipment and clothing, replacement of expendable supplies,
10 medical and transportation expense, and other necessary expenses. The clerk of the
11 municipality or county submitting a claim shall also transmit an itemized statement
12 of charges and a statement that identifies the facility served and the person who
13 requested the services. The board shall obtain a review of the claim and
14 recommendations from the agency responsible for the facility prior to proceeding
15 under s. 16.007 (3), (5), and (6).

16 **SECTION 245.** 16.01 (1) of the statutes is amended to read:

17 16.01 (1) In this section, "agency" means any office, department, agency,
18 institution of higher education, association, society, or other body in state
19 government created or authorized to be created by the constitution or any law which
20 is entitled to expend moneys appropriated by law, including the legislature and the
21 courts, and any authority created under subch. II of ch. 114 or ch. 36, 231, 233, or 234
22 235.

23 **SECTION 246.** 16.01 (2) (d) of the statutes is amended to read:

24 16.01 (2) (d) Work closely with all state agencies, including the University of
25 ~~Wisconsin System and the technical college system~~ and the University of Wisconsin

SENATE BILL 21**SECTION 246**

1 System Authority, with the private sector, and with groups concerned with women's
2 issues to develop long-term solutions to women's economic and social inequality in
3 this state.

4 **SECTION 247.** 16.01 (3) (intro.) of the statutes is amended to read:

5 16.01 (3) (intro.) All state agencies, including the ~~University of Wisconsin~~
6 ~~System and the technical college system~~, shall fully cooperate with and assist the
7 women's council. To that end, a representative of a state agency shall, upon request
8 by the women's council:

9 **SECTION 248.** 16.02 (2) of the statutes is amended to read:

10 16.02 (2) The acid deposition research council shall, by July 1 of each
11 even-numbered year, submit a report of its work summarizing its recommendations
12 under sub. (1) (a) to (c) and the results of the research reviewed under sub. (1) (d) and
13 shall file the report with the governor, the secretary, the ~~chairperson of the natural~~
14 ~~resources board~~ secretary of natural resources, and the chief clerk of each house of
15 the legislature for distribution to the appropriate standing committees under s.
16 13.172 (2).

17 **SECTION 249.** 16.04 (1e) of the statutes is repealed.

18 **SECTION 250.** 16.045 (1) (a) of the statutes is amended to read:

19 16.045 (1) (a) "Agency" means an office, department, independent agency,
20 institution of higher education, association, society, or other body in state
21 government created or authorized to be created by the constitution or any law, that
22 is entitled to expend moneys appropriated by law, including the legislature and the
23 courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231,
24 232, 233, ~~234~~ 235, 237, ~~238~~, or 279.

25 **SECTION 251.** 16.08 of the statutes is repealed.

SENATE BILL 21**SECTION 252**

1 **SECTION 252.** 16.09 of the statutes is created to read:

2 **16.09 Establishing efficiency programs.** The office of lean government
3 shall establish and administer programs for state agencies to increase the value of
4 goods and services that state agencies provide with the fewest possible resources.

5 **SECTION 253.** 16.15 (1) (ab) of the statutes is amended to read:

6 16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but
7 excludes the University of Wisconsin Hospitals and Clinics Authority, the University
8 of Wisconsin System Authority, the Lower Fox River Remediation Authority, and the
9 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development
10 Authority.

11 **SECTION 254.** 16.20 of the statutes is created to read:

12 **16.20 Office of continuity of government. (1) DEFINITIONS.** In this section:

13 (a) “Disaster” has the meaning given in s. 323.02 (6).

14 (b) “Office” means the office of continuity of government created under s. 15.105
15 (34).

16 (c) “State agency” means any office, commission, board, department, or
17 independent agency in the executive branch of state government.

18 **(2) CONTINUITY OF GOVERNMENT OPERATIONS DURING A DISASTER.** (a) In
19 consultation with the administrator of the division of emergency management, the
20 office shall establish and administer a continuity of government program to ensure
21 the continuity of state government operations during a disaster.

22 (b) Except as provided in sub. (3), under the program established under par. (a),
23 the office shall establish, and periodically update, for each state agency a continuity
24 of operations plan for the continuity of government operations in that state agency

SENATE BILL 21**SECTION 254**

1 during a disaster. The office shall cooperate with each state agency to administer
2 that state agency's implementation of the plan established under this paragraph.

3 **(3) DELEGATION TO STATE AGENCIES.** The office may delegate to any state agency
4 the office's authority under sub. (2) (b) with respect to that state agency.

5 **(4) ASSESSMENTS TO STATE AGENCIES.** The department shall annually assess to
6 each state agency an amount equal to that state agency's proportionate share of the
7 department's annual costs incurred under this section in accordance with a method
8 of apportionment determined by the department.

9 **SECTION 255.** 16.28 of the statutes is renumbered 203.02.

10 **SECTION 256.** 16.283 of the statutes is renumbered 203.03.

11 **SECTION 257.** 16.285 of the statutes is renumbered 203.05.

12 **SECTION 258.** 16.287 of the statutes, as affected by 2015 Wisconsin Act (this
13 act), is renumbered 203.07, and 203.07 (2) (a), as renumbered, is amended to read:

14 203.07 (2) (a) For the purposes of ss. 16.75 (3m), 16.855 (10m), 16.87 (2), 18.16,
15 18.64, 25.185, 119.495 (2), 200.57, and 231.27 and ~~234.35~~, the department shall
16 establish and periodically update a list of certified minority businesses, minority
17 financial advisers and minority investment firms. Any business, financial adviser
18 or investment firm may apply to the department for certification. For purposes of
19 this paragraph, unless the context otherwise requires, a "business" includes a
20 financial adviser or investment firm.

21 **SECTION 259.** 16.287 (2) (a) of the statutes is amended to read:

22 16.287 (2) (a) For the purposes of ss. 16.75 (3m), 16.855 (10m), 16.87 (2), 18.16,
23 18.64, ~~18.77~~, 25.185, 119.495 (2), 200.57, 231.27 and 234.35, the department shall
24 establish and periodically update a list of certified minority businesses, minority
25 financial advisers and minority investment firms. Any business, financial adviser

SENATE BILL 21**SECTION 259**

1 or investment firm may apply to the department for certification. For purposes of
2 this paragraph, unless the context otherwise requires, a “business” includes a
3 financial adviser or investment firm.

4 **SECTION 260.** 16.293 of the statutes is created to read:

5 **16.293 Grants for economic development district.** (1) From the
6 appropriation under s. 20.855 (4) (d), and subject to subs. (2) and (3), the department
7 may award grants to a city in the state for an economic development district that
8 includes a community arts center and a mixed-use development.

9 (2) Before the department makes any grant under sub. (1), the city shall submit
10 to the department a financial plan for the economic development district. The
11 financial plan shall include matching funds, whether cash or in-kind or both, that,
12 in total, at least equal 100 percent of all grant moneys being requested and shall
13 include proof, to the satisfaction of the department, of other financing for the
14 economic development district.

15 (3) The department may not award more than a total of \$15,000,000 in grants
16 under sub. (1).

17 **SECTION 261.** 16.40 (16) of the statutes is amended to read:

18 16.40 (16) MAINTAIN AN ACCOUNTING FOR OPERATING NOTES. Maintain an
19 accounting of, forecast and administer those moneys pledged for the repayment of
20 operating notes issued under ~~subch. III of ch. 18 s. 16.526~~, in accordance with
21 agreements entered into by the secretary under s. 16.004 (9).

22 **SECTION 262.** 16.40 (18) of the statutes is amended to read:

23 16.40 (18) REQUIRE AGENCIES TO PROVIDE COPIES. Require each state agency, at
24 the time that the agency submits a request to the department for an increased
25 appropriation to be provided in an executive budget bill which is necessitated by the

SENATE BILL 21**SECTION 262**

1 compensation plan under s. 230.12 or a collective bargaining agreement approved
2 under s. 111.92, to provide a copy of the request to the ~~director of the office~~
3 administrator of the division of state employment relations personnel management
4 in the department and the joint committee on employment relations.

5 **SECTION 263.** 16.40 (23) of the statutes is repealed.

6 **SECTION 264.** 16.405 (1) of the statutes is renumbered 16.526 (1m) (a) and
7 amended to read:

8 16.526 (1m) (a) ~~At Subject to par. (b), at any time the department determines~~
9 that a deficiency will occur in the funds of the state which will not permit the state
10 to meet its operating obligations in a timely manner, it may prepare ~~a request an~~
11 authorizing certification for the issuance of operating notes under ~~subch. III of ch.~~
12 ~~18 and, subject to subs. (2) and (3), may submit the request to the building~~
13 ~~commission~~ this section.

14 **SECTION 265.** 16.405 (2) of the statutes is repealed.

15 **SECTION 266.** 16.405 (3) of the statutes is renumbered 16.526 (1m) (b) and
16 amended to read:

17 16.526 (1m) (b) If the department proposes to ~~submit a request to the building~~
18 ~~commission~~ prepare an authorizing certification under ~~sub. (1) par. (a)~~, the secretary
19 shall notify the joint committee on finance in writing of the proposed action. If the
20 cochairpersons of the committee do not notify the secretary that the committee has
21 scheduled a meeting for the purpose of reviewing the proposed ~~submission~~
22 certification within 14 working days after the date of the secretary's notification, the
23 department may ~~submit the request to the building commission~~ issue operating
24 notes pursuant to the certification as proposed. If, within 14 working days after the
25 date of the secretary's notification, the cochairpersons of the committee notify the

SENATE BILL 21**SECTION 266**

1 secretary that the committee has scheduled a meeting for the purpose of reviewing
2 the proposed ~~submission~~ certification, the department may ~~submit the request to the~~
3 ~~building commission~~ issue operating notes pursuant to the certification only upon
4 approval of the committee.

5 **SECTION 267.** 16.41 (4) of the statutes is amended to read:

6 16.41 (4) In this section, “authority” means a body created under subch. II of
7 ch. 114 or under ch. 36, 231, 233, ~~234~~ 235, 237, ~~238~~, or 279.

8 **SECTION 268.** 16.415 (1) of the statutes is amended to read:

9 16.415 (1) Neither the secretary nor any other fiscal officer of this state may
10 draw, sign, or issue, or authorize the drawing, signing, or issuing of any warrant on
11 any disbursing officer of the state to pay any compensation to any person in the
12 classified service of the state unless an estimate, payroll, or account for such
13 compensation, containing the names of every person to be paid, bears the certificate
14 of the appointing authority that each person named in the estimate, payroll, or
15 account has been appointed, employed, or subject to any other personnel transaction
16 in accordance with, and that the pay for the person has been established in
17 accordance with, the law, compensation plan, or applicable collective bargaining
18 agreement, and applicable rules of the ~~director of the office~~ administrator of the
19 division of state employment relations personnel management in the department
20 and the ~~administrator of the division~~ director of the bureau of merit recruitment and
21 selection in the ~~office of state employment relations~~ department then in effect.

22 **SECTION 269.** 16.415 (3) of the statutes is amended to read:

23 16.415 (3) Any sums paid contrary to this section may be recovered from any
24 appointing authority making such appointments in contravention of law or of the
25 rules promulgated pursuant thereto, or from any appointing authority signing or

SENATE BILL 21

1 countersigning or authorizing the signing or countersigning of any warrant for the
2 payment of the same, or from the sureties on the official bond of any such appointing
3 authority, in an action in the circuit court for any county within the state, maintained
4 by the ~~director of the office~~ administrator of the division of state employment
5 relations personnel management in the department, or by a citizen resident therein,
6 who is assessed for, and liable to pay, or within one year before the commencement
7 of the action has paid, a state, city or county tax within this state. All moneys
8 recovered in any action brought under this section when collected, shall be paid into
9 the state treasury except that if a citizen taxpayer is plaintiff in any such action he
10 or she shall be entitled to receive for personal use the taxable cost of such action and
11 5% of the amount recovered as attorney fees.

12 **SECTION 270.** 16.417 (1) (b) of the statutes is amended to read:

13 16.417 (1) (b) “Authority” means a body created under subch. II of ch. 114 or
14 ch. ~~36~~, 231, 232, 233, ~~234~~ 235, 237, ~~238~~, or 279.

15 **SECTION 271.** 16.417 (2) (f) 2. of the statutes is amended to read:

16 16.417 (2) (f) 2. An individual who is employed by the Board of Regents of the
17 University of Wisconsin System Authority, but only with respect to compensation
18 received within the system.

19 **SECTION 272.** 16.42 (1) (intro.) of the statutes is amended to read:

20 16.42 (1) (intro.) All agencies, ~~other than~~ including the University of Wisconsin
21 System Authority and not including the legislature and the courts, no later than
22 September 15 of each even-numbered year, in the form and content prescribed by the
23 department, shall prepare and forward to the department and to the legislative fiscal
24 bureau the following program and financial information:

25 **SECTION 273.** 16.50 (3) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 273**

1 16.50 (3) (b) No change in the number of full-time equivalent positions
2 authorized through the biennial budget process or other legislative act may be made
3 without the approval of the joint committee on finance, except for position changes
4 made by the governor under s. 16.505 (1) (c), (2), or (2j), or by the investment board
5 under s. 16.505 (2g), ~~or by the board of regents of the University of Wisconsin System~~
6 ~~under s. 16.505 (2m) or (2p).~~

7 **SECTION 274.** 16.50 (3) (c) of the statutes is amended to read:

8 16.50 (3) (c) The secretary may withhold, in total or in part, the funding for any
9 position, as defined in s. 230.03 (11), as well as the funding for part-time or limited
10 term employees until such time as the secretary determines that the filling of the
11 position or the expending of funds is consistent with s. 16.505 and with the intent of
12 the legislature as established by law or in budget determinations, ~~or~~ the intent of the
13 joint committee on finance in creating or abolishing positions under s. 13.10, or the
14 intent of the governor in creating or abolishing positions under s. 16.505 (1) (c) or (2),
15 ~~or the intent of the board of regents of the University of Wisconsin System in creating~~
16 ~~or abolishing positions under s. 16.505 (2m) or (2p).~~ Until the release of funding
17 occurs, recruitment or certification for the position may not be undertaken.

18 **SECTION 275.** 16.50 (3) (f) of the statutes is amended to read:

19 16.50 (3) (f) At the request of the ~~director of the office~~ administrator of the
20 division of state employment relations personnel management in the department,
21 the secretary of administration may authorize the temporary creation of pool or
22 surplus positions under any source of funds if the director determines that
23 temporary positions are necessary to maintain adequate staffing levels for high
24 turnover classifications, in anticipation of attrition, to fill positions for which
25 recruitment is difficult. Surplus or pool positions authorized by the secretary shall

SENATE BILL 21**SECTION 275**

1 be reported quarterly to the joint committee on finance in conjunction with the report
2 required under s. 16.54 (8).

3 **SECTION 276.** 16.505 (1) (intro.) of the statutes is amended to read:

4 16.505 (1) (intro.) Except as provided in subs. (2), (2g), and (2j), ~~(2m), and (2p)~~,
5 no position, as defined in s. 230.03 (11), regardless of funding source or type, may be
6 created or abolished unless authorized by one of the following:

7 **SECTION 277.** 16.505 (2m) of the statutes is repealed.

8 **SECTION 278.** 16.505 (2p) of the statutes is repealed.

9 **SECTION 279.** 16.505 (4) (b) of the statutes is amended to read:

10 16.505 (4) (b) ~~Except as provided in par. (c), no~~ No agency may change the
11 funding source for a position authorized under this section unless the position is
12 authorized to be created under a different funding source in accordance with this
13 section.

14 **SECTION 280.** 16.505 (4) (c) of the statutes is repealed.

15 **SECTION 281.** 16.517 (1) of the statutes is amended to read:

16 16.517 (1) No later than 30 days after the effective date of each biennial budget
17 act, the department shall provide to the joint committee on finance a report
18 indicating any initial modifications that are necessary to the appropriation levels
19 established under that act for program revenue and program revenue–service
20 appropriations as defined in s. 20.001 (2) (b) and (c) or to the number of full–time
21 equivalent positions funded from program revenue and program revenue–service
22 appropriations authorized by that act to account for any additional funding or
23 positions authorized under s. 16.505 (2) ~~or (2m)~~ or 16.515 in the fiscal year
24 immediately preceding the fiscal biennium of the budget that have not been included

SENATE BILL 21**SECTION 281**

1 in authorizations under the biennial budget act but that should be included as
2 continued budget authorizations in the fiscal biennium of the budget.

3 **SECTION 282.** 16.517 (2) of the statutes is amended to read:

4 16.517 (2) Modifications under sub. (1) shall be limited to adjustment of the
5 appropriation or position levels to the extent required to account for higher base
6 levels for the fiscal year immediately preceding the fiscal biennium of the budget due
7 to appropriation or position increases authorized under s. 16.505 (2) ~~or (2m)~~ or 16.515
8 during the fiscal year immediately preceding the fiscal biennium of the budget.

9 **SECTION 283.** 16.52 (7) of the statutes is amended to read:

10 16.52 (7) PETTY CASH ACCOUNT. With the approval of the secretary, each agency
11 that is authorized to maintain a contingent fund under s. 20.920 may establish a
12 petty cash account from its contingent fund. The procedure for operation and
13 maintenance of petty cash accounts and the character of expenditures therefrom
14 shall be prescribed by the secretary. In this subsection, “agency” means an office,
15 department, independent agency, institution of higher education, association,
16 society, or other body in state government created or authorized to be created by the
17 constitution or any law, that is entitled to expend moneys appropriated by law,
18 including the legislature and the courts, but not including an authority created in
19 subch. II of ch. 114 or in ch. 36, 231, 233, ~~234~~ 235, 237, ~~238~~, or 279.

20 **SECTION 284.** 16.526 (title) of the statutes is created to read:

21 **16.526 (title) Operating notes.**

22 **SECTION 285.** 16.526 (4) (am) of the statutes is created to read:

23 16.526 (4) (am) *Authorizing certification.* No financial obligations may be
24 incurred under this section nor may any evidence of operating notes be issued by the
25 state except pursuant to a written authorizing certification. The certification shall

SENATE BILL 21**SECTION 285**

1 set forth the aggregate principal amount of operating notes authorized thereby, the
2 purpose of the operating notes, which need not be more specific but may not be more
3 general than those purposes provided in or pursuant to law, the manner of sale of the
4 notes, and the form and terms of the notes. The certification shall be signed by the
5 secretary, or his or her designee, and shall be transmitted to the governor.

6 **SECTION 286.** 16.526 (8) of the statutes is created to read:

7 16.526 (8) PROCUREMENT OF SERVICES. The department may enter into a contract
8 with any firm or individual engaged in financial services for the performance of any
9 of its duties under this section, using selection and procurement procedures
10 established by the department. A contract under this subsection is not subject to s.
11 16.705 or 16.75.

12 **SECTION 287.** 16.526 (9) of the statutes is created to read:

13 16.526 (9) PROVISIONS APPLICABLE. The provisions of section 16.527 (4) (a) to (f)
14 and (6) (a), (b), and (d), (8), and (9) apply to operating notes under this section, except
15 that all references to appropriation obligations shall be read to refer to operating
16 notes.

17 **SECTION 288.** 16.526 (10) of the statutes is created to read:

18 16.526 (10) FULL AUTHORITY. This section shall constitute full authority for the
19 accomplishment of all acts authorized in this section to be done. No other law
20 restricting the carrying out of such acts shall be construed as applying to proceedings
21 had or acts done pursuant to this section.

22 **SECTION 289.** 16.527 (1) (c) of the statutes is created to read:

23 16.527 (1) (c) The legislature finds and determines that sports and
24 entertainment facilities encourage economic development and tourism in this state
25 by reducing unemployment and by bringing needed capital into the state for the

SENATE BILL 21**SECTION 289**

1 benefit and welfare of people throughout the state. It is therefore in the public
2 interest and will serve a public purpose, and it is the public policy of this state, to
3 assist a sports and entertainment district in the construction of sports and
4 entertainment facilities under subch. VI of ch. 229.

5 **SECTION 290.** 16.527 (3) (d) of the statutes is created to read:

6 16.527 (3) (d) 1. Subject to the limitations under subds. 2. to 4., the department
7 may contract appropriation obligations of the state under this section for the purpose
8 of assisting a sports and entertainment district under subch. VI of ch. 229 in the
9 construction of sports and entertainment facilities, including the acquisition or lease
10 of property. The assistance shall be in the form of a grant to the sports and
11 entertainment district.

12 2. The sum of appropriation obligations issued under this section for the
13 purpose under subd. 1. may not exceed \$220,000,000, excluding any amounts
14 representing accreted interest or original issue discount.

15 3. No appropriation obligations may be issued under this section for the
16 purpose under subd. 1. unless the department determines that the sports and
17 entertainment district has secured additional funding for the project in an amount
18 at least equal to \$300,000,000.

19 4. If the department issues appropriation obligations under this section for the
20 purpose under subd. 1. and if, for any reason, the facility that is constructed with
21 funds from the grant is not used principally for professional basketball, the state
22 shall retain an ownership interest in the facility equal to the amount of the state's
23 grant.

24 **SECTION 291.** 16.528 (1) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 291**

1 16.528 (1) (a) “Agency” means an office, department, independent agency,
2 institution of higher education, association, society, or other body in state
3 government created or authorized to be created by the constitution or any law, that
4 is entitled to expend moneys appropriated by law, including the legislature and the
5 courts, but not including an authority created in subch. II of ch. 114 or in ch. ~~36~~, 231,
6 233, ~~234~~ 235, 237, ~~238~~, or 279.

7 **SECTION 292.** 16.528 (3) (f) of the statutes is created to read:

8 16.528 (3) (f) A contract under s. 977.08 (3) (f) or compensation ordered under
9 s. 978.045 (2).

10 **SECTION 293.** 16.529 (1) of the statutes is repealed and recreated to read:

11 16.529 (1) In this section, “state agency” has the meaning given in s. 40.02 (54).

12 **SECTION 294.** 16.529 (2) of the statutes is amended to read:

13 16.529 (2) Notwithstanding ss. 20.001 (3) (a) to (c) and 25.40 (3), ~~beginning in~~
14 ~~the 2007–09 fiscal biennium~~, during each fiscal biennium the secretary shall lapse
15 to the general fund or transfer to the general fund from each state agency
16 appropriation specified in sub. (3) an amount equal to that portion of the total
17 amount of principal and interest to be paid on obligations issued under s. 16.527
18 during the fiscal biennium that is allocable to the appropriation, as determined
19 under sub. (3). The secretary may require that a state agency pay the amount
20 directly to the state in lieu of lapsing or transferring the amount to the general fund.

21 **SECTION 295.** 16.53 (1) (d) 4. of the statutes is amended to read:

22 16.53 (1) (d) 4. The secretary may promulgate rules pertaining to the
23 administration of earnings garnishment actions under s. 812.42 whenever the state
24 is the garnishee in such actions. ~~In any earnings garnishment action where the~~
25 ~~judgment debtor is employed by the University of Wisconsin System, the secretary~~

SENATE BILL 21**SECTION 295**

1 ~~may require the appropriate payroll processing center for the University of~~
2 ~~Wisconsin System to directly process necessary forms, papers, deductions and~~
3 ~~checks, share drafts or other drafts in connection with such action.~~

4 **SECTION 296.** 16.53 (2) of the statutes is amended to read:

5 16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed
6 invoice, the agency shall notify the sender of the invoice within 10 working days after
7 it receives the invoice of the reason it is improperly completed. In this subsection,
8 “agency” means an office, department, independent agency, institution of higher
9 education, association, society, or other body in state government created or
10 authorized to be created by the constitution or any law, that is entitled to expend
11 moneys appropriated by law, including the legislature and the courts, but not
12 including an authority created in subch. II of ch. 114 or in ch. 36, 231, 233, 234 235,
13 237, 238, or 279.

14 **SECTION 297.** 16.53 (7) of the statutes is amended to read:

15 16.53 (7) CERTIFICATION OF BOARDS, EVIDENCE OF CORRECTNESS OF ACCOUNT. The
16 certificate of the proper officers of ~~the board of regents of the University of Wisconsin~~
17 ~~System~~, the department of health services, or the proper officers of any other board
18 or commission organized or established by the state, shall in all cases be evidence of
19 the correctness of any account which may be certified by them.

20 **SECTION 298.** 16.53 (10) (a) of the statutes is amended to read:

21 16.53 (10) (a) If an emergency arises which requires the department to draw
22 vouchers for payments which will be in excess of available moneys in any state fund,
23 the secretary, after notifying the joint committee on finance under par. (b), may
24 prorate and establish priority schedules for all payments within each fund, including
25 those payments for which a specific payment date is provided by statute, except as

SENATE BILL 21**SECTION 298**

1 otherwise provided in this paragraph. The secretary shall draw all vouchers
2 according to the preference provided in this paragraph. All direct or indirect
3 payments of principal or interest on state bonds and notes issued under subch. I of
4 ch. 18 and payments due, if any, under an agreement or ancillary arrangement
5 entered into under s. 18.06 (8) (a) relating to any public debt contracted under
6 subchs. I and IV of ch. 18 have first priority. All direct or indirect payments of
7 principal or interest on state notes issued under ~~subch. III of ch. 18~~ s. 16.526 have
8 2nd priority. No payment having a 1st or 2nd priority may be prorated or reduced
9 under this subsection. All state employee payrolls have 3rd priority. The secretary
10 shall draw all remaining vouchers according to a priority determined by the
11 secretary. The secretary shall maintain records of all claims prorated under this
12 subsection.

13 **SECTION 299.** 16.531 (1) of the statutes is amended to read:

14 16.531 (1) At least 15 days prior to the beginning of any calendar quarter in
15 which the secretary anticipates that it may be necessary to exercise the authority
16 conferred in s. 16.53 (10) (a) or 20.002 (11) (a) or to incur financial obligations and
17 issue operating notes under ~~subch. III of ch. 18~~ s. 16.526, the secretary shall submit
18 a plan to the joint committee on finance describing the specific nature of any
19 proposed action that may be required.

20 **SECTION 300.** 16.531 (2) of the statutes is amended to read:

21 16.531 (2) If the secretary determines during any calendar quarter that action
22 under s. 16.526, 16.53 (10) (a) or 20.002 (11) ~~or subch. III of ch. 18~~ should be taken
23 that is different from the action specified in the plan submitted under sub. (1), the
24 secretary shall provide notice to the joint committee on finance of the specific nature
25 of any such action that may be required. If the joint committee on finance has not,

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1 within 2 working days after such notification, scheduled a meeting to review the
2 secretary's proposal, the secretary may proceed with the proposed action. If, within
3 2 working days after such notification, the committee schedules a meeting, the
4 secretary may not proceed with the proposed action until after the meeting is held.

5 **SECTION 301.** 16.531 (3) of the statutes is amended to read:

6 16.531 (3) Within 30 days after the end of each calendar quarter during which
7 the secretary exercises the authority conferred in s. 16.53 (10) (a), during which there
8 is any outstanding reallocation of moneys under s. 20.002 (11) (a) or during which
9 there are any outstanding operating notes issued under ~~subch. III of ch. 18~~ s. 16.526,
10 the secretary shall submit to the joint committee on finance a report on the status
11 of all such matters, together with an assessment of the degree to which the secretary
12 anticipates that state funds and accounts will have sufficient revenues to meet
13 anticipated obligations during the 6-month period following the calendar quarter for
14 which the report is issued.

15 **SECTION 302.** 16.54 (8g) of the statutes is repealed.

16 **SECTION 303.** 16.54 (8r) (a) of the statutes is renumbered 16.54 (8r) and
17 amended to read:

18 16.54 (8r) Whenever the federal government makes available moneys for
19 instruction, extension, special projects or emergency employment opportunities, the
20 board of regents of the University of Wisconsin System Authority may accept the
21 moneys on behalf of the state. The board of regents shall, in the administration of
22 the expenditure of such moneys, comply with the requirements of the act of congress
23 making the moneys available and with the regulations prescribed by the federal
24 government or the federal agency administering the act, insofar as the act or
25 regulations are consistent with state law. The board of regents may submit any plan,

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1 budget, application or proposal required by the federal agency as a precondition to
2 receipt of the moneys. The board of regents may, consistent with state law, perform
3 any act required by the act of congress or the federal agency to carry out the purpose
4 of the act of congress. ~~The board of regents shall deposit all moneys received under~~
5 ~~this paragraph in the appropriation account under s. 20.285 (1) (m).~~

6 **SECTION 304.** 16.54 (8r) (b) of the statutes is repealed.

7 **SECTION 305.** 16.54 (9) (a) 1. of the statutes is amended to read:

8 16.54 (9) (a) 1. “Agency” means an office, department, independent agency,
9 institution of higher education, association, society or other body in state
10 government created or authorized to be created by the constitution or any law, which
11 is entitled to expend moneys appropriated by law, including the legislature and the
12 courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231,
13 233, ~~234~~ 235, 237, ~~238~~, or 279.

14 **SECTION 306.** 16.544 (3) of the statutes is amended to read:

15 16.544 (3) Prior to taking final action to remove any liability related to a
16 disallowance of the use of federal moneys, an agency shall submit to the department
17 a statement of the action proposed to remove the liability. The department may
18 approve, disapprove or approve with modifications each such proposed action. The
19 secretary shall forward a copy of each statement of proposed action approved by the
20 department to the joint committee on finance. ~~This subsection does not apply to an~~
21 ~~action taken by the board of regents of the University of Wisconsin System, within~~
22 ~~the statutory authority of the board, to remove a liability of less than \$5,000.~~

23 **SECTION 307.** 16.57 of the statutes is repealed.

24 **SECTION 308.** 16.61 (3) (s) of the statutes is amended to read:

SENATE BILL 21**SECTION 308**

1 16.61 (3) (s) Shall recommend to the department procedures for the transfer
2 of public records and records of the University of Wisconsin Hospitals and Clinics
3 Authority and the University of Wisconsin System Authority to optical disk format,
4 including procedures to ensure the authenticity, accuracy and reliability of any
5 public records or records of the University of Wisconsin Hospitals and Clinics
6 Authority and the University of Wisconsin System Authority so transferred and
7 procedures to ensure that such records are protected from unauthorized destruction.
8 The board shall also recommend to the department qualitative standards for optical
9 disks and copies of documents generated from optical disks used to store public
10 records and records of the University of Wisconsin Hospitals and Clinics Authority
11 and the University of Wisconsin System Authority.

12 **SECTION 309.** 16.61 (13) (a) of the statutes is amended to read:

13 16.61 (13) (a) The historical society, as trustee for the state, shall be the
14 ultimate depository of the archives of the state, and the board may transfer to the
15 society such original records and reproductions as it deems proper and worthy of
16 permanent preservation, including records and reproductions which the custodian
17 thereof has been specifically directed by statute to preserve or keep in the custodian's
18 office. The permanent preservation of records of the University of Wisconsin System
19 Authority may be accomplished under par. (b). The society may deposit in the
20 regional depositories established under s. 44.10, title remaining with the society, the
21 records of state agencies or their district or regional offices which are primarily
22 created in the geographic area serviced by the depository, but the records of all
23 central departments, offices, establishments and agencies shall remain in the main
24 archives in the capital city under the society's immediate jurisdiction, except that the
25 society may place the records temporarily at a regional depository for periods of time

SENATE BILL 21**SECTION 309**

1 to be determined by the society. Nothing in this subsection nor in ch. 44 prevents the
2 society's taking the steps for the safety of articles and materials entrusted to its care
3 in library, museum or archives, including temporary removal to safer locations,
4 dictated by emergency conditions arising from a state of war, civil rebellion or other
5 catastrophe.

6 **SECTION 310.** 16.611 (2) (a) of the statutes is amended to read:

7 16.611 (2) (a) The department shall prescribe, by rule, procedures for the
8 transfer of public records and records of the University of Wisconsin Hospitals and
9 Clinics Authority, of the University of Wisconsin System Authority, and of the
10 Wisconsin Aerospace Authority to optical disk or electronic format and for the
11 maintenance of such records stored in optical disk or electronic format, including
12 procedures to ensure the authenticity, accuracy, reliability and accessibility of any
13 public records or records of the University of Wisconsin Hospitals and Clinics
14 Authority, of the University of Wisconsin System Authority, or of the Wisconsin
15 Aerospace Authority so transferred and procedures to ensure that such records are
16 protected from unauthorized destruction.

17 **SECTION 311.** 16.611 (2) (c) of the statutes is amended to read:

18 16.611 (2) (c) The department shall prescribe, by rule, qualitative standards
19 for optical disks and for copies of documents generated from optical disks used to
20 store public records and records of the University of Wisconsin Hospitals and Clinics
21 Authority, of the University of Wisconsin System Authority, and of the Wisconsin
22 Aerospace Authority.

23 **SECTION 312.** 16.62 (1) (a) of the statutes is amended to read:

24 16.62 (1) (a) To advise and assist state agencies, the University of Wisconsin
25 System Authority, and the University of Wisconsin Hospitals and Clinics Authority

SENATE BILL 21**SECTION 312**

1 in the establishment and operation of records management programs through the
2 issuance of standards and procedures and provision of technical and management
3 consulting services.

4 **SECTION 313.** 16.62 (1) (b) of the statutes is amended to read:

5 16.62 (1) (b) To operate a state records center and a central microfilm facility
6 for state agencies, the University of Wisconsin System Authority, and the University
7 of Wisconsin Hospitals and Clinics Authority and to promulgate rules necessary for
8 efficient operation of the facilities.

9 **SECTION 314.** 16.62 (1) (bm) of the statutes is amended to read:

10 16.62 (1) (bm) To operate a storage facility for storage of public records and
11 records of the University of Wisconsin System Authority and the University of
12 Wisconsin Hospitals and Clinics Authority in optical disk or electronic format in
13 accordance with rules, promulgated by the department under s. 16.611, governing
14 operation of the facility.

15 **SECTION 315.** 16.62 (1) (c) of the statutes is amended to read:

16 16.62 (1) (c) To periodically audit the records management programs of state
17 agencies, the University of Wisconsin System Authority, and the University of
18 Wisconsin Hospitals and Clinics Authority and recommend improvements in records
19 management practices.

20 **SECTION 316.** 16.64 (1) (a) of the statutes is amended to read:

21 16.64 (1) (a) “Board” means the board of regents of the University of Wisconsin
22 System Authority.

23 **SECTION 317.** 16.70 (2) of the statutes is amended to read:

24 16.70 (2) “Authority” means a body created under subch. II of ch. 114 or under
25 ch. 36, 231, 232, 233, ~~234~~, 237, or 279.

SENATE BILL 21**SECTION 318**

1 **SECTION 318.** 16.70 (3) of the statutes is amended to read:

2 16.70 (3) “Contractual services” includes all services, materials to be furnished
3 by a service provider in connection with services, and any limited trades work
4 involving less than \$30,000 to be done for or furnished to the state or any agency, but
5 does not include information technology products or services delivered from a central
6 hosting location on a subscription basis.

7 **SECTION 319.** 16.70 (3g) of the statutes is repealed.

8 **SECTION 320.** 16.70 (8) of the statutes is amended to read:

9 16.70 (8) “Municipality” means a county, city, village, town, school district,
10 board of school directors, sewer district, drainage district, technical college district,
11 the University of Wisconsin System Authority, or any other public or quasi-public
12 corporation, officer, board or other body having the authority to award public
13 contracts.

14 **SECTION 321.** 16.705 (1r) (d) of the statutes is repealed.

15 **SECTION 322.** 16.705 (1r) (e) of the statutes is repealed.

16 **SECTION 323.** 16.705 (2) (a) of the statutes is amended to read:

17 16.705 (2) (a) The department shall promulgate rules for the procurement of
18 contractual services by the department and its designated agents, including but not
19 limited to rules prescribing approval and monitoring processes for contractual
20 service contracts; ~~except as provided in par. (b), a requirement for agencies, except~~
21 ~~for the University of Wisconsin System, to conduct a uniform cost-benefit analysis~~
22 ~~of each proposed contractual service procurement involving an estimated~~
23 ~~expenditure of more than \$50,000 in accordance with standards prescribed in the~~
24 ~~rules; and, except as provided in par. (b), a requirement for agencies, except for the~~
25 ~~University of Wisconsin System, to review periodically, and before any renewal, the~~

SENATE BILL 21**SECTION 323**

1 ~~continued appropriateness of contracting under each contractual services~~
2 ~~agreement involving an estimated expenditure of more than \$50,000.~~

3 **SECTION 324.** 16.705 (2) (b) of the statutes is repealed.

4 **SECTION 325.** 16.705 (8) (intro.) and (b) of the statutes are consolidated,
5 renumbered 16.705 (8) and amended to read:

6 16.705 (8) The department shall, annually on or before October 15, submit to
7 the governor, the joint committee on finance, the joint legislative audit committee
8 and the chief clerk of each house of the legislature for distribution to the appropriate
9 standing committees under s. 13.172 (3), a report concerning the number, value and
10 nature of contractual service procurements authorized for each agency during the
11 preceding fiscal year. The report shall also include, with respect to contractual
12 service procurements by agencies for the preceding fiscal year:—(b)
13 ~~Recommendations, recommendations~~ for elimination of unneeded contractual
14 service procurements and for consolidation or resolicitation of existing contractual
15 service procurements.

16 **SECTION 326.** 16.705 (8) (a) of the statutes is repealed.

17 **SECTION 327.** 16.71 (1m) of the statutes is amended to read:

18 16.71 (1m) The department shall not delegate to any executive branch agency,
19 ~~other than the board of regents of the University of Wisconsin System,~~ the authority
20 to enter into any contract for materials, supplies, equipment, or contractual services
21 relating to information technology or telecommunications prior to review and
22 approval of the contract by the department. ~~The department may delegate this~~
23 ~~authority to the University of Wisconsin–Madison.~~ No executive branch agency,
24 ~~other than the board of regents of the University of Wisconsin System,~~ may enter into
25 any such contract without review and approval of the contract by the department.

SENATE BILL 21**SECTION 327**

1 ~~The University of Wisconsin–Madison may enter into any such contract without~~
2 ~~review and approval by the department.~~ Any executive branch agency that enters
3 into a contract relating to information technology under this section shall comply
4 with the requirements of s. 16.973 (13). ~~Any delegation to the board of regents of the~~
5 ~~University of Wisconsin System or to the University of Wisconsin–Madison is subject~~
6 ~~to the limitations prescribed in s. 36.585.~~

7 **SECTION 328.** 16.71 (4) of the statutes is repealed.

8 **SECTION 329.** 16.72 (2) (e) (intro.) of the statutes is amended to read:

9 16.72 (2) (e) (intro.) In writing the specifications under this subsection, the
10 department and any other designated purchasing agent under s. 16.71 (1) shall
11 incorporate requirements for the purchase of products made from recycled materials
12 and recovered materials if their use is technically and economically feasible. Each
13 authority other than the University of Wisconsin Hospitals and Clinics Authority,
14 the University of Wisconsin System Authority, and the Lower Fox River Remediation
15 Authority, in writing specifications for purchasing by the authority, shall incorporate
16 requirements for the purchase of products made from recycled materials and
17 recovered materials if their use is technically and economically feasible. The
18 specifications shall include requirements for the purchase of the following materials:

19 **SECTION 330.** 16.72 (2) (f) of the statutes is amended to read:

20 16.72 (2) (f) In writing specifications under this subsection, the department,
21 any other designated purchasing agent under s. 16.71 (1), and each authority other
22 than the University of Wisconsin Hospitals and Clinics Authority, the University of
23 Wisconsin System Authority, and the Lower Fox River Remediation Authority shall
24 incorporate requirements relating to the recyclability and ultimate disposition of
25 products and, wherever possible, shall write the specifications so as to minimize the

SENATE BILL 21**SECTION 330**

1 amount of solid waste generated by the state, consistent with the priorities
2 established under s. 287.05 (12). All specifications under this subsection shall
3 discourage the purchase of single-use, disposable products and require, whenever
4 practical, the purchase of multiple-use, durable products.

5 **SECTION 331.** 16.72 (8) of the statutes is amended to read:

6 16.72 (8) The department may purchase educational technology materials,
7 supplies, equipment, or contractual services from orders placed with the department
8 by school districts, cooperative educational service agencies, and technical college
9 districts, ~~the board of regents of the University of Wisconsin System, and the~~
10 ~~University of Wisconsin-Madison.~~

11 **SECTION 332.** 16.73 (5) of the statutes is repealed.

12 **SECTION 333.** 16.74 (2) (b) of the statutes is amended to read:

13 16.74 (2) (b) Contracts for purchases by the senate or assembly shall be signed
14 by an individual designated by the organization committee of the house making the
15 purchase. Contracts for other legislative branch purchases shall be signed by an
16 individual designated by the joint committee on legislative organization. Contracts
17 for purchases by the judicial commission ~~or judicial council~~ shall be signed by an
18 individual designated by the commission ~~or council~~, respectively. Contracts for other
19 judicial branch purchases shall be signed by an individual designated by the director
20 of state courts.

21 **SECTION 334.** 16.75 (1) (a) 1. of the statutes is amended to read:

22 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
23 materials, supplies, equipment, and contractual services to be provided to any
24 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
25 (6), (7), (8), (9), (10e), and (10m) and ss. 16.705 (1r), 16.73 (4) (a), 16.751, 16.754, 50.05

SENATE BILL 21**SECTION 334**

1 (7) (f), 153.05 (2m) (a), ~~165.987~~, and 287.15 (7), shall be awarded to the lowest
2 responsible bidder, taking into consideration life cycle cost estimates under sub.
3 (1m), when appropriate, the location of the agency, the quantities of the articles to
4 be supplied, their conformity with the specifications, and the purposes for which they
5 are required and the date of delivery.

6 **SECTION 335.** 16.75 (1m) of the statutes is amended to read:

7 16.75 (1m) The department shall award each order or contract for materials,
8 supplies or equipment on the basis of life cycle cost estimates, whenever such action
9 is appropriate. Each authority other than the University of Wisconsin Hospitals and
10 Clinics Authority, the University of Wisconsin System Authority, the Lower Fox
11 River Remediation Authority, and the Wisconsin Aerospace Authority shall award
12 each order or contract for materials, supplies or equipment on the basis of life cycle
13 cost estimates, whenever such action is appropriate. The terms, conditions and
14 evaluation criteria to be applied shall be incorporated in the solicitation of bids or
15 proposals. The life cycle cost formula may include, but is not limited to, the
16 applicable costs of energy efficiency, acquisition and conversion, money,
17 transportation, warehousing and distribution, training, operation and maintenance
18 and disposition or resale. The department shall prepare documents containing
19 technical guidance for the development and use of life cycle cost estimates, and shall
20 make the documents available to local governmental units.

21 **SECTION 336.** 16.75 (3m) (a) 1. of the statutes is amended to read:

22 16.75 (3m) (a) 1. “Disabled veteran–owned business” means a business
23 certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

24 **SECTION 337.** 16.75 (3m) (a) 2. of the statutes is amended to read:

SENATE BILL 21**SECTION 337**

1 16.75 (3m) (a) 2. “Disabled veteran–owned financial adviser” means a financial
2 adviser certified by the department of administration under s. ~~16.283~~ 203.03 (3).

3 **SECTION 338.** 16.75 (3m) (a) 3. of the statutes is amended to read:

4 16.75 (3m) (a) 3. “Disabled veteran–owned investment firm” means an
5 investment firm certified by the department of administration under s. ~~16.283~~
6 203.03 (3).

7 **SECTION 339.** 16.75 (3m) (a) 4. of the statutes is amended to read:

8 16.75 (3m) (a) 4. “Minority business” means a business certified by the
9 department of administration under s. ~~16.287~~ 203.07 (2).

10 **SECTION 340.** 16.75 (3m) (c) 5. a. of the statutes is amended to read:

11 16.75 (3m) (c) 5. a. In determining whether a purchase, contract, or subcontract
12 complies with the goal established under par. (b) 1. or 2. or s. 16.855 (10m) (am) 1.
13 or 2., 16.87 (2) (b) or (c), or 25.185 (2) (a) or (b), the department shall include only
14 amounts paid to businesses, financial advisers, and investment firms certified by the
15 department of administration under s. ~~16.283~~ 203.03 or ~~16.287~~ 203.07 (2), whichever
16 is appropriate.

17 **SECTION 341.** 16.75 (3m) (c) 5. b. of the statutes is amended to read:

18 16.75 (3m) (c) 5. b. In determining whether a purchase, contract, or subcontract
19 is made with a disabled veteran–owned business, the department shall include only
20 amounts paid to disabled veteran–owned businesses certified by the department of
21 administration under s. ~~16.283~~ 203.03 (3).

22 **SECTION 342.** 16.75 (3t) (c) (intro.) of the statutes is amended to read:

23 16.75 (3t) (c) (intro.) The department of corrections shall periodically provide
24 to the department of administration a current list of all materials, supplies,
25 equipment or contractual services, excluding commodities, that are supplied by

SENATE BILL 21

1 prison industries, as created under s. 303.01. The department of administration
2 shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except
3 as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed
4 proposals with respect to the purchase of any materials, supplies, equipment or
5 contractual services enumerated in the list, the department of administration or any
6 other designated purchasing agent under s. 16.71 (1) shall offer prison industries the
7 opportunity to supply the materials, supplies, equipment or contractual services if
8 the department of corrections is able to provide them at a price that is equal to or
9 lower than comparable to one which may be obtained through competitive bidding
10 or competitive sealed proposals and is able to conform to the specifications. If the
11 department of administration or other purchasing agent is unable to determine
12 whether the price of prison industries is equal to or lower than comparable to one
13 obtained through competitive bidding or competitive sealed proposals, it may solicit
14 bids or competitive proposals before awarding the order or contract. This paragraph
15 does not apply to the printing of the following forms:

16 **SECTION 343.** 16.75 (3t) (c) 1. of the statutes is repealed.

17 **SECTION 344.** 16.75 (3t) (c) 6. of the statutes is repealed.

18 **SECTION 345.** 16.75 (8) of the statutes is amended to read:

19 16.75 (8) (am) The department, any other designated purchasing agent under
20 s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other
21 than the University of Wisconsin Hospitals and Clinics Authority, the University of
22 Wisconsin System Authority, and the Lower Fox River Remediation Authority shall,
23 to the extent practicable, make purchasing selections using specifications developed
24 under s. 16.72 (2) (e) to maximize the purchase of materials utilizing recycled
25 materials and recovered materials.

SENATE BILL 21**SECTION 345**

1 (bm) Each agency and authority other than the University of Wisconsin
2 Hospitals and Clinics Authority, the University of Wisconsin System Authority, and
3 the Lower Fox River Remediation Authority shall ensure that the average recycled
4 or recovered content of all paper purchased by the agency or authority measured as
5 a proportion, by weight, of the fiber content of paper products purchased in a fiscal
6 year, is not less than 40% of all purchased paper.

7 **SECTION 346.** 16.75 (12) (a) 1. of the statutes is amended to read:

8 16.75 (12) (a) 1. “Agency” means the department of administration, the
9 department of corrections, the department of health services, the department of
10 public instruction, and the department of veterans affairs, ~~and the Board of Regents~~
11 ~~of the University of Wisconsin System.~~

12 **SECTION 347.** 16.765 (1) of the statutes is amended to read:

13 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and
14 Clinics Authority, the University of Wisconsin System Authority, the Fox River
15 Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox
16 River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~
17 and the Bradley Center Sports and Entertainment Corporation shall include in all
18 contracts executed by them a provision obligating the contractor not to discriminate
19 against any employee or applicant for employment because of age, race, religion,
20 color, handicap, sex, physical condition, developmental disability as defined in s.
21 51.01 (5), sexual orientation as defined in s. 111.32 (13m), or national origin and,
22 except with respect to sexual orientation, obligating the contractor to take
23 affirmative action to ensure equal employment opportunities.

24 **SECTION 348.** 16.765 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 348**

1 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and
2 Clinics Authority, the University of Wisconsin System Authority, the Fox River
3 Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox
4 River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~
5 and the Bradley Center Sports and Entertainment Corporation shall include the
6 following provision in every contract executed by them: “In connection with the
7 performance of work under this contract, the contractor agrees not to discriminate
8 against any employee or applicant for employment because of age, race, religion,
9 color, handicap, sex, physical condition, developmental disability as defined in s.
10 51.01 (5), sexual orientation or national origin. This provision shall include, but not
11 be limited to, the following: employment, upgrading, demotion or transfer;
12 recruitment or recruitment advertising; layoff or termination; rates of pay or other
13 forms of compensation; and selection for training, including apprenticeship. Except
14 with respect to sexual orientation, the contractor further agrees to take affirmative
15 action to ensure equal employment opportunities. The contractor agrees to post in
16 conspicuous places, available for employees and applicants for employment, notices
17 to be provided by the contracting officer setting forth the provisions of the
18 nondiscrimination clause”.

19 **SECTION 349.** 16.765 (4) of the statutes is amended to read:

20 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and
21 Clinics Authority, the University of Wisconsin System Authority, the Fox River
22 Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox
23 River Remediation Authority, and the Bradley Center Sports and Entertainment
24 Corporation shall take appropriate action to revise the standard government
25 contract forms under this section.

SENATE BILL 21**SECTION 350**

1 **SECTION 350.** 16.765 (5) of the statutes is amended to read:

2 16.765 (5) The head of each contracting agency and the boards of directors of
3 the University of Wisconsin Hospitals and Clinics Authority, the University of
4 Wisconsin System Authority, the Fox River Navigational System Authority, the
5 Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the~~
6 ~~Wisconsin Economic Development Corporation~~, and the Bradley Center Sports and
7 Entertainment Corporation shall be primarily responsible for obtaining compliance
8 by any contractor with the nondiscrimination and affirmative action provisions
9 prescribed by this section, according to procedures recommended by the department.
10 The department shall make recommendations to the contracting agencies and the
11 boards of directors of the University of Wisconsin Hospitals and Clinics Authority,
12 the University of Wisconsin System Authority, the Fox River Navigational System
13 Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation
14 Authority, ~~the Wisconsin Economic Development Corporation~~, and the Bradley
15 Center Sports and Entertainment Corporation for improving and making more
16 effective the nondiscrimination and affirmative action provisions of contracts. The
17 department shall promulgate such rules as may be necessary for the performance of
18 its functions under this section.

19 **SECTION 351.** 16.765 (6) of the statutes is amended to read:

20 16.765 (6) The department may receive complaints of alleged violations of the
21 nondiscrimination provisions of such contracts. The department shall investigate
22 and determine whether a violation of this section has occurred. The department may
23 delegate this authority to the contracting agency, the University of Wisconsin
24 Hospitals and Clinics Authority, the University of Wisconsin System Authority, the
25 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the

SENATE BILL 21**SECTION 351**

1 Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development~~
2 ~~Corporation~~, or the Bradley Center Sports and Entertainment Corporation for
3 processing in accordance with the department's procedures.

4 **SECTION 352.** 16.765 (7) (intro.) of the statutes is amended to read:

5 16.765 (7) (intro.) When a violation of this section has been determined by the
6 department, ~~the contracting agency, the University of Wisconsin Hospitals and~~
7 ~~Clinics Authority, the Fox River Navigational System Authority, the Wisconsin~~
8 ~~Aerospace Authority, the Lower Fox River Remediation Authority, the Wisconsin~~
9 ~~Economic Development Corporation, or the Bradley Center Sports and~~
10 ~~Entertainment Corporation~~, the contracting agency, the University of Wisconsin
11 Hospitals and Clinics Authority, the University of Wisconsin System Authority, the
12 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the
13 Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development~~
14 ~~Corporation~~, or the Bradley Center Sports and Entertainment Corporation shall:

15 **SECTION 353.** 16.765 (7) (d) of the statutes is amended to read:

16 16.765 (7) (d) Direct the violating party to take immediate steps to prevent
17 further violations of this section and to report its corrective action to the contracting
18 agency, the University of Wisconsin Hospitals and Clinics Authority, the University
19 of Wisconsin System Authority, the Fox River Navigational System Authority, the
20 Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the~~
21 ~~Wisconsin Economic Development Corporation~~, or the Bradley Center Sports and
22 Entertainment Corporation.

23 **SECTION 354.** 16.765 (8) of the statutes is amended to read:

24 16.765 (8) If further violations of this section are committed during the term
25 of the contract, the contracting agency, the Fox River Navigational System Authority,

SENATE BILL 21**SECTION 354**

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

15 **SECTION 355.** 16.78 (1) of the statutes is amended to read:

16 16.78 (1) Every agency other than ~~the board of regents of the University of~~
17 ~~Wisconsin System, the University of Wisconsin-Madison~~, or an agency making
18 purchases under s. 16.74 shall make all purchases of materials, supplies, equipment,
19 and contractual services relating to information technology or telecommunications
20 from the department, unless the department requires the agency to purchase the
21 materials, supplies, equipment, or contractual services pursuant to a master
22 contract established under s. 16.972 (2) (h), or grants written authorization to the
23 agency to procure the materials, supplies, equipment, or contractual services under
24 s. 16.75 (1) or (2m), to purchase the materials, supplies, equipment, or contractual
25 services from another agency or to provide the materials, supplies, equipment, or

SENATE BILL 21**SECTION 355**

1 contractual services to itself. ~~The board of regents of the University of Wisconsin~~
2 ~~System and the University of Wisconsin–Madison may make purchases of materials,~~
3 ~~supplies, equipment, and contractual services relating to information technology or~~
4 ~~telecommunications from the department.~~

5 **SECTION 356.** 16.838 (1) (b) of the statutes is amended to read:

6 16.838 (1) (b) “Authority” means a body created under subch. II of ch. 114 or
7 ch. 36, 231, 232, 233, ~~234~~, or 237.

8 **SECTION 357.** 16.84 (10) of the statutes is amended to read:

9 16.84 (10) Approve the design, structure, composition, location and
10 arrangements made for the care and maintenance of all public monuments,
11 memorials, or works of art which shall be constructed by or become the property of
12 the state by purchase wholly or in part from state funds, or by gift or otherwise. “Work
13 of art” means any painting, portrait, mural decoration, stained glass, statue,
14 bas-relief, ornament, tablets, fountain or any other article or structure of a
15 permanent character intended for decoration or commemoration. This subsection
16 does not apply to public monuments, memorials or works of art which are or will
17 become property of the ~~University of Wisconsin System~~ or the historical society.

18 **SECTION 358.** 16.845 (1) of the statutes is amended to read:

19 16.845 (1) RULE; PENALTY. Except as elsewhere expressly prohibited, the
20 managing authority of any facility owned by the state or by the University of
21 Wisconsin Hospitals and Clinics Authority or the University of Wisconsin System
22 Authority or leased from the state by the Fox River Navigational System Authority
23 may permit its use for free discussion of public questions, or for civic, social,
24 recreational or athletic activities. No such use shall be permitted if it would unduly
25 burden the managing authority or interfere with the prime use of such facility. The

SENATE BILL 21**SECTION 358**

1 applicant for use shall be liable to the state, to the Fox River Navigational System
2 Authority, to the University of Wisconsin System Authority, or to the University of
3 Wisconsin Hospitals and Clinics Authority for any injury done to its property, for any
4 expense arising out of any such use and for such sum as the managing authority may
5 charge for such use. All such sums payable to the state shall be paid into the general
6 fund and credited to the appropriation account for the operation of the facility used.
7 The managing authority may permit such use notwithstanding the fact that a
8 reasonable admission fee may be charged to the public. Whoever does or attempts
9 to do an act for which a permit is required under this section without first obtaining
10 the permit may be fined not more than \$100 or imprisoned not more than 30 days
11 or both. This subsection applies only to those facilities for which a procedure for
12 obtaining a permit has been established by the managing authority.

13 **SECTION 359.** 16.847 (1) (b) of the statutes is amended to read:

14 16.847 (1) (b) “State facilities” means all property owned and operated by the
15 state for the purpose of carrying out usual state functions, ~~including each institution~~
16 ~~within the University of Wisconsin System.~~

17 **SECTION 360.** 16.848 (1s) (c) of the statutes is amended to read:

18 16.848 (1s) (c) Notwithstanding s. 20.001 (3) (a) to (c) and subject to approval
19 under par. (d), the secretary may lapse or transfer to the general fund from the
20 unencumbered balance of appropriations to any agency, other than ~~sum sufficient~~
21 ~~appropriations or appropriations of program revenues to the Board of Regents of the~~
22 ~~University of Wisconsin System or appropriations of segregated or federal revenues,~~
23 any amount appropriated to an agency that is determined by the secretary to be
24 allocated for the management or operation of the facility that was sold or leased
25 effective on the effective date of the sale or lease.

SENATE BILL 21**SECTION 361**

1 **SECTION 361.** 16.848 (2) (c) of the statutes is repealed.

2 **SECTION 362.** 16.848 (2) (em) of the statutes is created to read:

3 16.848 (2) (em) Subsection (1) does not apply to property that is subject to the
4 lease agreement under s. 36.11 (27m) (a).

5 **SECTION 363.** 16.848 (2) (gr) of the statutes is amended to read:

6 16.848 (2) (gr) Subsection (1) does not apply to land that is sold or traded by
7 the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7).

8 **SECTION 364.** 16.85 (1) of the statutes is amended to read:

9 16.85 (1) To take charge of and supervise all engineering or architectural
10 services or construction work, as defined in s. 16.87 (1) (a), performed by, or for, the
11 state, or any department, board, institution, commission, or officer of the state,
12 including nonprofit-sharing corporations organized for the purpose of assisting the
13 state in the construction and acquisition of new buildings or improvements and
14 additions to existing buildings as contemplated under ~~ss. s. 13.488, 36.09, and 36.11,~~
15 ~~except work to be performed for the University of Wisconsin System with respect to~~
16 ~~a building, structure, or facility involving a cost of less than \$500,000 that is funded~~
17 ~~entirely with the proceeds of gifts or grants made to the system, and except the~~
18 engineering, architectural, and construction work of the department of
19 transportation; and the engineering service performed by the department of safety
20 and professional services, department of revenue, public service commission,
21 department of health services, and other departments, boards, and commissions
22 when the service is not related to the maintenance, and construction and planning,
23 of the physical properties of the state.

24 **SECTION 365.** 16.85 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 365**

1 16.85 (2) To furnish engineering, architectural, project management, and other
2 building construction services whenever requisitions therefor are presented to the
3 department by any agency. The department may deposit moneys received from the
4 provision of these services in the account under s. 20.505 (1) (kc) or in the general
5 fund as general purpose revenue — earned. In this subsection, “agency” means an
6 office, department, independent agency, institution of higher education, association,
7 society, or other body in state government created or authorized to be created by the
8 constitution or any law, which is entitled to expend moneys appropriated by law,
9 including the legislature and the courts, but not including an authority created in
10 subch. II of ch. 114 or in ch. 36, 231, 233, 234 235, 237, 238, or 279.

11 **SECTION 366.** 16.85 (12) of the statutes is amended to read:

12 16.85 (12) To review and approve plans and specifications for any building or
13 structure that is constructed for the benefit of the University of Wisconsin System
14 Authority or any institution thereof, and to periodically review the progress of any
15 such building or structure during construction to assure compliance with the
16 approved plans and specifications. This subsection ~~does not apply~~ applies to any
17 building, structure, or facility that is constructed, remodeled, repaired, renewed, or
18 expanded for the University of Wisconsin System involving a cost of less than
19 \$500,000 Authority if the project is financed from general purpose revenues. If a
20 project is not financed from general purpose revenues, this subsection does not apply,
21 except that if such project is not funded entirely from the proceeds of gifts or grants
22 made to the system University of Wisconsin System Authority, and the cost of such
23 project is at least \$760,000, the department shall conduct the bidding process for the
24 project at no cost to the authority.

25 **SECTION 367.** 16.85 (14) of the statutes is amended to read:

SENATE BILL 21**SECTION 367**

1 16.85 (14) To review and approve the design and specifications of any
2 construction or improvement project of the University of Wisconsin Hospitals and
3 Clinics Authority on state-owned land, to approve the decision to construct any such
4 construction or improvement project and to periodically review the progress of the
5 project during construction to assure compliance with the approved design and
6 specifications. This subsection does not apply to any construction or improvement
7 project of the authority that costs less than the amount that is required to be specified
8 in the lease agreement between the authority and the ~~board of regents~~ Board of
9 Regents of the University of Wisconsin System Authority under s. 233.04 (7) (d).

10 **SECTION 368.** 16.854 (1) (a) of the statutes is amended to read:

11 16.854 (1) (a) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
12 (1) (e).

13 **SECTION 369.** 16.854 (1) (b) of the statutes is amended to read:

14 16.854 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
15 203.07 (1) (f).

16 **SECTION 370.** 16.855 (1m) of the statutes is amended to read:

17 16.855 (1m) The department shall let by contract to the lowest qualified
18 responsible bidder all construction work when the estimated construction cost of the
19 project exceeds \$50,000, except for construction work authorized under s. 16.858 and
20 except as provided in sub. (1r) or (10m) or s. 13.48 (19) (a). If factors other than dollar
21 amounts are required to be evaluated for a project, the department shall specify a
22 formula that will convert the other factors into a dollar value for comparison.

23 **SECTION 371.** 16.855 (10m) (ac) of the statutes is amended to read:

SENATE BILL 21**SECTION 371**

1 16.855 (10m) (ac) In this subsection, “disabled veteran–owned business”
2 means a business certified by ~~the department of administration~~ under s. 16.283
3 203.03 (3).

4 **SECTION 372.** 16.855 (10n) (a) of the statutes is amended to read:

5 16.855 (10n) (a) In this subsection, “minority group member” has the meaning
6 given in s. ~~16.287~~ 203.07 (1) (f).

7 **SECTION 373.** 16.855 (13) (a) 2. of the statutes is amended to read:

8 16.855 (13) (a) 2. In any project under this section that is let under s. 13.48 (19)
9 (a), the department shall identify, as provided under par. (b), the mechanical,
10 electrical, or plumbing subcontractors who have submitted the lowest bids and who
11 are qualified responsible bidders. The contractor awarded a contract under s. 13.48
12 (19) (a) shall contract with the mechanical, electrical, or plumbing subcontractors so
13 identified.

14 **SECTION 374.** 16.855 (14) (am) of the statutes is amended to read:

15 16.855 (14) (am) Except as provided in s. 13.48 (19) (a), the department shall
16 let all construction projects that exceed \$185,000 through single prime contracting.
17 The department may not request or accept any alternate bids when letting a
18 construction project through single prime contracting.

19 **SECTION 375.** 16.855 (20) of the statutes is repealed.

20 **SECTION 376.** 16.855 (22) of the statutes is amended to read:

21 16.855 (22) The provisions of this section, except sub. (10m), do not apply to
22 construction work for any project that does not ~~require the prior approval of the~~
23 ~~building commission under s. 13.48 (10) (a)~~ involve an expenditure that exceeds
24 \$185,000 if the project is constructed in accordance with policies and procedures
25 prescribed by the building commission under s. 13.48 (29). If the estimated

SENATE BILL 21**SECTION 376**

1 construction cost of any project, other than a project constructed by or for the
2 University of Wisconsin System that is exempted under sub. (23), is at least \$50,000,
3 and the building commission elects to utilize the procedures prescribed under s.
4 13.48 (29) to construct the project, the department shall provide adequate public
5 notice of the project and the procedures to be utilized to construct the project on a
6 publicly accessible computer site.

7 **SECTION 377.** 16.855 (22) of the statutes, as affected by 2015 Wisconsin Act ...
8 (this act), is amended to read:

9 16.855 (22) The provisions of this section, except sub. (10m), do not apply to
10 construction work for any project that does not involve an expenditure that exceeds
11 \$185,000 if the project is constructed in accordance with policies and procedures
12 prescribed by the building commission under s. 13.48 (29). If the estimated
13 construction cost of any project, ~~other than a project constructed by or for the~~
14 ~~University of Wisconsin System that is exempted under sub. (23)~~, is at least \$50,000,
15 and the building commission elects to utilize the procedures prescribed under s.
16 13.48 (29) to construct the project, the department shall provide adequate public
17 notice of the project and the procedures to be utilized to construct the project on a
18 publicly accessible computer site.

19 **SECTION 378.** 16.855 (23) of the statutes is amended to read:

20 16.855 (23) This section does not apply to construction work for any project
21 constructed by or for the University of Wisconsin System involving a cost of less than
22 \$500,000 \$760,000 that is funded entirely with the proceeds of gifts and grants made
23 to the system.

24 **SECTION 379.** 16.855 (23) of the statutes, as affected by 2015 Wisconsin Act ...
25 (this act), is repealed.

SENATE BILL 21**SECTION 380**

1 **SECTION 380.** 16.865 (1) (a) of the statutes is amended to read:

2 16.865 (1) (a) ~~Protect~~ Except as provided in sub. (10), protect the state and the
3 University of Wisconsin System Authority from losses which are catastrophic in
4 nature and minimize total cost to the state and the authority of all activities related
5 to the control of accidental loss.

6 **SECTION 381.** 16.865 (2) of the statutes is amended to read:

7 16.865 (2) ~~Identify~~ Except as provided in sub. (10), identify and evaluate
8 exposure to loss to the state, ~~its~~ and the University of Wisconsin System Authority
9 and their employees or injury to the public by reason of fire or other accidents and
10 fortuitous events at state-owned and authority-owned properties or facilities.

11 **SECTION 382.** 16.865 (3) of the statutes is amended to read:

12 16.865 (3) ~~Recommend~~ Except as provided in sub. (10), recommend changes in
13 procedures, program conditions or capital improvement for all agencies and the
14 University of Wisconsin System Authority which would satisfactorily eliminate or
15 reduce the existing exposure.

16 **SECTION 383.** 16.865 (4) of the statutes is amended to read:

17 16.865 (4) Manage the state employees' worker's compensation program and
18 the statewide self-funded programs to protect the state from losses of and damage
19 to state property and liability and, if retained by the ~~department of workforce~~
20 ~~development~~ office of the commissioner of insurance under s. 102.65 (3), process,
21 investigate, and pay claims under ss. 102.44 (1), 102.49, 102.59, and 102.66 as
22 provided in s. 102.65 (3).

23 **SECTION 384.** 16.865 (4) of the statutes, as affected by 2015 Wisconsin Act ...
24 (this act), is renumbered 16.865 (4) (intro.) and amended to read:

25 16.865 (4) (intro.) Manage ~~the~~ all of the following:

SENATE BILL 21**SECTION 384**

1 ~~(a) The state employees' worker's compensation program and the statewide~~
2 ~~self-funded programs to protect the state from losses of and damage to state property~~
3 ~~and liability and, if retained by the office of the commissioner of insurance under s.~~
4 102.65 (3), process, investigate, and pay claims under ss. 102.44 (1), 102.49, 102.59,

5 and 102.66 as provided in s. 102.65 (3).

6 **SECTION 385.** 16.865 (4) (b) of the statutes is created to read:

7 16.865 (4) (b) Except as provided in sub. (10), the statewide self-funded
8 programs to protect the state and the University of Wisconsin System Authority from
9 liability and losses of and damage to state and authority property.

10 **SECTION 386.** 16.865 (5) of the statutes is amended to read:

11 16.865 (5) ~~Arrange~~ Except as provided in sub. (10), arrange appropriate
12 insurance contracts for the transfer of risk of loss on the part of the state and the
13 University of Wisconsin System Authority or its their employees, to the extent such
14 loss cannot reasonably be assumed by the individual agencies or the authority or the
15 self-funded programs. The placement of insurance may be by private negotiation
16 rather than competitive bid, if such insurance has a restricted number of interested
17 carriers. The department shall approve all insurance purchases. This subsection
18 does not require the department to arrange for worker's compensation insurance for
19 the University of Wisconsin System Authority.

20 **SECTION 387.** 16.865 (8) of the statutes is amended to read:

21 16.865 (8) Annually in each fiscal year, allocate as a charge to each agency a
22 proportionate share of the estimated costs attributable to programs administered by
23 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department
24 may charge premiums to agencies to finance costs under this subsection and pay the
25 costs from the appropriation on an actual basis. The department shall deposit all

SENATE BILL 21**SECTION 387**

1 collections under this subsection in the appropriation account under s. 20.505 (2) (k).
2 Costs assessed under this subsection may include judgments, investigative and
3 adjustment fees, data processing and staff support costs, program administration
4 costs, litigation costs, and the cost of insurance contracts under sub. (5). In this
5 subsection, “agency” means an office, department, independent agency, institution
6 of higher education, association, society, or other body in state government created
7 or authorized to be created by the constitution or any law, that is entitled to expend
8 moneys appropriated by law, including the legislature and the courts, but not
9 including an authority created in subch. II of ch. 114 or in ch. 231, 232, 233, ~~234~~ 235,
10 ~~237~~, ~~238~~, or 279.

11 **SECTION 388.** 16.865 (8) of the statutes, as affected by 2015 Wisconsin Act
12 (this act), is amended to read:

13 16.865 (8) ~~Annually~~ Except as provided in sub. (10), annually in each fiscal
14 year, allocate as a charge to each agency and to the University of Wisconsin System
15 Authority a proportionate share of the estimated costs attributable to programs
16 administered by the agency or the authority to be paid from the appropriation under
17 s. 20.505 (2) (k). The department may charge premiums to agencies and the
18 authority to finance costs under this subsection and pay the costs from the
19 appropriation on an actual basis. The department shall deposit all collections under
20 this subsection in the appropriation account under s. 20.505 (2) (k). Costs assessed
21 under this subsection may include judgments, investigative and adjustment fees,
22 data processing and staff support costs, program administration costs, litigation
23 costs, and the cost of insurance contracts under sub. (5). In this subsection, “agency”
24 means an office, department, independent agency, institution of higher education,
25 association, society, or other body in state government created or authorized to be

SENATE BILL 21**SECTION 388**

1 created by the constitution or any law, that is entitled to expend moneys
2 appropriated by law, including the legislature and the courts, but not including an
3 authority created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, 235, 237, 238, or
4 279.

5 **SECTION 389.** 16.865 (10) of the statutes is created to read:

6 16.865 (10) This section does not apply to the University of Wisconsin System
7 Authority for a fiscal year if the authority, no later than July 1 of the preceding fiscal
8 year, provides written notice to the department that it elects not to be governed by
9 this section and the department approves the nonelection. Any notice of nonelection
10 approved by the department applies to each subsequent fiscal year unless the
11 University of Wisconsin System Authority, no later than July 1 of the preceding fiscal
12 year, provides written notice to the department that it elects to be governed by this
13 section and the department approves the election. Any notice of election approved
14 by the department applies to each subsequent fiscal year unless the University of
15 Wisconsin System Authority again provides timely notice of nonelection and the
16 department approves the nonelection.

17 **SECTION 390.** 16.87 (1) (am) of the statutes is amended to read:

18 16.87 (1) (am) “Disabled veteran–owned business” means a business certified
19 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

20 **SECTION 391.** 16.87 (3) of the statutes is amended to read:

21 16.87 (3) Except as provided in sub. (4), a contract under sub. (2) is not valid
22 or effectual for any purpose until it is endorsed in writing and approved by the
23 ~~secretary or the secretary’s designated assistant and, if the contract involves an~~
24 ~~expenditure over \$60,000, approved by the governor.~~ The governor may delegate the
25 authority to approve any contract requiring his or her approval under this subsection

SENATE BILL 21**SECTION 391**

1 that involves an expenditure of less than ~~\$150,000~~ \$500,000 to the secretary or the
2 secretary's designee. Except as provided in sub. (4), no payment or compensation for
3 work done under any contract involving \$2,500 or more, except a highway contract,
4 may be made unless the written claim is audited and approved by the secretary or
5 the secretary's designee. Any change order to a contract ~~requiring approval under~~
6 ~~this subsection~~ under sub. (2) requires the ~~prior~~ approval by the secretary or the
7 secretary's designated assistant and, ~~if the change order involves an expenditure~~
8 ~~over \$60,000, the approval of the governor or, if the,~~ The governor delegates may
9 delegate his or her authority to approve ~~contracts under this subsection and the a~~
10 ~~change order~~ if the change order involves an expenditure of less than \$150,000, the
11 approval of \$500,000 to the secretary or the secretary's designee.

12 **SECTION 392.** 16.87 (5) of the statutes is repealed.

13 **SECTION 393.** 16.89 of the statutes is amended to read:

14 **16.89 Construction and services controlled by this chapter.** No
15 department, independent agency, constitutional office or agent of the state shall
16 employ engineering, architectural or allied services or expend money for
17 construction purposes on behalf of the state, except as provided in this chapter and
18 except that the Board of Regents of the University of Wisconsin System may engage
19 such ~~services for any project involving a cost of less than \$500,000 that is funded~~
20 ~~entirely from the proceeds of gifts or grants made to the system.~~

21 **SECTION 394.** 16.956 (2) of the statutes is amended to read:

22 16.956 (2) AUTHORITY. Beginning on July 1, 2006, and ending on June 30, 2015
23 2020, the department may award a grant to an eligible applicant for the purchase
24 and field testing of one or more idling reduction units as provided in subs. (3) and (4).

25 **SECTION 395.** 16.956 (4) (cm) of the statutes is amended to read:

SENATE BILL 21**SECTION 395**

1 16.956 (4) (cm) Subject to par. (d), the department may make grants under this
2 section from July 1, 2009 to June 30, ~~2015~~ 2020, of 50 percent of the eligible costs for
3 an idling reduction unit installed on a truck tractor, unless the department has
4 previously awarded a grant under this section for an idling reduction unit installed
5 on the truck tractor.

6 **SECTION 396.** 16.956 (6) of the statutes is amended to read:

7 16.956 (6) SUNSET. Subsections (2) to (4) do not apply after December 31, ~~2016~~
8 2021.

9 **SECTION 397.** 16.967 (6) (a) of the statutes is amended to read:

10 16.967 (6) (a) By March 31 of each year, the department of administration, the
11 department of agriculture, trade and consumer protection, the department of safety
12 and professional services, the department of health services, the department of
13 natural resources, the department of tourism, the department of revenue, the
14 department of transportation, ~~the board of regents of the University of Wisconsin~~
15 ~~System~~, the public service commission, and the board of curators of the historical
16 society shall each submit to the department a plan to integrate land information to
17 enable such information to be readily translatable, retrievable, and geographically
18 referenced for use by any state, local governmental unit, or public utility. Upon
19 receipt of this information, the department shall integrate the information to enable
20 the information to be used to meet land information data needs. The integrated
21 information shall be readily translatable, retrievable, and geographically referenced
22 to enable members of the public to use the information.

23 **SECTION 398.** 16.967 (8) of the statutes is amended to read:

24 16.967 (8) ADVICE; COOPERATION. In carrying out its duties under this section,
25 the department may seek advice and assistance from the board of regents of the

SENATE BILL 21**SECTION 398**

1 University of Wisconsin System Authority and other agencies, local governmental
2 units, and other experts involved in collecting and managing land information.
3 Agencies shall cooperate with the department in the coordination of land
4 information collection.

5 **SECTION 399.** 16.971 (2) (a) of the statutes is amended to read:

6 16.971 (2) (a) Ensure that an adequate level of information technology services
7 is made available to all agencies by providing systems analysis and application
8 programming services to augment agency resources, as requested. The department
9 shall also ensure that executive branch agencies, ~~other than the board of regents of~~
10 ~~the University of Wisconsin System,~~ make effective and efficient use of the
11 information technology resources of the state. The department shall, in cooperation
12 with agencies, establish policies, procedures and planning processes, for the
13 administration of information technology services, which executive branch agencies
14 shall follow. The policies, procedures and processes shall address the needs of
15 agencies, ~~other than the board of regents of the University of Wisconsin System,~~ to
16 carry out their functions. The department shall monitor adherence to these policies,
17 procedures and processes.

18 **SECTION 400.** 16.971 (2) (ac) of the statutes is created to read:

19 16.971 (2) (ac) Have the responsibility of providing all information technology
20 services to the department of financial institutions, the department of safety and
21 professional services, the public service commission, the state fair park board, the
22 educational communications board, the higher educational aids board, the state
23 historical society, the technical college system board, the department of tourism, the
24 board of commissioners of public lands, the government accountability board, the
25 board on aging and long-term care, the board for people with developmental

SENATE BILL 21**SECTION 400**

1 disabilities, the office of the governor, the office of the lieutenant governor, the office
2 of the state treasurer, and the office of the secretary of state.

3 **SECTION 401.** 16.971 (2) (ac) of the statutes, as created by 2015 Wisconsin Act
4 (this act), is amended to read:

5 16.971 (2) (ac) Have the responsibility of providing all information technology
6 services to the department of financial institutions, ~~the department of safety and~~
7 ~~professional services and professional standards~~, the public service commission, the
8 state fair park board, the educational communications board, the higher educational
9 aids board, the state historical society, the technical college system board, the
10 department of tourism, the board of commissioners of public lands, the government
11 accountability board, the board on aging and long-term care, the board for people
12 with developmental disabilities, the office of the governor, the office of the lieutenant
13 governor, the office of the state treasurer, and the office of the secretary of state.

14 **SECTION 402.** 16.971 (2) (L) of the statutes is amended to read:

15 16.971 (2) (L) Require each executive branch agency, ~~other than the board of~~
16 ~~regents of the University of Wisconsin System~~, to adopt and submit to the
17 department, in a form specified by the department, no later than March 1 of each
18 year, a strategic plan for the utilization of information technology to carry out the
19 functions of the agency in the succeeding fiscal year for review and approval under
20 s. 16.976.

21 **SECTION 403.** 16.971 (2) (Lg) 1. (intro.) of the statutes is amended to read:

22 16.971 (2) (Lg) 1. (intro.) Develop, in consultation with each executive branch
23 agency, ~~other than the Board of Regents of the University of Wisconsin System~~, and
24 adopt the following written policies for information technology development projects
25 included in the strategic plan required of each executive branch agency under par.

SENATE BILL 21**SECTION 403**

1 (L) and that either exceed \$1,000,000 or that are vital to the functions of the executive
2 branch agency:

3 **SECTION 404.** 16.971 (2) (Lm) of the statutes is amended to read:

4 16.971 (2) (Lm) No later than 60 days after enactment of each biennial budget
5 act, require each executive branch agency, ~~other than the board of regents of the~~
6 ~~University of Wisconsin System,~~ that receives funding under that act for an
7 information technology development project to file with the department an
8 amendment to its strategic plan for the utilization of information technology under
9 par. (L). The amendment shall identify each information technology development
10 project for which funding is provided under that act and shall specify, in a form
11 prescribed by the department, the benefits that the agency expects to realize from
12 undertaking the project.

13 **SECTION 405.** 16.971 (2m) (a) of the statutes is repealed.

14 **SECTION 406.** 16.971 (2m) (f) of the statutes is repealed.

15 **SECTION 407.** 16.972 (1) (b) of the statutes is amended to read:

16 16.972 (1) (b) “Qualified postsecondary institution” means a regionally
17 accredited 4-year private nonprofit college or university having its regional
18 headquarters and principal place of business in this state or a tribally controlled
19 college located in this state.

20 **SECTION 408.** 16.972 (2) (f) of the statutes is amended to read:

21 16.972 (2) (f) Acquire, operate, and maintain any information technology
22 equipment or systems required by the department to carry out its functions, and
23 provide information technology development and management services related to
24 those information technology systems. The department may assess executive
25 branch agencies, ~~other than the board of regents of the University of Wisconsin~~

SENATE BILL 21**SECTION 408**

1 ~~System,~~ for the costs of equipment or systems acquired, operated, maintained, or
2 provided or services provided under this paragraph in accordance with a
3 methodology determined by the department. The department may also charge any
4 agency for such costs as a component of any services provided by the department to
5 the agency.

6 **SECTION 409.** 16.972 (2) (g) of the statutes is amended to read:

7 16.972 (2) (g) Assume direct responsibility for the planning and development
8 of any information technology system in the executive branch of state government
9 ~~outside of the University of Wisconsin System~~ that the department determines to be
10 necessary to effectively develop or manage the system, with or without the consent
11 of any affected executive branch agency. The department may charge any executive
12 branch agency for the department's reasonable costs incurred in carrying out its
13 functions under this paragraph on behalf of that agency.

14 **SECTION 410.** 16.972 (2) (h) of the statutes is amended to read:

15 16.972 (2) (h) Establish master contracts for the purchase of materials,
16 supplies, equipment, or contractual services relating to information technology or
17 telecommunications for use by agencies, authorities, local governmental units, or
18 entities in the private sector. The department may require any executive branch
19 agency, ~~other than the board of regents of the University of Wisconsin System,~~ to
20 make any purchases of materials, supplies, equipment, or contractual services
21 relating to information technology or telecommunications that are included under
22 the contract pursuant to the terms of the contract.

23 **SECTION 411.** 16.972 (2) (j) of the statutes is created to read:

24 16.972 (2) (j) In consultation with an executive branch agency that has a
25 secretary serving at the pleasure of the governor transfer to the department any

SENATE BILL 21**SECTION 411**

1 full-time equivalent position in that executive branch agency that is related to the
2 provision of information technology security or desktop management services in that
3 executive branch agency, and may also transfer to the department any incumbent
4 employee holding that position. If a position is transferred under this paragraph, the
5 department shall assess the appropriate executive branch agency appropriation
6 account for the costs to pay salary and fringe benefit costs of the transferred position.
7 If an incumbent employee is transferred under this paragraph, the department shall
8 determine the transferred employee's probationary status under s. 230.28, except
9 that the employee shall receive credit towards his or her probationary period for the
10 time that the employee had been employed in any unclassified position immediately
11 prior to appointment. The department may require an executive branch agency that
12 is subject to a transfer under this paragraph to transfer to the department
13 information technology equipment or systems required by the department to carry
14 out information technology security or desktop management services for the
15 executive branch agency, and may assess that executive branch agency for the
16 provision of such services to that executive branch agency.

17 **SECTION 412.** 16.973 (7) of the statutes is amended to read:

18 16.973 (7) Prescribe and revise as necessary performance measures to ensure
19 financial controls and accountability, optimal personnel utilization, and customer
20 satisfaction for all information technology functions in the executive branch ~~outside~~
21 ~~of the University of Wisconsin System~~ and annually, no later than March 31, report
22 to the joint committee on information policy and technology and the board
23 concerning the performance measures utilized by the department and the actual
24 performance of the department and the executive branch agencies measured against
25 the performance measures then in effect.

SENATE BILL 21**SECTION 413**

1 **SECTION 413.** 16.973 (12) (b) (intro.) of the statutes is amended to read:

2 16.973 (12) (b) (intro.) Annually, no later than October 1, submit to the
3 governor and the members of the joint committee on information policy and
4 technology a report documenting the use by each executive branch agency, ~~other than~~
5 ~~the Board of Regents of the University of Wisconsin System,~~ of master leases to fund
6 information technology projects in the previous fiscal year. The report shall contain
7 all of the following information:

8 **SECTION 414.** 16.973 (14) (a) (intro.) of the statutes is amended to read:

9 16.973 (14) (a) (intro.) Require each executive branch agency, ~~other than the~~
10 ~~Board of Regents of the University of Wisconsin system,~~ that has entered into an
11 open-ended contract for the development of information technology to submit to the
12 department quarterly reports documenting the amount expended on the information
13 technology development project. In this subsection, “open-ended contract” means
14 a contract for information technology that includes one or both of the following:

15 **SECTION 415.** 16.974 (3) of the statutes is amended to read:

16 16.974 (3) Develop or operate and maintain any system or device facilitating
17 Internet or telephone access to information about programs of agencies, authorities,
18 local governmental units, entities in the private sector, individuals, or any tribal
19 schools, as defined in s. 115.001 (15m), or otherwise permitting the transaction of
20 business by agencies, authorities, local governmental units, entities in the private
21 sector, individuals, or tribal schools by means of electronic communication. The
22 department may assess executive branch agencies, ~~other than the board of regents~~
23 ~~of the University of Wisconsin System,~~ for the costs of systems or devices relating to
24 information technology or telecommunications that are developed, operated, or
25 maintained under this subsection in accordance with a methodology determined by

SENATE BILL 21**SECTION 415**

1 the department. The department may also charge any agency, authority, local
2 governmental unit, entity in the private sector, or tribal school for such costs as a
3 component of any services provided by the department to that agency, authority, local
4 governmental unit, entity, or tribal school. The department may charge an
5 individual for such costs as a component of any services provided by the department
6 to that individual.

7 **SECTION 416.** 16.974 (5) of the statutes is amended to read:

8 16.974 (5) Review and approve, approve with modifications, or disapprove any
9 proposed contract for the purchase of materials, supplies, equipment, or contractual
10 services relating to information technology or telecommunications by an executive
11 branch agency, ~~other than the board of regents of the University of Wisconsin~~
12 ~~System.~~

13 **SECTION 417.** 16.976 (5) of the statutes is amended to read:

14 16.976 (5) No executive branch agency, ~~other than the board of regents of the~~
15 ~~University of Wisconsin System,~~ may implement a new or revised information
16 technology development project authorized under a strategic plan until the
17 implementation is approved by the department in accordance with procedures
18 prescribed by the department.

19 **SECTION 418.** 16.978 (4) of the statutes is amended to read:

20 16.978 (4) The board may monitor progress in attaining goals for information
21 technology and telecommunications development set by the department or executive
22 branch agencies, ~~other than the board of regents of the University of Wisconsin~~
23 ~~System,~~ and may make recommendations to the department or agencies concerning
24 appropriate means of attaining those goals.

25 **SECTION 419.** 16.98 of the statutes is repealed.

SENATE BILL 21

1 **SECTION 420.** 16.993 (1) of the statutes is amended to read:

2 16.993 (1) In cooperation with school districts, cooperative educational service
3 agencies, and the technical college system board, ~~and the board of regents of the~~
4 ~~University of Wisconsin System,~~ promote the efficient, cost-effective procurement,
5 installation, and maintenance of educational technology by school districts,
6 cooperative educational service agencies, and technical college districts, ~~and the~~
7 ~~University of Wisconsin System.~~

8 **SECTION 421.** 16.993 (4) of the statutes is amended to read:

9 16.993 (4) In cooperation with the board of regents of the University of
10 Wisconsin System Authority, the technical college system board, the department of
11 public instruction and other entities, support the development of courses for the
12 instruction of professional employees who are licensed by the state superintendent
13 of public instruction concerning the effective use of educational technology.

14 **SECTION 422.** 16.993 (7) of the statutes is amended to read:

15 16.993 (7) Purchase educational technology materials, supplies, equipment,
16 and contractual services for school districts, cooperative educational service
17 agencies, and technical college districts, ~~the board of regents of the University of~~
18 ~~Wisconsin System, and the University of Wisconsin-Madison under s. 16.72 (8), and~~
19 establish standards and specifications for purchases of educational technology
20 hardware and software by school districts, cooperative educational service agencies,
21 and technical college districts, ~~and the board of regents of the University of~~
22 ~~Wisconsin System.~~

23 **SECTION 423.** 16.997 (2) (a) (intro.) of the statutes is renumbered 16.997 (2) (a)
24 and amended to read:

SENATE BILL 21**SECTION 423**

1 16.997 (2) (a) Allow an educational agency to make a request to the department
2 for access to either one data line or one lines and video link, except as follows: links.

3 **SECTION 424.** 16.997 (2) (a) 1. of the statutes is repealed.

4 **SECTION 425.** 16.997 (2) (a) 2. of the statutes is repealed.

5 **SECTION 426.** 16.997 (2) (a) 3. of the statutes is repealed.

6 **SECTION 427.** 16.997 (2c) of the statutes is created to read:

7 16.997 (2c) The department shall develop criteria to use to evaluate whether
8 to provide more than one data line and video link to an educational agency. The
9 department shall include in the criteria an educational agency's current bandwidth,
10 equipment, and readiness, and the available providers and any other economic
11 development in the geographic area that the educational agency serves.

12 **SECTION 428.** 17.15 (5) of the statutes is repealed.

13 **SECTION 429.** 17.27 (3m) of the statutes is repealed.

14 **SECTION 430.** 18.06 (6) of the statutes is amended to read:

15 18.06 (6) EXERCISE OF AUTHORITY. Public debt may be contracted and evidence
16 of indebtedness issued therefor under one or more authorizing resolutions, unless
17 otherwise provided in the resolution, at any time and from time to time, for any
18 combination of purposes, in any specific amounts, at any rates of interest, at any
19 price or percentage of par value, for any term, payable at any intervals, at any place,
20 in any manner and having any other terms or conditions deemed necessary or useful.
21 A resolution authorizing the contracting of public debt may provide that the public
22 debt bear interest at variable or fixed rates, bear no interest, bear interest payable
23 at any time or bear interest payable only at maturity or upon redemption prior to
24 maturity. Unless sooner exercised and unless a shorter period is provided in such

SENATE BILL 21

1 resolution, every authorizing resolution shall expire ~~one year~~ 2 years after the date
2 of its adoption.

3 **SECTION 431.** 18.16 (1) (a) of the statutes is amended to read:

4 18.16 (1) (a) “Disabled veteran–owned financial adviser” means a financial
5 adviser certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

6 **SECTION 432.** 18.16 (1) (b) of the statutes is amended to read:

7 18.16 (1) (b) “Disabled veteran–owned investment firm” means an investment
8 firm certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

9 **SECTION 433.** 18.16 (1) (c) of the statutes is amended to read:

10 18.16 (1) (c) “Minority financial adviser” means a financial adviser certified ~~by~~
11 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

12 **SECTION 434.** 18.16 (1) (d) of the statutes is amended to read:

13 18.16 (1) (d) “Minority investment firm” means an investment firm certified ~~by~~
14 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

15 **SECTION 435.** 18.55 (5) of the statutes is amended to read:

16 18.55 (5) EXERCISE OF AUTHORITY. Money may be borrowed and evidences of
17 revenue obligation issued therefor pursuant to one or more authorizing resolutions,
18 unless otherwise provided in the resolution or in this subchapter, at any time and
19 from time to time, for any combination of purposes, in any specific amounts, at any
20 rates of interest, for any term, payable at any intervals, at any place, in any manner
21 and having any other terms or conditions deemed necessary or useful. Revenue
22 obligation bonds may bear interest at variable or fixed rates, bear no interest or bear
23 interest payable only at maturity or upon redemption prior to maturity. Unless
24 sooner exercised or unless a different period is provided in the resolution, every

SENATE BILL 21**SECTION 435**

1 authorizing resolution, except as provided in s. 18.59 (1), shall expire ~~one year~~ 2 years
2 after the date of its adoption.

3 **SECTION 436.** 18.64 (1) (a) of the statutes is amended to read:

4 18.64 (1) (a) “Disabled veteran–owned financial adviser” means a financial
5 adviser certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

6 **SECTION 437.** 18.64 (1) (b) of the statutes is amended to read:

7 18.64 (1) (b) “Disabled veteran–owned investment firm” means an investment
8 firm certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

9 **SECTION 438.** 18.64 (1) (c) of the statutes is amended to read:

10 18.64 (1) (c) “Minority financial adviser” means a financial adviser certified ~~by~~
11 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

12 **SECTION 439.** 18.64 (1) (d) of the statutes is amended to read:

13 18.64 (1) (d) “Minority investment firm” means an investment firm certified ~~by~~
14 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

15 **SECTION 440.** Subchapter III (title) of chapter 18 [precedes 18.70] of the
16 statutes is repealed.

17 **SECTION 441.** 18.70 of the statutes is repealed.

18 **SECTION 442.** 18.71 (intro.), (1d), (3), (4) and (5) of the statutes are renumbered
19 16.526 (1) (intro), (a), (b), (c) and (d), and 16.526 (1) (intro.), (a) 1. and 3. and (c) 1. and
20 2., as renumbered, are amended to read:

21 16.526 (1) DEFINITIONS. (intro.) In this ~~subchapter~~ section, unless the context
22 requires otherwise:

23 (a) 1. The aggregate net payments expected to be made and received under a
24 specified interest exchange agreement under s. ~~18.73 (5) (a)~~ sub. (4) (e) 1.

SENATE BILL 21**SECTION 442**

1 3. The aggregate net payments expected to be made and received under all
2 other interest exchange agreements under ~~s. 18.73 (5) (a) sub. (4) (e) 1.~~ relating to
3 those notes that are in force at the time of executing the agreement.

4 (c) 1. Created for the purpose of funding operating deficits of the state as
5 determined under s. ~~16.405 (1) 16.526 (1m) (a)~~, which must be repaid not later than
6 the last day of the fiscal year during which the operating note is issued;

7 2. Payable from and secured solely by revenues pledged by ~~the commission and~~
8 the department pursuant to the authorizing ~~resolution~~ certification provided that all
9 such pledged revenues must first be available for the payment of public debt; and

10 **SECTION 443.** 18.71 (1m) and (2) of the statutes are repealed.

11 **SECTION 444.** 18.72 of the statutes is renumbered 16.526 (2), and 16.526 (2) (a)
12 to (c), as renumbered, are amended to read:

13 16.526 (2) (a) The ~~commission~~ department may authorize financial obligations
14 to be incurred and evidences of operating notes to be issued therefor in an amount
15 sufficient to fund or refund the whole or any part of any operating note issued under
16 this ~~subchapter~~ section. However, no operating notes originally issued in a fiscal
17 year may be funded or refunded by proceeds of an operating note to mature in a later
18 fiscal year.

19 (b) The ~~commission~~ department may authorize financial obligations to be
20 incurred and evidences of operating notes to be issued therefor to fund operating
21 deficits as moneys are required. The requirements for moneys shall be established
22 by the department.

23 (c) Each purpose specified in ~~subs. (1) and (2) pars. (a) and (b)~~ may include the
24 expenses of issuance of the operating notes and reserves securing the operating
25 notes.

SENATE BILL 21**SECTION 445**

1 **SECTION 445.** 18.725 of the statutes is renumbered 16.526 (3) and amended to
2 read:

3 16.526 (3) **LIMIT ON AMOUNT OF OPERATING NOTES.** ~~The building commission~~
4 department may not sell operating notes under ~~s. 18.73 (2) sub. (4) (b)~~ at any time
5 if the amount of operating notes to be sold at that time plus the amount of operating
6 notes outstanding at that time exceed 10% of the amounts shown in the schedule
7 under s. 20.005 (3) of appropriations of general purpose revenues, as defined in s.
8 20.001 (2) (a), plus the amounts shown in the schedule of appropriations of program
9 revenues, as defined in s. 20.001 (2) (b), both calculated as of that time and for that
10 fiscal year.

11 **SECTION 446.** 18.73 (1) of the statutes is repealed.

12 **SECTION 447.** 18.73 (2), (4) and (5) (a), (b), (c), (d) (intro.), 1. and 2., (e) 1. and
13 3. and (f) of the statutes are renumbered 16.526 (4) (b), (d) and (e) 1., 2., 3., 4. (intro.),
14 a. and b., 5. a. and c. and 6., and 16.526 (4) (b), (d) and (e) 1., 2., 4. (intro.), a. and b.,
15 5. a. and 6. (intro.), as renumbered, are amended to read:

16 16.526 (4) (b) *Sale.* Operating notes may be sold at either public or private sale.
17 The ~~commission~~ department may provide in an authorizing ~~resolution~~ certification
18 for the refunding of operating notes, for their exchange privately, in payment and
19 discharge of any of the outstanding operating notes being refunded. All operating
20 notes sold at public sale shall be noticed as provided in the authorizing ~~resolution~~
21 certification. Any bids received at public sale may be rejected.

22 (d) *Exercise of authority.* Financial obligations may be incurred and evidences
23 of operating notes issued therefor pursuant to one or more authorizing ~~resolutions~~
24 certifications, unless otherwise provided in the ~~resolution~~ certification or in this
25 ~~subchapter~~ section, at any time and from time to time, for any combination of

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1 purposes, in any specific amounts, at any rates of interest, for any term, payable at
2 any intervals, at any place, in any manner and having any other terms or conditions
3 deemed necessary or useful. ~~Unless sooner exercised or unless a shorter period is~~
4 ~~provided in the resolution, every authorizing resolution shall expire 3 months after~~
5 ~~the date of its adoption.~~

6 (e) 1. Subject to ~~pars. (d) and (e) subd. 4. and 5.~~, at the time of, or in anticipation
7 of, contracting operating notes and at any time thereafter while the operating notes
8 are outstanding, the ~~commission~~ department may enter into agreements and
9 ancillary arrangements relating to the operating notes, including liquidity facilities,
10 remarketing or dealer agreements, letter of credit agreements, insurance policies,
11 guaranty agreements, reimbursement agreements, indexing agreements, or interest
12 exchange agreements. Any payment received pursuant to any such agreements or
13 ancillary arrangements shall be deposited in, and any payments made pursuant to
14 any such agreements or ancillary arrangements will be made from, the general fund
15 or the operating note redemption fund, as determined by the ~~commission~~
16 department. The determination of the ~~commission~~ department included in an
17 interest exchange agreement that such an agreement relates to an operating note
18 shall be conclusive.

19 2. The ~~commission~~ department may delegate to other persons the authority and
20 responsibility to take actions necessary and appropriate to implement agreements
21 and ancillary arrangements under ~~par. (a) subd. 1.~~

22 4. (intro.) With respect to any interest exchange agreement or agreements
23 specified in ~~par. (a) subd. 1.~~, all of the following shall apply:

SENATE BILL 21**SECTION 447**

1 a. The ~~commission~~ department shall contract with an independent financial
2 consulting firm to determine if the terms and conditions of the agreement reflect a
3 fair market value, as of the proposed date of the execution of the agreement.

4 b. The interest exchange agreement must identify the note to which the
5 agreement is related. The determination of the ~~commission~~ department included in
6 an interest exchange agreement that such agreement relates to a note shall be
7 conclusive.

8 5. a. Subject to subd. ~~2.~~ 5. b., the terms and conditions of an interest exchange
9 agreement under ~~par. (a) subd. 1.~~ shall not be structured so that, as of the trade date
10 of the agreement, the aggregate expected debt service and net exchange payments
11 relating to the agreement during the fiscal year in which the trade date occurs will
12 be less than the aggregate expected debt service and net exchange payments relating
13 to the agreement that would be payable during that fiscal year if the agreement is
14 not executed.

15 6. (intro.) Semiannually, during any year in which the state is a party to an
16 agreement entered into pursuant to ~~par. (a) subd. 1.~~, the department of
17 ~~administration~~ shall submit a report to the ~~commission~~ and to the cochairpersons of
18 the joint committee on finance listing all such agreements. The report shall include
19 all of the following:

20 **SECTION 448.** 18.73 (5) (d) 3. (intro.) and a. to g. of the statutes are consolidated,
21 renumbered 16.526 (4) (e) 4. c. and amended to read:

22 16.526 (4) (e) 4. c. The ~~resolution~~ certification authorizing the ~~commission~~
23 department to enter into any interest exchange agreement shall require that the
24 terms and conditions of the agreement reflect a fair market value as of the date of
25 execution of the agreement, as reflected by the determination of the independent

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1 financial consulting firm under subd. ~~1.~~ 4. a., and shall establish guidelines for any
2 such agreement, including ~~the following:~~ ~~a. The~~ the conditions under which the
3 ~~commission~~ department may enter into the agreements. ~~b. The;~~ the form and
4 content of the agreements. ~~c. The;~~ the aspects of risk exposure associated with the
5 agreements. ~~d. The;~~ the standards and procedures for counterparty selection. ~~e.~~
6 ~~The;~~ the standards for the procurement of, and the setting aside of reserves, if any,
7 in connection with, the agreements. ~~f. The;~~ the provisions, if any, for
8 collateralization or other requirements for securing any counterparty's obligations
9 under the agreements. ~~g. A;~~ and a system for financial monitoring and periodic
10 assessment of the agreements.

11 **SECTION 449.** 18.73 (5) (e) 2. (intro.), a. and b. of the statutes are consolidated,
12 renumbered 16.526 (4) (e) 5. b. and amended to read:

13 16.526 (4) (e) 5. b. Subdivision ~~1.~~ 5. a. shall not apply if either of the follow
14 occurs: ~~a. The commission~~ the department receives a determination by the
15 independent financial consulting firm under ~~par. (d) 1.~~ subd. 4. a. that the terms and
16 conditions of the agreement reflect payments by the state that represent on-market
17 rates as of the trade date for the particular type of agreement. ~~b. The commission~~
18 or the department provides written notice to the joint committee on finance of its
19 intention to enter into an agreement that is reasonably expected to satisfy ~~subd. 1.~~
20 subd. 5. a., and the joint committee on finance either approves or disapproves, in
21 writing, the ~~commission's~~ department's entering into the agreement within 14 days
22 of receiving the written notice from the ~~commission~~ department.

23 **SECTION 450.** 18.74 of the statutes is renumbered 16.526 (5) and amended to
24 read:

SENATE BILL 21**SECTION 450**

1 16.526 (5) APPLICATION OF OPERATING NOTE PROCEEDS. All moneys resulting from
2 the contracting of operating notes or any payment to be received under an agreement
3 or ancillary arrangement entered into under ~~s. 18.73 (5)~~ sub. (4) (e) with respect to
4 any such operating notes shall be credited to the general fund, except that moneys
5 which represent premium and accrued interest on operating notes, or moneys for
6 purposes of funding or refunding operating notes pursuant to ~~s. 18.72 (1)~~ sub. (2) (a)
7 shall be credited to the operating note redemption fund.

8 **SECTION 451.** 18.75 of the statutes is renumbered 16.526 (6), and 16.526 (6) (a),
9 (b), (c) and (d), as renumbered, are amended to read:

10 16.526 (6) (a) When operating notes are authorized, there shall be established
11 in the state treasury or with a trustee if so required in the authorizing ~~resolution~~
12 certification, an operating note redemption fund separate and distinct from every
13 other fund, which may contain separate and distinct accounts for each particular
14 operating note issue.

15 (b) The operating note redemption fund shall be expended and all moneys from
16 time to time on hand therein are irrevocably appropriated, in sums sufficient, only
17 for the payment of principal and interest on operating notes giving rise to it and
18 premium, if any, due upon refunding or early redemption of such operating notes,
19 and for the payment due, if any, under an agreement or ancillary arrangement
20 entered into under ~~s. 18.73 (5)~~ sub. (4) (e) with respect to such operating notes.

21 (c) Moneys of the operating note redemption fund may be commingled only for
22 the purpose of investment with other public funds, but they may be invested only as
23 provided in the authorizing ~~resolution~~ certification. All such reinvestments shall be
24 the exclusive property of such fund and all earnings on or income from such

SENATE BILL 21**SECTION 451**

1 investments shall be used in meeting principal and interest payments on operating
2 notes issued.

3 (d) There shall be transferred, under s. 20.855 (1) (a), a sum sufficient for the
4 payment of the principal, interest and premium due, if any, and for the payment due,
5 if any, under an agreement or ancillary arrangement entered into pursuant to s.
6 ~~18.73 (5)~~ sub. (4) (e) with respect to operating notes giving rise to it as the same falls
7 due. Such transfers shall be so timed that there is at all times on hand in the fund
8 an amount not less than the amount to be paid out of it during the ensuing 30 days
9 or such other period if so provided for in the authorizing ~~resolution~~ certification. The
10 ~~commission~~ department may pledge the deposit of additional amounts at periodic
11 intervals and the secretary of the ~~department~~ may impound moneys of the general
12 fund, including moneys temporarily reallocated from other funds under s. 20.002
13 (11), in accordance with the pledge of revenues in the authorizing ~~resolution~~
14 certification, and all such impoundments are deemed to be payments for purposes
15 of s. 16.53 (10), but no such impoundment may be made until the amounts to be paid
16 into the bond security and redemption fund under s. 18.09 during the ensuing 30
17 days have been deposited in the bond security and redemption fund.

18 **SECTION 452.** 18.76 of the statutes is renumbered 16.526 (7).

19 **SECTION 453.** 18.77 of the statutes is repealed.

20 **SECTION 454.** 19.36 (14) of the statutes is created to read:

21 19.36 (14) UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. Any authority may
22 withhold from access under s. 19.35 (1) information in a record that is produced or
23 collected by or for the faculty or staff employed by the University of Wisconsin System
24 Authority in the conduct of, or as a result of, study or research on a commercial,
25 scientific, or technical subject, whether sponsored by the University of Wisconsin

SENATE BILL 21**SECTION 454**

1 System Authority alone or in conjunction with an authority or a private person, until
2 that information is publicly disseminated or patented.

3 **SECTION 455.** 19.42 (5) of the statutes is amended to read:

4 19.42 (5) “Department” means the legislature, ~~the University of Wisconsin~~
5 ~~System~~, any authority or public corporation created and regulated by an act of the
6 legislature and any office, department, independent agency or legislative service
7 agency created under ch. 13, 14 or 15, any technical college district or any
8 constitutional office other than a judicial office. In the case of a district attorney,
9 “department” means the department of administration unless the context otherwise
10 requires.

11 **SECTION 456.** 19.42 (10) (h) of the statutes is amended to read:

12 19.42 (10) (h) The members of the board of directors and employees of the
13 Forward Wisconsin Housing and Economic Development Authority, except clerical
14 employees.

15 **SECTION 457.** 19.42 (10) (m) of the statutes is created to read:

16 19.42 (10) (m) The president and members of the Board of Regents of the
17 University of Wisconsin System Authority.

18 **SECTION 458.** 19.42 (10) (sm) of the statutes is repealed.

19 **SECTION 459.** 19.42 (13) (b) of the statutes, as affected by 2011 Wisconsin Act
20 32, is amended to read:

21 19.42 (13) (b) The positions of associate and assistant vice presidents of the
22 University of Wisconsin System Authority.

23 **SECTION 460.** 19.42 (13) (cm) of the statutes, as affected by 2011 Wisconsin Act
24 32, is amended to read:

SENATE BILL 21**SECTION 460**

1 19.42 (13) (cm) The president and vice presidents of the University of
2 Wisconsin System Authority and the chancellors and vice chancellors of all
3 University of Wisconsin System institutions, ~~the University of Wisconsin Colleges,~~
4 ~~and the University of Wisconsin–Extension.~~

5 **SECTION 461.** 19.42 (13) (g) of the statutes is amended to read:

6 19.42 (13) (g) The members of the board of directors and employees of the
7 Forward Wisconsin Housing and Economic Development Authority, except clerical
8 employees.

9 **SECTION 462.** 19.42 (13) (om) of the statutes is repealed.

10 **SECTION 463.** 19.45 (11) (intro.) of the statutes is amended to read:

11 19.45 (11) (intro.) The legislature recognizes that all state public officials and
12 employees and all employees of the University of Wisconsin Hospitals and Clinics
13 Authority and the University of Wisconsin System Authority should be guided by a
14 code of ethics and thus:

15 **SECTION 464.** 19.45 (11) (a) of the statutes, as affected by 2011 Wisconsin Act
16 32, is amended to read:

17 19.45 (11) (a) The ~~administrator of the division~~ director of the bureau of merit
18 recruitment and selection in the ~~office of state employment relations~~ department of
19 administration shall, with the board’s advice, promulgate rules to implement a code
20 of ethics for classified and unclassified state employees except state public officials
21 subject to this subchapter, personnel in the University of Wisconsin System, and
22 officers and employees of the judicial branch.

23 **SECTION 465.** 19.45 (11) (a) of the statutes, as affected by 2015 Wisconsin Act
24 (this act), is amended to read:

SENATE BILL 21**SECTION 465**

1 19.45 (11) (a) The director of the bureau of merit recruitment and selection in
2 the department of administration shall, with the board's advice, promulgate rules to
3 implement a code of ethics for classified and unclassified state employees except
4 state public officials subject to this subchapter, ~~personnel in the University of~~
5 ~~Wisconsin System~~, and officers and employees of the judicial branch.

6 **SECTION 466.** 19.45 (11) (b) of the statutes, as affected by 2011 Wisconsin Act
7 32, is amended to read:

8 19.45 (11) (b) The board of regents of the University of Wisconsin System
9 Authority shall establish a code of ethics for personnel in that system who are not
10 subject to this subchapter.

11 **SECTION 467.** 19.56 (2) (b) 6. of the statutes is amended to read:

12 19.56 (2) (b) 6. Is made available to the official by the ~~Wisconsin Economic~~
13 ~~Development Corporation~~ Forward Wisconsin Development Authority or the
14 department of tourism in accordance with sub. (3) (e), (em) or (f).

15 **SECTION 468.** 19.56 (3) (e) (intro.) of the statutes is amended to read:

16 19.56 (3) (e) (intro.) A state public official who is an officer or employee of the
17 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development
18 Authority may solicit, receive and retain on behalf of the state anything of value for
19 the purpose of any of the following:

20 **SECTION 469.** 19.56 (3) (e) 1. of the statutes is amended to read:

21 19.56 (3) (e) 1. The sponsorship by the ~~Wisconsin Economic Development~~
22 ~~Corporation~~ Forward Wisconsin Development Authority of a trip to a foreign country
23 primarily to promote trade between that country and this state that the ~~Wisconsin~~
24 ~~Economic Development Corporation~~ Forward Wisconsin Development Authority can

SENATE BILL 21

1 demonstrate through clear and convincing evidence is primarily for the benefit of
2 this state.

3 **SECTION 470.** 19.56 (3) (f) of the statutes is amended to read:

4 19.56 (3) (f) A state public official may receive and retain from the ~~Wisconsin~~
5 ~~Economic Development Corporation~~ Forward Wisconsin Development Authority
6 anything of value which the ~~Wisconsin Economic Development Corporation~~ Forward
7 Wisconsin Development Authority is authorized to provide under par. (e) and may
8 receive and retain from the department of tourism anything of value which the
9 department of tourism is authorized to provide under par. (em).

10 **SECTION 471.** 19.57 of the statutes is amended to read:

11 **19.57 Conferences, visits and economic development activities.** The
12 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development
13 Authority shall file a report with the board no later than April 30 annually, specifying
14 the source and amount of anything of value received by the ~~Wisconsin Economic~~
15 ~~Development Corporation~~ Forward Wisconsin Development Authority during the
16 preceding calendar year for a purpose specified in s. 19.56 (3) (e), and the program
17 or activity in connection with which the thing is received, together with the location
18 and date of that program or activity.

19 **SECTION 472.** 19.58 (1) (a) of the statutes is amended to read:

20 19.58 (1) (a) Any person who intentionally violates any provision of this
21 subchapter except s. 19.45 (13) or 19.59 (1) (br), or a code of ethics adopted or
22 established under s. 19.45 (11) (a) ~~or (b)~~, shall be fined not less than \$100 nor more
23 than \$5,000 or imprisoned not more than one year in the county jail or both.

24 **SECTION 473.** 19.82 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 473**

1 19.82 (1) “Governmental body” means a state or local agency, board,
2 commission, committee, council, department or public body corporate and politic
3 created by constitution, statute, ordinance, rule or order; a governmental or
4 quasi-governmental corporation except for the Bradley center sports and
5 entertainment corporation; a local exposition district under subch. II of ch. 229; ~~a~~
6 ~~long-term care district under s. 46.2895~~; or a formally constituted subunit of any of
7 the foregoing, but excludes any such body or committee or subunit of such body which
8 is formed for or meeting for the purpose of collective bargaining under subch. I, IV,
9 or V of ch. 111.

10 **SECTION 474.** 20.001 (7) of the statutes is created to read:

11 20.001 (7) CERTAIN APPROPRIATIONS OF THE DEPARTMENT OF FINANCIAL
12 INSTITUTIONS AND PROFESSIONAL STANDARDS. In s. 20.142 (2):

13 (a) “Banking functions” means the functions conducted by the department of
14 financial institutions and professional standards under chs. 34, 138, 202, 214, 215,
15 216, 217, 218, 219, 220, 221, 222, 223, 224, 421, 422, 423, 424, 425, 426, 427, 428, and
16 429.

17 (b) “Financial services functions” means all of the following:

18 1. The functions conducted by the department of financial institutions and
19 professional standards specified in par. (a).

20 2. The functions conducted by the department of financial institutions and
21 professional standards under chs. 132, 137, 157, 178, 179, 180, 181, 182, 183, 184,
22 185, 187, 188, 190, 191, 193, 401, 402, 403, 404, 405, 407, 408, 409, 410, 411, 551, 552,
23 and 553 and under ss. 50.05 (15), 66.0420, 71.80 (12), 88.05 (6), 96.17 (6), 100.23,
24 101.955, 102.17, 109.09, 111.07, 231.13 (2), 279.08 (2), 443.10 (6), 703.23, 704.22,
25 779.87 (3), 779.97, and 995.12 (3).

SENATE BILL 21

1 3. All functions conducted by the office of credit unions.

2 **SECTION 475.** 20.002 (11) (b) 2. of the statutes is amended to read:

3 20.002 (11) (b) 2. Except as provided in subd. 3, the secretary of administration
4 shall limit the total amount of any temporary reallocations to the general fund at any
5 one time during a fiscal year to an amount equal to ~~5%~~ 9 percent of the total amounts
6 shown in the schedule under s. 20.005 (3) of appropriations of general purpose
7 revenues, calculated by the secretary as of that time and for that fiscal year. ~~During~~
8 ~~the 2013–15 fiscal biennium, the amount that may be reallocated under this~~
9 ~~subdivision during a fiscal year may not exceed 9 percent of such revenues.~~

10 **SECTION 476.** 20.003 (4) (gp) of the statutes is created to read:

11 20.003 (4) (gp) For fiscal year 2017–18, \$65,000,000.

12 **SECTION 477.** 20.003 (4) (gq) of the statutes is created to read:

13 20.003 (4) (gq) For fiscal year 2018–19, \$65,000,000.

14 **SECTION 478.** 20.003 (4) (L) of the statutes is amended to read:

15 20.003 (4) (L) For fiscal year ~~2017–18~~ 2019–20 and each fiscal year thereafter,
16 2 percent.

17 **SECTION 479.** 20.005 (1) of the statutes is repealed and recreated to read:

18 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
19 the state of Wisconsin for all funds beginning on July 1, 2015, and ending on June
20 30, 2017, is summarized as follows: [See Figure 20.005 (1) following]

SENATE BILL 21**SECTION 479**1
2
3**Figure: 20.005 (1)****GENERAL FUND SUMMARY**

	2015-16	2016-17
Opening Balance, July 1	\$ 254,400	\$ 92,024,200
Revenues		
Taxes	\$ 15,190,750,000	\$ 15,827,200,000
Departmental Revenues		
Tribal Gaming Revenues	23,462,500	24,119,800
Other	<u>507,271,700</u>	<u>499,124,000</u>
Total Available	\$ 15,721,738,600	\$ 16,442,468,000
Appropriations, Transfers, and Reserves		
Gross Appropriations	\$ 15,875,476,500	\$ 16,942,533,200
Transfers to:		
Transportation Fund	\$ 37,976,900	\$ 39,568,000
Compensation Reserves	10,692,500	18,616,800
Less Lapses	<u>(294,431,500)</u>	<u>(681,247,000)</u>
Net Appropriations	\$ 15,629,714,400	\$ 16,319,471,000
Balances		
Gross Balance	\$ 92,024,200	\$ 122,997,000
Less Required Statutory Balance	<u>(65,000,000)</u>	<u>(65,000,000)</u>
Net Balance, June 30	\$ 27,024,200	\$ 57,997,000

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2015-16	2016-17
General Purpose Revenue	\$ 15,875,476,500	\$ 16,942,533,200
Federal Revenue	\$ 10,510,123,000	\$ 8,918,251,000

SENATE BILL 21

	2015-16	2016-17
Program	(9,625,168,500)	(8,033,495,000)
Segregated	(884,954,500)	(884,756,000)
 Program Revenue	 \$ 5,403,525,400	 \$ 2,544,494,000
State	(4,534,361,400)	(1,697,138,500)
Service	(869,164,000)	(847,355,500)
 Segregated Revenue	 \$ 4,148,690,700	 \$ 3,941,937,100
State	(3,397,187,300)	(3,383,633,700)
Local	(107,886,100)	(107,886,100)
Service	(643,617,300)	(450,417,300)
 GRAND TOTAL	 \$ 35,937,815,600	 \$ 32,347,215,300

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

	2015-16	2016-17
General Purpose Revenue	\$ 10,692,500	\$ 18,616,800
Federal Revenue	2,993,900	5,212,700
Program Revenue	4,704,700	8,191,400
Segregated Revenue	<u>2,993,900</u>	<u>5,212,700</u>
 TOTAL	 \$ 21,385,000	 \$ 37,233,600

LOTTERY FUND SUMMARY

	2015-16	2016-17
Gross Revenue		
Ticket Sales	\$ 585,814,800	\$ 585,814,800
Miscellaneous Revenue	<u>95,000</u>	<u>64,300</u>

SENATE BILL 21**SECTION 479**

	2015-16	2016-17
	\$ 585,909,800	\$ 585,879,100
Expenses		
Prizes	\$ 346,775,600	\$ 346,775,600
Administrative Expenses	<u>78,450,400</u>	<u>78,680,100</u>
	\$ 425,226,000	\$ 425,455,700
Net Proceeds	\$ 160,683,700	\$ 160,423,300
Total Available for Property Tax Relief		
Opening Balance	\$ 11,481,100	\$ 11,718,200
Net Proceeds	160,683,700	160,423,300
Interest Earnings	802,800	2,593,100
Gaming-Related Revenue	<u>43,300</u>	<u>43,300</u>
	\$ 173,010,900	\$ 174,777,900
Property Tax Relief	\$ 161,292,700	\$ 163,060,300
Gross Closing Balance	\$ 11,718,200	\$ 11,717,600
Reserve	\$ 11,718,200	\$ 11,717,600
Net Balance	\$ 0	\$ 0

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SECTION 480. 20.005 (2) of the statutes is repealed and recreated to read:

SENATE BILL 21**SECTION 480**

1 20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets
2 forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)
3 following]

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Figure: 20.005 (2) (a)

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS
2015–17 FISCAL BIENNIUM**

Source and Purpose	Amount
GENERAL OBLIGATIONS	
Agriculture, Trade and Consumer Protection	
Soil and water	\$ 7,000,000
Building Commission	
Refunding tax-supported and self-amortizing general obligation debt	1,500,000,000
Natural Resources	
Contaminated sediment removal	5,000,000
Dam safety projects	4,000,000
Nonpoint source	7,000,000
Urban nonpoint source cost-sharing	5,000,000
Safe drinking water loan program	7,500,000
Transportation	
Rail passenger route development	–43,000,000
Rail acquisitions and improvements	43,000,000
State highway rehabilitation	242,386,600
Major interstate bridge construction	20,000,000
High-cost state highway bridge projects	<u>16,800,000</u>

SENATE BILL 21**SECTION 480**

Source and Purpose	Amount
TOTAL General Obligation Bonds	\$ 1,814,686,600

REVENUE OBLIGATIONS

Transportation

Transportation facilities, major highway projects and southeast Wisconsin megaprojects	<u>1,028,505,600</u>
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TOTAL Revenue Obligation Bonds	\$ 1,028,505,600
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GRAND TOTAL	\$ 2,843,192,200
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Figure: 20.005 (2) (b)

**GENERAL OBLIGATION DEBT SERVICE
FISCAL YEARS 2015–16 AND 2016–17**

STATUTE, AGENCY AND PURPOSE	SOURCE	2015–16	2016–17
<i>20.115 Agriculture, trade and consumer protection, department of</i>			
(2) (d) Principal repayment and interest	GPR	\$ 6,500	\$ 4,400
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	870,800	824,400
<i>20.190 State fair park board</i>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	1,084,600	1,125,400
(1) (d) Principal repayment and interest	GPR	2,277,200	2,162,000
<i>20.225 Educational communications board</i>			
(1) (c) Principal repayment and interest	GPR	2,716,200	2,618,600
<i>20.245 Historical society</i>			
(1) (e) Principal repayment, interest, and rebates	GPR	3,253,800	3,201,900

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SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
<i>20.250 Medical College of Wisconsin</i>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	3,209,000	3,228,400
(1) (e) Principal repayment and interest	GPR	203,800	187,500
<i>20.255 Public instruction, department of</i>			
(1) (d) Principal repayment and interest	GPR	1,235,400	1,006,400
<i>20.285 University of Wisconsin System</i>			
(1) (d) Principal repayment and interest	GPR	227,208,200	215,774,700
<i>20.320 Environmental improvement program</i>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	17,421,700	13,147,600
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	5,520,100	5,568,200
<i>20.370 Natural resources, department of</i>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	74,935,700	71,306,200
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	0	0
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	0	0
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	3,928,700	1,957,000
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	377,600	222,700

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
(7) (ea) Administrative facilities – principal repayment and interest	GPR	803,500	709,700
<i>20.395 Transportation, department of</i>			
(6) (af) Principal repayment and interest, local roads for job preservation program, major highway and rehabilitation projects, southeast megaprojects, state funds	GPR	123,394,800	106,564,900
<i>20.410 Corrections, department of</i>			
(1) (e) Principal repayment and interest	GPR	80,765,500	69,305,400
(1) (ec) Prison industries principal, interest and rebates	GPR	0	0
(3) (e) Principal repayment and interest	GPR	5,990,900	4,063,800
<i>20.435 Health services, department of</i>			
(2) (ee) Principal repayment and interest	GPR	22,200,400	19,243,600
<i>20.465 Military affairs, department of</i>			
(1) (d) Principal repayment and interest	GPR	6,357,500	6,265,600
<i>20.485 Veterans affairs, department of</i>			
(1) (f) Principal repayment and interest	GPR	1,552,200	1,247,900
<i>20.505 Administration, department of</i>			
(4) (es) Principal, interest, and rebates; general purpose revenue – schools	GPR	1,458,400	1,085,900
(4) (et) Principal, interest, and rebates; general purpose revenue – public library boards	GPR	16,000	4,500
(5) (c) Principal repayment and interest; Black Point Estate	GPR	157,400	172,800

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
<i>20.855 Miscellaneous appropriations</i>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	2,116,500	2,193,500
<i>20.867 Building commission</i>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	0	0
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	13,845,000	9,990,100
(3) (a) Principal repayment and interest	GPR	23,638,000	33,546,200
(3) (b) Principal repayment and interest	GPR	1,759,600	1,560,200
(3) (bb) Principal repayment, interest and rebates; AIDS Network, Inc.	GPR	24,500	24,500
(3) (bc) Principal repayment, interest and rebates; Grand Opera House in Oshkosh	GPR	32,100	35,500
(3) (bd) Principal repayment, interest and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	38,300	38,300
(3) (be) Principal repayment, interest and rebates; Bradley Center Sports and Entertainment Corporation	GPR	839,300	904,700
(3) (bf) Principal repayment, interest and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	65,300	65,300
(3) (bg) Principal repayment, interest, and rebates; Madison Children's Museum	GPR	20,400	20,400

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
(3) (bh) Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	41,500	41,500
(3) (bi) Principal repayment, interest, and rebates; Marshfield Clinic	GPR	0	0
(3) (bj) Principal repayment, interest and rebates; Lac du Flambeau Indian Tribal Cultural Center	GPR	20,100	20,100
(3) (bL) Principal repayment, interest and rebates; family justice center	GPR	0	284,200
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	133,900	113,300
(3) (bn) Principal repayment, interest and rebates; Hmong cultural centers	GPR	22,100	22,100
(3) (bp) Principal repayment, interest and rebates	GPR	56,500	61,900
(3) (bq) Principal repayment, interest and rebates; children's research institute	GPR	928,500	1,022,400
(3) (br) Principal repayment, interest and rebates	GPR	96,800	96,100
(3) (bu) Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	42,800	42,800
(3) (bv) Principal repayment, interest, and rebates; Bond Health Center	GPR	0	0
(3) (cb) Principal repayment, interest and rebates; Domestic Abuse Intervention Services, Inc.	GPR	26,900	44,900

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
(3) (cd) Principal repayment, interest, and rebates; K I Convention Center	GPR	0	105,200
(3) (cf) Principal repayment, interest, and rebates; Dane County; livestock	GPR	722,200	722,200
(3) (ch) Principal repayment, interest, and rebates; Wisconsin Maritime Center of Excellence	GPR	0	133,700
(3) (cj) Principal repayment, interest, and rebates; Norskedalen Nature and Heritage Center	GPR	0	84,100
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	<u>0</u>	<u>0</u>
TOTAL General Purpose Revenue Debt Service		\$ 631,416,200	\$ 582,172,700
 <i>20.190 State fair park board</i>			
(1) (i) State fair capital expenses	PR	\$ 0	\$ 0
(1) (j) State fair principal repayment, interest and rebates	PR	4,199,900	3,742,400
 <i>20.225 Educational communications board</i>			
(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	10,600	13,600
 <i>20.245 Historical society</i>			
(1) (j) Self-amortizing facilities; principal repayment, interest, and rebates	PR	2,000	421,400
 <i>20.285 University of Wisconsin System</i>			
(1) (gj) Self-amortizing facilities principal and interest	PR	137,071,300	0

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
<i>20.370 Natural resources, department of</i>			
(7) (ag) Land acquisition – principal repayment and interest	PR	0	0
(7) (cg) Principal repayment and interest – nonpoint repayments	PR	0	0
<i>20.410 Corrections, department of</i>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	90,900	106,800
<i>20.485 Veterans Affairs, department of</i>			
(1) (go) Self-amortizing facilities; principal repayment and interest	PR	1,848,500	2,040,700
<i>20.505 Administration, department of</i>			
(4) (ha) Principal, interest, and rebates; program revenue – schools	PR	0	0
(4) (hb) Principal, interest, and rebates; program revenue – public library boards	PR	0	0
(5) (g) Principal repayment, interest and rebates; parking	PR	1,425,900	1,445,600
(5) (h) Self-amortizing facilities; University of Wisconsin System Authority	PR	0	148,127,300
(5) (kc) Principal repayment, interest and rebates	PR	19,641,000	22,498,200
<i>20.867 Building commission</i>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	0	0
(3) (h) Principal repayment, interest, and rebates	PR	0	0
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	0	0

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STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
(3) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR	194,100	1,261,900
(3) (km) Aquaculture demonstration facility; principal repayment and interest	PR	<u>256,700</u>	<u>200,200</u>
TOTAL Program Revenue Debt Service		\$ 164,740,900	\$ 179,858,100

20.115 Agriculture, trade and consumer protection, department of

(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	\$ 3,967,200	\$ 4,087,700
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20.320 Environmental improvement program

(1) (t) Principal repayment and interest – clean water fund program bonds	SEG	8,000,000	8,000,000
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20.370 Natural resources, department of

(7) (aq) Resource acquisition and development – principal repayment and interest	SEG	16,300	200
(7) (ar) Dam repair and removal – principal repayment and interest	SEG	505,100	526,200
(7) (at) Recreation development – principal repayment and interest	SEG	0	0
(7) (au) State forest acquisition and development – principal repayment and interest	SEG	13,500,000	13,500,000
(7) (bq) Principal repayment and interest – remedial action	SEG	3,277,300	3,109,600
(7) (br) Principal repayment and interest – contaminated sediment	SEG	1,724,500	2,104,500
(7) (cq) Principal repayment and interest – nonpoint source grants	SEG	7,767,600	6,910,300

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STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
(7) (cr) Principal repayment and interest – nonpoint source	SEG	1,523,800	1,722,400
(7) (cs) Principal repayment and interest – urban nonpoint source cost-sharing	SEG	3,132,800	3,152,500
(7) (ct) Principal repayment and interest – pollution abatement, environmental fund	SEG	12,900,700	7,449,200
(7) (eq) Administrative facilities – principal repayment and interest	SEG	4,909,700	5,189,700
(7) (er) Administrative facilities – principal repayment and interest; environmental fund	SEG	804,800	810,500
<i>20.395 Transportation, department of</i>			
(6) (aq) Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	49,666,800	62,253,100
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	25,800	25,600
(6) (au) Principal repayment and interest, southeast rehabilitation projects, southeast megaprojects, and high-cost bridge projects, state funds	SEG	74,052,000	73,872,800
<i>20.485 Veterans affairs, department of</i>			
(3) (t) Debt service	SEG	7,687,700	8,191,300
(4) (qm) Repayment of principal and interest	SEG	90,400	89,500
<i>20.866 Public debt</i>			
(1) (u) Principal repayment and interest	SEG	0	0

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	2015-16	2016-17
20.867 Building commission			
(3) (q) Principal repayment and interest; segregated revenues	SEG	_____0	_____0
TOTAL Segregated Revenue Debt Service		\$ 193,552,500	\$ 200,995,100
GRAND TOTAL All Debt Service		\$ 989,709,600	\$ 963,025,900

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SECTION 481. 20.005 (3) of the statutes is repealed and recreated to read:

20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual, biennial, and sum certain continuing appropriations and anticipated expenditures from other appropriations for the programs and other purposes indicated. All appropriations are made from the general fund unless otherwise indicated. The letter abbreviations shown designating the type of appropriation apply to both fiscal years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

Figure: 20.005 (3)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
Commerce				
20.115 Agriculture, Trade and Consumer Protection, Department of				
(1)	FOOD SAFETY AND CONSUMER PROTECTION			
(a)	General program operations	GPR	A	-0-
	Food inspection	GPR	A	3,562,600
	Meat and poultry inspection	GPR	A	4,157,900
	Trade and consumer protection	GPR	A	1,759,300
	NET APPROPRIATION			9,479,800

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SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(c) Petroleum products; storage tank				
2	inventory	GPR	A	–0–	–0–
3	(g) Related services	PR	A	57,700	57,700
4	(gb) Food, lodging, and recreation	PR	A	5,683,300	9,116,000
5	(gc) Testing of petroleum products	PR	C	–0–	–0–
6	(gf) Fruit and vegetable inspection	PR	C	979,500	979,700
7	(gh) Public warehouse regulation	PR	A	118,400	118,500
8	(gm) Dairy trade regulation	PR	A	136,800	137,000
9	(h) Grain inspection and certification	PR	C	1,277,900	1,277,900
10	(hm) Ozone-depleting refrigerants and				
11	products regulation	PR	A	525,100	525,100
12	(i) Sale of supplies	PR	A	25,400	25,400
13	(im) Consumer protection; telephone				
14	solicitor fees	PR	A	302,600	302,900
15	(ip) Bisphenol A enforcement	PR	C	–0–	–0–
16	(j) Weights and measures inspection	PR	A	1,429,800	1,432,900
17	(jb) Consumer protection, information,				
18	and education	PR	A	147,800	147,800
19	(jm) Telecommunications utility trade				
20	practices	PR	A	401,300	401,900
21	(m) Federal funds	PR–F	C	5,763,300	5,763,600
22	(q) Dairy, grain, and vegetable security	SEG	A	1,134,000	1,144,900
23	(r) Unfair sales act enforcement	SEG	A	250,500	254,100

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(s) Weights and measures; petroleum				
2	inspection fund	SEG	A	882,300	886,500
3	(t) Petroleum products; petroleum				
4	inspection fund	SEG	A	4,510,500	4,515,200
5	(u) Recyclable and nonrecyclable				
6	products regulation	SEG	A	–0–	–0–
7	(v) Agricultural producer security;				
8	contingent financial backing	SEG	S	–0–	–0–
9	(w) Agricultural producer security;				
10	payments	SEG	S	200,000	200,000
11	(wb) Agricultural producer security;				
12	proceeds of contingent financial				
13	backing	SEG	C	–0–	–0–
14	(wc) Agricultural producer security;				
15	repayment of contingent financial				
16	backing	SEG	S	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			9,479,800	9,487,900
	PROGRAM REVENUE			16,848,900	20,286,400
	FEDERAL			(5,763,300)	(5,763,600)
	OTHER			(11,085,600)	(14,522,800)
	SEGREGATED REVENUE			6,977,300	7,000,700
	OTHER			(6,977,300)	(7,000,700)
	TOTAL–ALL SOURCES			33,306,000	36,775,000
17	(2) ANIMAL HEALTH SERVICES				
18	(a) General program operations	GPR	A	2,750,200	2,750,300
19	(am) Veterinary diagnostic laboratory	GPR	A	–0–	4,976,800
20	(b) Animal disease indemnities	GPR	S	108,600	108,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(c) Financial assistance for				
2	paratuberculosis testing	GPR	A	–0–	–0–
3	(d) Principal repayment and interest	GPR	S	6,500	4,400
4	(e) Livestock premises registration	GPR	A	183,800	183,800
5	(g) Related services	PR	C	–0–	–0–
6	(h) Sale of supplies	PR	A	28,400	28,400
7	(ha) Inspection, testing and enforcement	PR	C	593,400	596,000
8	(j) Dog licenses, rabies control, and				
9	related services	PR	C	565,900	566,200
10	(je) Veterinary diagnostic laboratory;				
11	fees.	PR	C	–0–	4,015,100
12	(jm) Veterinary examining board	PR	C	–0–	–0–
13	(kg) Veterinary diagnostic laboratory;				
14	state agencies	PR–S	C	–0–	809,600
15	(m) Federal funds	PR–F	C	515,200	515,500
16	(mc) Veterinary diagnostic lab — federal				
17	aid	PR–F	C	–0–	1,572,600
18	(q) Animal health inspection, testing				
19	and enforcement	SEG	A	359,900	359,900
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			3,049,100	8,023,900
	PROGRAM REVENUE			1,702,900	8,103,400
	FEDERAL			(515,200)	(2,088,100)
	OTHER			(1,187,700)	(5,205,700)
	SERVICE			(–0–)	(809,600)
	SEGREGATED REVENUE			359,900	359,900
	OTHER			(359,900)	(359,900)

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
	TOTAL–ALL SOURCES			5,111,900	16,487,200
1	(3) AGRICULTURAL DEVELOPMENT SERVICES				
2	(a) General program operations	GPR	A	2,148,400	2,151,900
3	(at) Farm to school program				
4	administration	GPR	A	86,200	86,200
5	(g) Related services	PR	A	–0–	–0–
6	(h) Loans for rural development	PR	C	58,700	58,700
7	(i) Marketing orders and agreements	PR	C	98,400	98,600
8	(j) Stray voltage program	PR	A	541,800	542,500
9	(ja) Agricultural development services				
10	and materials	PR	C	146,100	146,500
11	(jm) Stray voltage program; rural				
12	electric cooperatives	PR	A	34,000	34,000
13	(L) Something special from Wisconsin				
14	promotion	PR	A	59,700	59,800
15	(m) Federal funds	PR–F	C	1,807,400	1,808,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,234,600	2,238,100
	PROGRAM REVENUE			2,746,100	2,748,300
	FEDERAL			(1,807,400)	(1,808,200)
	OTHER			(938,700)	(940,100)
	TOTAL–ALL SOURCES			4,980,700	4,986,400
16	(4) AGRICULTURAL ASSISTANCE				
17	(a) Aid to Wisconsin livestock breeders				
18	association	GPR	A	–0–	–0–
19	(am) Buy local grants	GPR	B	200,000	200,000

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(as) Farm to school grants	GPR	A	-0-	-0-
2	(b) Aids to county and district fairs	GPR	A	406,400	406,400
3	(c) Agricultural investment aids	GPR	B	-0-	-0-
4	(d) Dairy industry promotion	GPR	A	200,000	200,000
5	(dm) Dairy processing plant grant				
6	program	GPR	A	200,000	200,000
7	(e) Aids to World Dairy Expo, Inc.	GPR	A	20,100	20,100
8	(f) Exposition center grants	GPR	A	-0-	-0-
9	(q) Grants for agriculture in the				
10	classroom program	SEG	A	93,900	93,900
11	(qm) Grants for agricultural facilities	SEG	B	-0-	-0-
12	(r) Agricultural investment aids,				
13	agrichemical management fund	SEG	B	-0-	-0-
		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,026,500	1,026,500
	SEGREGATED REVENUE			93,900	93,900
	OTHER			(93,900)	(93,900)
	TOTAL-ALL SOURCES			1,120,400	1,120,400
14	(7) AGRICULTURAL RESOURCE MANAGEMENT				
15	(a) General program operations	GPR	A	732,300	734,800
16	(b) Principal repayment and interest,				
17	conservation reserve enhancement	GPR	S	870,800	824,400
18	(c) Soil and water resource				
19	management program	GPR	C	3,027,200	3,027,200

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(dm) Farmland preservation planning				
2	grants	GPR	A	374,200	374,200
3	(g) Agricultural impact statements	PR	C	298,000	300,100
4	(ga) Related services	PR	C	330,000	338,700
5	(gm) Seed testing and labeling	PR	C	85,900	86,100
6	(ha) Liming material research funds	PR	C	21,100	21,100
7	(i) Agricultural conservation				
8	easements; gifts and grants	PR	C	-0-	-0-
9	(ja) Plant protection	PR	C	339,900	344,500
10	(k) Agricultural resource management				
11	services	PR-S	C	405,300	405,300
12	(m) Federal funds	PR-F	C	1,565,300	1,565,500
13	(qc) Plant protection; conservation fund	SEG	A	1,615,500	1,616,600
14	(qd) Soil and water administration;				
15	environmental fund	SEG	A	2,286,100	2,297,300
16	(qe) Soil and water management; local				
17	assistance	SEG	A	5,036,900	5,036,900
18	(qf) Soil and water management; aids	SEG	A	2,500,000	2,500,000
19	(r) General program operations;				
20	agricultural management	SEG	A	6,875,700	6,880,900
21	(s) Principal repayment and interest;				
22	soil and water, environmental fund	SEG	S	3,967,200	4,087,700
23	(tg) Agricultural conservation				
24	easements	SEG	A	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(tm) Farmland preservation planning				
2	grants, working lands fund	SEG	A	-0-	-0-
3	(ts) Working lands programs	SEG	A	8,000	8,000
4	(va) Clean sweep grants	SEG	A	750,000	750,000
5	(wm) Agricultural chemical cleanup				
6	reimbursement	SEG	C	1,500,000	1,500,000
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,004,500	4,960,600
	PROGRAM REVENUE			3,045,500	3,061,300
	FEDERAL			(1,565,300)	(1,565,500)
	OTHER			(1,074,900)	(1,090,500)
	SERVICE			(405,300)	(405,300)
	SEGREGATED REVENUE			24,539,400	24,677,400
	OTHER			(24,539,400)	(24,677,400)
	TOTAL-ALL SOURCES			32,589,400	32,699,300
7	(8) CENTRAL ADMINISTRATIVE SERVICES				
8	(a) General program operations	GPR	A	6,152,900	6,169,100
9	(g) Gifts and grants	PR	C	1,135,400	1,135,900
10	(ge) Agricultural education and				
11	workforce development council,				
12	gifts and grants	PR	C	-0-	-0-
13	(gm) Enforcement cost recovery	PR	A	4,600	4,600
14	(h) Sale of material and supplies	PR	C	9,600	9,600
15	(ha) General laboratory related services	PR	C	44,200	44,200
16	(hm) Restitution	PR	C	-0-	-0-
17	(i) Related services	PR	A	85,600	85,600
18	(j) Electronic processing	PR	C	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(jm) Telephone solicitation regulation	PR	C	759,400	760,800
2	(k) Computer system equipment, staff				
3	and services	PR-S	A	2,507,000	2,508,300
4	(kL) Central services	PR-S	C	936,600	937,100
5	(km) General laboratory services	PR-S	B	2,744,200	2,757,300
6	(ks) State services	PR-S	C	193,100	193,100
7	(m) Federal funds	PR-F	C	332,600	334,000
8	(pz) Indirect cost reimbursements	PR-F	C	2,017,300	2,019,400
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,152,900	6,169,100
	PROGRAM REVENUE			10,769,600	10,789,900
	FEDERAL			(2,349,900)	(2,353,400)
	OTHER			(2,038,800)	(2,040,700)
	SERVICE			(6,380,900)	(6,395,800)
	TOTAL-ALL SOURCES			16,922,500	16,959,000
9	(9) STATE LABORATORY OF HYGIENE				
10	(f) General program operations	GPR	A	-0-	4,812,200
11	(i) Program revenue	PR	C	-0-	21,877,000
12	(im) Drivers	PR-S	C	-0-	1,605,900
13	(k) State agency services	PR-S	C	-0-	6,295,600
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	4,812,200
	PROGRAM REVENUE			-0-	29,778,500
	OTHER			(-0-)	(21,877,000)
	SERVICE			(-0-)	(7,901,500)
	TOTAL-ALL SOURCES			-0-	34,590,700
	20.115 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			26,947,400	36,718,300
	PROGRAM REVENUE			35,113,000	74,767,800
	FEDERAL			(12,001,100)	(13,578,800)
	OTHER			(16,325,700)	(45,676,800)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
SERVICE			(6,786,200)	(15,512,200)
SEGREGATED REVENUE			31,970,500	32,131,900
OTHER			(31,970,500)	(32,131,900)
TOTAL–ALL SOURCES			94,030,900	143,618,000

1 20.142 Financial Institutions and Professional Standards, Department of**2 (1) SUPERVISION AND MANAGEMENT**

3	(a)	General program operations	GPR	A	–0–	–0–
4	(gm)	Gifts and grants	PR	C	9,000	18,000
5	(k)	Interagency and intra–agency				
6		programs	PR–S	C	4,138,000	8,276,000
7	(m)	Federal funds	PR–F	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE					–0–	–0–
PROGRAM REVENUE					4,147,000	8,294,000
FEDERAL					(–0–)	(–0–)
OTHER					(9,000)	(18,000)
SERVICE					(4,138,000)	(8,276,000)
TOTAL–ALL SOURCES					4,147,000	8,294,000

8 (2) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REGULATION AND OTHER FUNCTIONS

9	(a)	Losses on public deposits	GPR	S	–0–	–0–
10	(g)	General program operations related				
11		to financial services	PR	A	7,825,100	15,562,600
12	(h)	Settlements and publications;				
13		financial services functions	PR	C	29,200	58,500
14	(i)	Investor education and training				
15		fund	PR	A	42,200	84,500
16	(j)	Payday loan database and financial				
17		literacy	PR	C	450,000	900,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(m) Credit union examinations, federal				
2	funds	PR-F	C	-0-	-0-
3	(u) State deposit fund	SEG	S	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			8,346,500	16,605,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,346,500)	(16,605,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			8,346,500	16,605,600
4	(3) PROFESSIONAL REGULATION AND BUSINESS SERVICES				
5	(g) General program operations,				
6	professional licensure	PR	A	2,857,300	5,714,400
7	(gm) Applicant investigation				
8	reimbursement	PR	C	56,500	113,000
9	(gr) Disabled veteran-owned,				
10	woman-owned, and minority				
11	business certification fees	PR	C	133,800	267,600
12	(h) Technical assistance; nonstate				
13	agencies and organizations	PR	C	-0-	-0-
14	(hg) General program operations;				
15	medical examining board;				
16	prescription drug monitoring				
17	program	PR	B	370,300	740,400
18	(i) Examinations; general program				
19	operations	PR	C	476,200	952,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(im) Boxing and mixed martial arts				
2	fighting; enforcement	PR	C	-0-	-0-
3	(jm) Nursing workforce survey				
4	administration	PR	B	4,500	9,000
5	(k) Technical assistance; state agencies	PR-S	C	-0-	-0-
6	(ka) Sale of materials and services –				
7	local assistance	PR-S	C	-0-	-0-
8	(kb) Sale of materials and services –				
9	individuals and organizations	PR-S	C	-0-	-0-
10	(kc) Sale of materials or services	PR-S	C	17,800	35,600
11	(m) Federal funds	PR-F	C	-0-	-0-
12	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
13	(o) Federal aid, individuals and				
14	organizations	PR-F	C	-0-	-0-
15	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
16	(s) Wholesale drug distributor bonding	SEG	C	-0-	-0-
		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			3,916,400	7,832,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(3,898,600)	(7,796,700)
	SERVICE			(17,800)	(35,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			3,916,400	7,832,300
17	(4) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
18	(a) General program operations	GPR	A	-0-	-0-
19	(ga) Publications and seminars	PR	C	10,600	21,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(gb) Local agreements	PR	C	-0-	-0-
2	(h) Local energy resource system fees	PR	A	-0-	-0-
3	(j) Safety and building operations	PR	A	6,281,200	12,574,800
4	(ka) Interagency agreements	PR-S	C	59,000	117,600
5	(kd) Administrative Services	PR-S	A	1,313,800	2,629,800
6	(ks) Data processing	PR-S	C	-0-	-0-
7	(L) Fire dues distribution	PR	C	8,170,000	16,340,000
8	(La) Fire prevention and fire dues				
9	administration	PR	A	365,500	730,700
10	(m) Federal funds	PR-F	C	233,700	467,400
11	(ma) Federal aid – program				
12	administration	PR-F	C	-0-	-0-
13	(q) Groundwater – standards;				
14	implementation	SEG	A	-0-	-0-

(4) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	-0-	-0-
PROGRAM REVENUE	16,433,800	32,881,300
FEDERAL	(233,700)	(467,400)
OTHER	(14,827,300)	(29,666,500)
SERVICE	(1,372,800)	(2,747,400)
SEGREGATED REVENUE	-0-	-0-
OTHER	(-0-)	(-0-)
TOTAL-ALL SOURCES	16,433,800	32,881,300

20.142 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	-0-	-0-
PROGRAM REVENUE	32,843,700	65,613,200
FEDERAL	(233,700)	(467,400)
OTHER	(27,081,400)	(54,086,800)
SERVICE	(5,528,600)	(11,059,000)
SEGREGATED REVENUE	-0-	-0-
OTHER	(-0-)	(-0-)

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
TOTAL-ALL SOURCES			32,843,700	65,613,200
1 20.144 Financial Institutions, Department of				
2 (1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REGULATION AND OTHER FUNCTIONS				
3 (a) Losses on public deposits	GPR	S	-0-	-0-
4 (g) General program operations	PR	A	8,792,200	-0-
5 (h) Gifts, grants, settlements and				
6 publications	PR	C	29,300	-0-
7 (i) Investor education and training				
8 fund	PR	A	42,300	-0-
9 (j) Payday loan database and financial				
10 literacy	PR	C	450,000	-0-
11 (m) Credit union examinations, federal				
12 funds	PR-F	C	-0-	-0-
13 (u) State deposit fund	SEG	S	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			-0-	-0-
PROGRAM REVENUE			9,313,800	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(9,313,800)	(-0-)
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			9,313,800	-0-
20.144 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			-0-	-0-
PROGRAM REVENUE			9,313,800	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(9,313,800)	(-0-)
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			9,313,800	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	20.145 Insurance, Office of the Commissioner of				
2	(1) SUPERVISION OF THE INSURANCE INDUSTRY				
3	(g) General program operations	PR	A	18,599,800	18,629,700
4	(gm) Gifts and grants	PR	C	–0–	–0–
5	(h) Holding company restructuring				
6	expenses	PR	C	–0–	–0–
7	(m) Federal funds	PR–F	C	244,600	–0–
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			18,844,400	18,629,700
	FEDERAL			(244,600)	(–0–)
	OTHER			(18,599,800)	(18,629,700)
	TOTAL–ALL SOURCES			18,844,400	18,629,700
8	(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				
9	(a) Supplement for claims payable	GPR	S	–0–	–0–
10	(q) Interest earned on future medical				
11	expenses	SEG	S	–0–	–0–
12	(u) Administration	SEG	A	1,221,600	1,222,100
13	(um) Peer review council	SEG	A	145,000	145,200
14	(v) Specified responsibilities,				
15	investment board payments, and				
16	future medical expenses	SEG	C	54,150,400	54,150,400
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			–0–	–0–
	SEGREGATED REVENUE			55,517,000	55,517,700
	OTHER			(55,517,000)	(55,517,700)
	TOTAL–ALL SOURCES			55,517,000	55,517,700
17	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(u) Administration	SEG	A	1,429,100	1,429,200
2	(v) Specified payments, fire dues and				
3	reinsurance	SEG	C	29,660,200	29,660,200
		(3) PROGRAM TOTALS			
	SEGREGATED REVENUE			31,089,300	31,089,400
	OTHER			(31,089,300)	(31,089,400)
	TOTAL-ALL SOURCES			31,089,300	31,089,400
4	(4) STATE LIFE INSURANCE FUND				
5	(u) Administration	SEG	A	678,700	679,200
6	(v) Specified payments and losses	SEG	C	4,182,400	4,493,000
		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			4,861,100	5,172,200
	OTHER			(4,861,100)	(5,172,200)
	TOTAL-ALL SOURCES			4,861,100	5,172,200
7	(5) HEALTH INSURANCE RISK-SHARING PLAN				
8	(g) Wind-up of plan	PR	C	-0-	-0-
9	(k) Operational expenses	PR-S	C	-0-	-0-
		(5) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10	(6) WORKER'S COMPENSATION ADMINISTRATION				
11	(aa) Special death benefit	GPR	S	262,500	525,000
12	(ga) Auxiliary services	PR	C	31,700	63,300
13	(gb) Local agreements	PR	C	15,800	31,400
14	(ka) Interagency and intra-agency				
15	agreements	PR-S	C	12,800	25,600

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(p) Worker's compensation; federal				
2	moneys	PR-F	C	-0-	-0-
3	(ra) Worker's compensation operations				
4	fund; administration	SEG	A	4,967,800	9,483,100
5	(rb) Worker's compensation operations				
6	fund; contracts	SEG	C	47,000	93,900
7	(rp) Worker's compensation operations				
8	fund; uninsured employers				
9	program; admin	SEG	A	555,000	1,110,100
10	(s) Self-insured employers liability				
11	fund	SEG	C	-0-	-0-
12	(sm) Uninsured employers fund;				
13	payments	SEG	S	2,750,000	5,500,000
14	(t) Work injury supplemental benefit				
15	fund	SEG	C	5,315,000	10,629,900
(6) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			262,500	525,000
	PROGRAM REVENUE			60,300	120,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(47,500)	(94,700)
	SERVICE			(12,800)	(25,600)
	SEGREGATED REVENUE			13,634,800	26,817,000
	OTHER			(13,634,800)	(26,817,000)
	TOTAL-ALL SOURCES			13,957,600	27,462,300
20.145 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUE			262,500	525,000
	PROGRAM REVENUE			18,904,700	18,750,000
	FEDERAL			(244,600)	(-0-)
	OTHER			(18,647,300)	(18,724,400)
	SERVICE			(12,800)	(25,600)
	SEGREGATED REVENUE			105,102,200	118,596,300
	OTHER			(105,102,200)	(118,596,300)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
TOTAL-ALL SOURCES			124,269,400	137,871,300
1 20.155 Public Service Commission				
2 (1) REGULATION OF PUBLIC UTILITIES				
3 (g) Utility regulation; relocation				
4 assistance	PR	A	15,458,800	15,219,100
5 (h) Holding company and nonutility				
6 affiliate regulation	PR	C	732,200	732,200
7 (j) Intervenor financing and grants	PR	B	1,042,500	1,042,500
8 (L) Stray voltage program	PR	A	306,400	306,400
9 (Lb) Gifts for stray voltage program	PR	C	-0-	-0-
10 (Lm) Consumer education and awareness	PR	C	-0-	-0-
11 (m) Federal funds	PR-F	C	2,294,200	2,294,200
12 (n) Indirect costs reimbursement	PR-F	C	50,000	50,000
13 (q) Universal telecommunications				
14 service	SEG	A	5,940,000	5,940,000
15 (r) Nuclear waste escrow fund	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS			
PROGRAM REVENUE			19,884,100	19,644,400
FEDERAL			(2,344,200)	(2,344,200)
OTHER			(17,539,900)	(17,300,200)
SEGREGATED REVENUE			5,940,000	5,940,000
OTHER			(5,940,000)	(5,940,000)
TOTAL-ALL SOURCES			25,824,100	25,584,400
16 (2) OFFICE OF THE COMMISSIONER OF RAILROADS				

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(g) Railroad and water carrier				
2	regulation and general program				
3	operations	PR	A	591,700	592,000
4	(m) Railroad and water carrier				
5	regulation; federal funds	PR-F	C	-0-	-0-
		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			591,700	592,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(591,700)	(592,000)
	TOTAL-ALL SOURCES			591,700	592,000
6	(3) AFFILIATED GRANT PROGRAMS				
7	(k) Broadband expansion grants;				
8	program revenues-service	PR-S	B	500,000	500,000
9	(q) General program operations and				
10	grants	SEG	C	-0-	-0-
11	(r) Broadband expansion grants;				
12	segregated fund revenues	SEG	C	6,000,000	-0-
13	(rm) Broadband expansion grants;				
14	segregated fund revenues-service	SEG-S	C	-0-	-0-
15	(s) Energy efficiency and renewable				
16	resource programs	SEG	A	413,000	413,000
17	(t) Police and fire protection fee				
18	administration	SEG	A	166,600	166,600
		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			500,000	500,000
	SERVICE			(500,000)	(500,000)
	SEGREGATED REVENUE			6,579,600	579,600
	OTHER			(6,579,600)	(579,600)
	SERVICE			(-0-)	(-0-)

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
TOTAL-ALL SOURCES			7,079,600	1,079,600
20.155 DEPARTMENT TOTALS				
PROGRAM REVENUE			20,975,800	20,736,400
FEDERAL			(2,344,200)	(2,344,200)
OTHER			(18,131,600)	(17,892,200)
SERVICE			(500,000)	(500,000)
SEGREGATED REVENUE			12,519,600	6,519,600
OTHER			(12,519,600)	(6,519,600)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			33,495,400	27,256,000

1	20.165 Safety and Professional Services, Department of			
2	(1) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES			
3	(a) General program operations –			
4	executive and administrative			
5	services	GPR	A	-0-
6	(g) General program operations	PR	A	5,450,000
7	(gc) Chiropractic examination	PR	C	-0-
8	(gm) Applicant investigation			
9	reimbursement	PR	C	56,500
10	(h) Technical assistance; nonstate			
11	agencies and organizations	PR	C	-0-
12	(hg) General program operations;			
13	medical examining board;			
14	prescription drug monitoring			
15	program	PR	B	1,005,900
16	(i) Examinations; general program			
17	operations	PR	C	680,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(im) Boxing and mixed martial arts				
2	fighting; enforcement	PR	C	-0-	-0-
3	(jm) Nursing workforce survey				
4	administration	PR	B	4,500	-0-
5	(k) Technical assistance; state agencies	PR-S	C	-0-	-0-
6	(ka) Sale of materials and services –				
7	local assistance	PR-S	C	-0-	-0-
8	(kb) Sale of materials and services –				
9	individuals and organizations	PR-S	C	-0-	-0-
10	(kc) Sale of materials or services	PR-S	C	17,800	-0-
11	(ke) Transfer of unappropriated				
12	balances	PR-S	C	-0-	-0-
13	(m) Federal funds	PR-F	C	-0-	-0-
14	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
15	(o) Federal aid, individuals and				
16	organizations	PR-F	C	-0-	-0-
17	(pz) Indirect cost reimbursements	PR-F	C	97,600	-0-
18	(s) Wholesale drug distributor bonding	SEG	C	-0-	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			7,312,400	-0-
	FEDERAL			(97,600)	(-0-)
	OTHER			(7,197,000)	(-0-)
	SERVICE			(17,800)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			7,312,400	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(2) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
2	(a) General program operations	GPR	A	-0-	-0-
3	(g) Gifts and grants	PR	C	9,000	-0-
4	(ga) Publications and seminars	PR	C	10,400	-0-
5	(gb) Local agreements	PR	C	-0-	-0-
6	(h) Local energy resource system fees	PR	A	-0-	-0-
7	(j) Safety and building operations	PR	A	6,870,900	-0-
8	(ka) Interagency agreements	PR-S	C	60,300	-0-
9	(kd) Administrative Services	PR-S	A	1,480,400	-0-
10	(kg) Construction career academy grant	PR	B	-0-	-0-
11	(km) Crex Meadows youth conservation				
12	camp grant	PR	B	-0-	-0-
13	(ks) Data processing	PR-S	C	-0-	-0-
14	(L) Fire dues distribution	PR	C	8,170,000	-0-
15	(La) Fire prevention and fire dues				
16	administration	PR	A	365,200	-0-
17	(m) Federal funds	PR-F	C	266,200	-0-
18	(ma) Federal aid – program				
19	administration	PR-F	C	-0-	-0-
20	(q) Groundwater – standards;				
21	implementation	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			17,232,400	-0-
	FEDERAL			(266,200)	(-0-)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
OTHER			(15,425,500)	(-0-)
SERVICE			(1,540,700)	(-0-)
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			17,232,400	-0-
20.165 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			-0-	-0-
PROGRAM REVENUE			24,544,800	-0-
FEDERAL			(363,800)	(-0-)
OTHER			(22,622,500)	(-0-)
SERVICE			(1,558,500)	(-0-)
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			24,544,800	-0-
1 20.190 State Fair Park Board				
2 (1) STATE FAIR PARK				
3 (c) Housing facilities principal				
4 repayment, interest and rebates	GPR	S	1,084,600	1,125,400
5 (d) Principal repayment and interest	GPR	S	2,277,200	2,162,000
6 (h) State fair operations	PR	C	16,640,100	16,740,100
7 (i) State fair capital expenses	PR	C	180,000	180,000
8 (j) State fair principal repayment,				
9 interest and rebates	PR	S	4,199,900	3,742,400
10 (jm) Gifts and grants	PR	C	-0-	-0-
11 (m) Federal funds	PR-F	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			3,361,800	3,287,400
PROGRAM REVENUE			21,020,000	20,662,500
FEDERAL			(-0-)	(-0-)
OTHER			(21,020,000)	(20,662,500)
TOTAL-ALL SOURCES			24,381,800	23,949,900
20.190 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			3,361,800	3,287,400

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017	
PROGRAM REVENUE			21,020,000	20,662,500	
FEDERAL			(-0-)	(-0-)	
OTHER			(21,020,000)	(20,662,500)	
TOTAL-ALL SOURCES			24,381,800	23,949,900	
1	20.192 Wisconsin Economic Development Corporation				
2	(1) PROMOTION OF ECONOMIC DEVELOPMENT				
3	(a) Operations and programs	GPR	C	24,874,700	-0-
4	(m) Federal aids; programs	PR-F	C	-0-	-0-
5	(r) Economic development fund;				
6	programs	SEG	C	21,776,000	-0-
7	(s) Brownfield site assessment grants	SEG	B	1,000,000	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			24,874,700	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SEGREGATED REVENUE			22,776,000	-0-
	OTHER			(22,776,000)	(-0-)
	TOTAL-ALL SOURCES			47,650,700	-0-
	20.192 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			24,874,700	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SEGREGATED REVENUE			22,776,000	-0-
	OTHER			(22,776,000)	(-0-)
	TOTAL-ALL SOURCES			47,650,700	-0-
	Commerce				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			55,446,400	40,530,700
	PROGRAM REVENUE			162,715,800	200,529,900
	FEDERAL			(15,187,400)	(16,390,400)
	OTHER			(133,142,300)	(157,042,700)
	SERVICE			(14,386,100)	(27,096,800)
	SEGREGATED REVENUE			172,368,300	157,247,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(172,368,300)	(157,247,800)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
TOTAL-ALL SOURCES			390,530,500	398,308,400

Education**1 20.220 Wisconsin Artistic Endowment Foundation****2 (1) SUPPORT OF THE ARTS**

3	(a)	Education and marketing	GPR	C	-0-	-0-
4	(q)	General program operations	SEG	A	-0-	-0-
5	(r)	Support of the arts	SEG	C	-0-	-0-

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	-0-	-0-
SEGREGATED REVENUE	-0-	-0-
OTHER	(-0-)	(-0-)
TOTAL-ALL SOURCES	-0-	-0-

20.220 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	-0-	-0-
SEGREGATED REVENUE	-0-	-0-
OTHER	(-0-)	(-0-)
TOTAL-ALL SOURCES	-0-	-0-

6 20.225 Educational Communications Board**7 (1) INSTRUCTIONAL TECHNOLOGY**

8	(a)	General program operations	GPR	A	1,342,100	1,342,100
9	(b)	Energy costs; energy-related				
10		assessments	GPR	A	847,600	866,700
11	(c)	Principal repayment and interest	GPR	S	2,716,200	2,618,600
12	(er)	Transmitter operation	GPR	A	16,000	16,000
13	(f)	Programming	GPR	A	337,500	343,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(g) Gifts, grants, contracts, leases,				
2	instructional material, and				
3	copyrights	PR	C	13,196,800	13,202,300
4	(i) Program revenue facilities;				
5	principal repayment, interest, and				
6	rebates	PR	S	10,600	13,600
7	(k) Funds received from other state				
8	agencies	PR-S	C	-0-	-0-
9	(kb) Emergency weather warning				
10	system operation	PR-S	A	133,800	134,000
11	(m) Federal grants	PR-F	C	1,171,800	1,171,800
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,259,400	5,186,400
	PROGRAM REVENUE			14,513,000	14,521,700
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(13,207,400)	(13,215,900)
	SERVICE			(133,800)	(134,000)
	TOTAL-ALL SOURCES			19,772,400	19,708,100
	20.225 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			5,259,400	5,186,400
	PROGRAM REVENUE			14,513,000	14,521,700
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(13,207,400)	(13,215,900)
	SERVICE			(133,800)	(134,000)
	TOTAL-ALL SOURCES			19,772,400	19,708,100
12	20.235 Higher Educational Aids Board				
13	(1) STUDENT SUPPORT ACTIVITIES				
14	(b) Wisconsin grants; private, nonprofit				
15	college students	GPR	B	26,870,300	26,870,300
16	(cg) Nursing student loans	GPR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(cm) Nursing student loan program	GPR	A	445,500	445,500
2	(cr) Minority teacher loans	GPR	A	259,500	259,500
3	(cu) Teacher education loan program	GPR	A	272,200	272,200
4	(cx) Loan program for teachers and				
5	orientation and mobility instructors				
6	of visually impaired pupils	GPR	A	99,000	99,000
7	(d) Dental education contract	GPR	A	1,733,000	1,733,000
8	(e) Minnesota–Wisconsin student				
9	reciprocity agreement	GPR	S	7,200,000	–0–
10	(fc) Independent student grants				
11	program	GPR	B	–0–	–0–
12	(fd) Talent incentive grants	GPR	B	4,458,800	4,458,800
13	(fe) Wisconsin grants; University of				
14	Wisconsin System students	GPR	S	58,345,400	58,345,400
15	(ff) Wisconsin grants; technical college				
16	students	GPR	B	18,797,900	18,797,900
17	(fg) Minority undergraduate retention				
18	grants program	GPR	B	819,000	819,000
19	(fj) Handicapped student grants	GPR	B	122,600	122,600
20	(fm) Wisconsin covenant scholars grants	GPR	S	15,170,000	16,170,000
21	(fp) Primary care and psychiatry				
22	shortage grant program	GPR	C	–0–	–0–
23	(fw) Technical excellence higher				
24	education scholarships	GPR	S	879,800	1,759,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(fy) Academic excellence higher				
2	education scholarships	GPR	S	3,200,000	3,200,000
3	(fz) Remission of fees and				
4	reimbursement for veterans and				
5	dependents	GPR	B	6,496,700	6,496,700
6	(g) Student loans	PR	A	-0-	-0-
7	(gg) Nursing student loan repayments	PR	C	-0-	-0-
8	(gm) Indian student assistance;				
9	contributions	PR	C	-0-	-0-
10	(i) Gifts and grants	PR	C	-0-	-0-
11	(k) Indian student assistance	PR-S	B	779,700	779,700
12	(km) Wisconsin grants; tribal college				
13	students	PR-S	B	454,200	454,200
14	(no) Federal aid; aids to individuals and				
15	organizations	PR-F	C	1,567,700	1,567,700
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			145,169,700	139,849,400
	PROGRAM REVENUE			2,801,600	2,801,600
	FEDERAL			(1,567,700)	(1,567,700)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,233,900)	(1,233,900)
	TOTAL-ALL SOURCES			147,971,300	142,651,000
16	(2) ADMINISTRATION				
17	(aa) General program operations	GPR	A	945,700	946,800
18	(bb) Student loan interest, loans sold or				
19	conveyed	GPR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017	
1	(bc) Write-off of uncollectible student					
2	loans	GPR	A	-0-	-0-	
3	(bd) Purchase of defective student loans	GPR	S	-0-	-0-	
4	(ga) Student interest payments	PR	C	900	900	
5	(gb) Student interest payments, loans					
6	sold or conveyed	PR	C	-0-	-0-	
7	(ia) Student loans; collection and					
8	administration	PR	C	-0-	-0-	
9	(ja) Write-off of defaulted student loans	PR	A	-0-	-0-	
10	(n) Federal aid; state operations	PR-F	C	-0-	-0-	
11	(qa) Student loan revenue obligation					
12	repayment	SEG	C	-0-	-0-	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			945,700	946,800	
	PROGRAM REVENUE			900	900	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(900)	(900)	
	SEGREGATED REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			946,600	947,700	
	20.235 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUE			146,115,400	140,796,200	
	PROGRAM REVENUE			2,802,500	2,802,500	
	FEDERAL			(1,567,700)	(1,567,700)	
	OTHER			(900)	(900)	
	SERVICE			(1,233,900)	(1,233,900)	
	SEGREGATED REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			148,917,900	143,598,700	
13	20.245 Historical Society					
14	(1) HISTORY SERVICES					

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(a) General program operations	GPR	A	10,641,500	10,643,300
2	(b) Wisconsin Black Historical Society				
3	and Museum	GPR	A	84,500	84,500
4	(c) Energy costs; energy-related				
5	assessments	GPR	A	976,300	999,000
6	(e) Principal repayment, interest, and				
7	rebates	GPR	S	3,253,800	3,201,900
8	(h) Gifts, grants, and membership				
9	sales	PR	C	561,400	561,400
10	(j) Self-amortizing facilities; principal				
11	repayment, interest and rebates	PR	S	2,000	421,400
12	(k) Storage facility	PR-S	B	210,300	210,300
13	(km) Northern Great Lakes Center	PR-S	A	236,600	236,600
14	(ks) General program operations –				
15	service funds	PR-S	C	1,599,300	1,600,700
16	(kw) Records management — service				
17	funds	PR-S	C	257,600	257,600
18	(m) General program operations;				
19	federal funds	PR-F	C	1,211,200	1,211,400
20	(n) Federal aids	PR-F	C	–0–	–0–
21	(pz) Indirect cost reimbursements	PR-F	C	101,800	101,800
22	(q) Endowment	SEG	C	589,200	589,200
23	(r) History preservation partnership				
24	trust fund	SEG	C	3,146,900	3,146,900

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017		
(1) PROGRAM TOTALS						
GENERAL PURPOSE REVENUE			14,956,100	14,928,700		
PROGRAM REVENUE			4,180,200	4,601,200		
FEDERAL			(1,313,000)	(1,313,200)		
OTHER			(563,400)	(982,800)		
SERVICE			(2,303,800)	(2,305,200)		
SEGREGATED REVENUE			3,736,100	3,736,100		
OTHER			(3,736,100)	(3,736,100)		
TOTAL–ALL SOURCES			22,872,400	23,266,000		
20.245 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUE			14,956,100	14,928,700		
PROGRAM REVENUE			4,180,200	4,601,200		
FEDERAL			(1,313,000)	(1,313,200)		
OTHER			(563,400)	(982,800)		
SERVICE			(2,303,800)	(2,305,200)		
SEGREGATED REVENUE			3,736,100	3,736,100		
OTHER			(3,736,100)	(3,736,100)		
TOTAL–ALL SOURCES			22,872,400	23,266,000		
1	20.250 Medical College of Wisconsin					
2	(1)	TRAINING OF HEALTH PERSONNEL				
3	(a)	Medical student tuition assistance	GPR	A	1,926,600	1,926,600
4	(b)	Family medicine education	GPR	A	4,611,400	4,611,400
5	(c)	Principal repayment, interest, and				
6		rebates; biomedical research and				
7		technology incubator	GPR	S	3,209,000	3,228,400
8	(e)	Principal repayment and interest	GPR	S	203,800	187,500
9	(k)	Tobacco–related illnesses	PR–S	C	–0–	–0–
(1) PROGRAM TOTALS						
		GENERAL PURPOSE REVENUE			9,950,800	9,953,900
		PROGRAM REVENUE			–0–	–0–
		SERVICE			(–0–)	(–0–)
		TOTAL–ALL SOURCES			9,950,800	9,953,900
10	(2)	RESEARCH				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(g) Cancer research	PR	C	247,500	247,500
2	(h) Prostate cancer research	PR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	TOTAL-ALL SOURCES			247,500	247,500
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			9,950,800	9,953,900
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			10,198,300	10,201,400
3	20.255 Public Instruction, Department of				
4	(1) EDUCATIONAL LEADERSHIP				
5	(a) General program operations	GPR	A	11,777,200	11,821,600
6	(b) General program operations;				
7	Wisconsin Educational Services				
8	Program for the Deaf and Hard of				
9	Hearing and Wisconsin Center for				
	the Blind and Visually Impaired	GPR	A	11,237,900	11,237,900
10	(c) Energy costs; Wisconsin				
11	Educational Services Program for				
12	the Deaf and Hard of Hearing and				
13	Wisconsin Center for the Blind and				
14	Visually Impaired; energy-related				
15	assessments	GPR	A	593,800	612,000
16	(d) Principal repayment and interest	GPR	S	1,235,400	1,006,400
17					
18	(dw) Pupil assessment	GPR	A	18,179,900	19,132,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(e) Student information system	GPR	C	3,400,000	3,400,000
2	(ee) Educator effectiveness evaluation				
3	system	GPR	A	973,300	973,300
4	(ek) Longitudinal data system	GPR	A	3,488,100	3,488,100
5	(el) WISElearn	GPR	A	1,359,000	1,359,000
6	(em) Academic and career planning	GPR	C	1,100,000	1,100,000
7	(f) Assessments of reading readiness	GPR	A	2,151,000	2,151,000
8	(fm) Value-Added Research Center	GPR	A	750,000	750,000
9	(g) Student activity therapy	PR	A	100	100
10	(gb) Wisconsin Educational Services				
11	Program for the Deaf and Hard of				
12	Hearing and Wisconsin Center for				
13	the Blind and Visually Impaired;				
14	nonresident fees	PR	C	-0-	-0-
15	(ge) Educator effectiveness evaluation				
16	system; fees	PR	C	4,309,500	4,309,500
17	(gL) Wisconsin Educational Services				
18	Program for the Deaf and Hard of				
19	Hearing and Wisconsin Center for				
20	the Blind and Visually Impaired;				
21	leasing of space	PR	C	2,000	2,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(gs) Wisconsin Educational Services				
2	Program for the Deaf and Hard of				
3	Hearing and Wisconsin Center for				
4	the Blind and Visually Impaired;				
5	services	PR	C	7,000	7,000
6	(gt) Wisconsin Educational Services				
7	Program for the Deaf and Hard of				
8	Hearing and Wisconsin Center for				
9	the Blind and Visually Impaired;				
10	pupil transportation	PR	A	1,210,000	1,210,000
11	(he) Student information system; fees	PR	C	-0-	-0-
12	(hg) Personnel licensure, teacher supply,				
13	information and analysis and				
14	teacher improvement	PR	A	3,698,400	3,698,400
15	(hj) General educational development				
16	and high school graduation				
17	equivalency	PR	C	146,500	146,500
18	(hm) Services for drivers	PR-S	A	164,700	164,700
19	(i) Publications	PR	C	150,600	150,600
20	(im) Library products and services	PR	C	141,100	141,100
21	(j) Milwaukee Parental Choice				
22	Program and the parental choice				
23	program for eligible school districts				
24	and other school districts; financial				
25	audits	PR	C	134,600	134,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017	
1	(jg) School lunch handling charges	PR	A	10,027,600	10,027,600	
2	(jm) Professional services center charges	PR	A	106,300	106,300	
3	(jr) Gifts, grants and trust funds	PR	C	1,500,000	1,500,000	
4	(jz) School district boundary appeal					
5	proceedings	PR	C	10,000	10,000	
6	(kd) Alcohol and other drug abuse					
7	program	PR–S	A	609,500	609,500	
8	(ke) Funds transferred from other state					
9	agencies; program operations	PR–S	C	2,748,800	2,748,800	
10	(km) State agency library processing					
11	center	PR–S	A	8,100	8,100	
12	(ks) Data processing	PR–S	C	8,930,100	8,930,100	
13	(me) Federal aids; program operations	PR–F	C	50,138,400	50,139,200	
14	(pz) Indirect cost reimbursements	PR–F	C	3,698,000	3,698,000	
	(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			56,245,600	57,031,700	
	PROGRAM REVENUE			87,741,300	87,742,100	
	FEDERAL			(53,836,400)	(53,837,200)	
	OTHER			(21,443,700)	(21,443,700)	
	SERVICE			(12,461,200)	(12,461,200)	
	TOTAL–ALL SOURCES			143,986,900	144,773,800	
15	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING					
16	(ac) General equalization aids and					
17	eligible and other school district					
18	parental choice program payments	GPR	A	4,475,960,500	4,584,098,000	
19	(ad) Supplemental aid	GPR	A	100,000	100,000	

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(ae) Sparsity aid	GPR	A	17,674,000	17,674,000
2	(aq) Per pupil aid	GPR	A	–0–	141,907,800
3	(ar) Low revenue adjustment aid	GPR	A	–0–	–0–
4	(b) Aids for special education and				
5	school age parents programs	GPR	A	368,939,100	368,939,100
6	(bb) Aid for high poverty school districts	GPR	A	16,830,000	16,830,000
7	(bc) Aid for children–at–risk programs	GPR	A	–0–	–0–
8	(bd) Additional special education aid	GPR	A	3,500,000	3,500,000
9	(be) Supplemental special education aid	GPR	A	1,750,000	1,750,000
10	(bh) Aid to county children with				
11	disabilities education boards	GPR	A	4,067,300	4,067,300
12	(cc) Bilingual–bicultural education aids	GPR	A	8,589,800	8,589,800
13	(cf) Alternative education grants	GPR	A	–0–	–0–
14	(cg) Tuition payments; full–time open				
15	enrollment transfer payments	GPR	A	8,242,900	8,242,900
16	(cm) Reimbursement for school				
17	breakfast programs	GPR	C	2,510,500	2,510,500
18	(cn) Aids for school lunches and				
19	nutritional improvement	GPR	A	4,218,100	4,218,100
20	(cp) Wisconsin school day milk program	GPR	A	617,100	617,100
21	(cq) High cost transportation aid	GPR	A	7,500,000	7,500,000
22	(cr) Aid for pupil transportation	GPR	A	23,954,000	23,954,000
23	(cs) Aid for debt service	GPR	A	133,700	133,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(cu) Achievement guarantee contracts	GPR	A	109,184,500	109,184,500
2	(cw) Aid for transportation; youth				
3	options program	GPR	A	17,400	17,400
4	(cy) Aid for transportation; open				
5	enrollment and course options	GPR	A	434,200	434,200
6	(dp) Four-year-old kindergarten grants	GPR	A	1,350,000	1,350,000
7	(ds) STEM grants	GPR	B	–0–	–0–
8	(eh) Head start supplement	GPR	A	6,264,100	6,264,100
9	(ek) Educator effectiveness evaluation				
10	system; grants to school districts	GPR	A	5,746,000	5,746,000
11	(fg) Aid for cooperative educational				
12	service agencies	GPR	A	–0–	–0–
13	(fk) Grant program for peer review and				
14	mentoring	GPR	A	1,606,700	1,606,700
15	(fm) Charter schools	GPR	S	72,675,000	80,750,000
16	(fr) Parental choice program for eligible				
17	school districts and other school				
18	districts; pupils participating before				
19	the 2015–16 school year	GPR	S	19,834,700	19,834,700
20	(fu) Milwaukee parental choice program	GPR	S	197,565,500	204,908,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(fv) Milwaukee Parental Choice				
2	Program and the parental choice				
3	program for eligible school districts				
4	and other school districts; transfer				
5	pupils	GPR	S	-0-	-0-
6	(fy) Grants to support gifted and				
7	talented pupils	GPR	A	237,200	237,200
8	(k) Funds transferred from other state				
9	agencies; local aids	PR-S	C	8,500,000	8,500,000
10	(kd) Aid for alcohol and other drug				
11	abuse programs	PR-S	A	1,284,700	1,284,700
12	(kg) Mentoring grants for initial				
13	educators	GPR	A	-0-	-0-
14	(km) Tribal language revitalization				
15	grants	PR-S	A	222,800	222,800
16	(m) Federal aids; local aid	PR-F	C	760,633,500	760,633,500
17	(q) Grants for literacy and early				
18	childhood development programs	SEG	S	-0-	-0-
19	(s) School library aids	SEG	C	36,000,000	38,000,000
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,359,502,300	5,624,965,600
	PROGRAM REVENUE			770,641,000	770,641,000
	FEDERAL			(760,633,500)	(760,633,500)
	SERVICE			(10,007,500)	(10,007,500)
	SEGREGATED REVENUE			36,000,000	38,000,000
	OTHER			(36,000,000)	(38,000,000)
	TOTAL-ALL SOURCES			6,166,143,300	6,433,606,600
20	(3) AID TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(b) Adult literacy grants	GPR	A	83,200	83,200
2	(c) Grants for national teacher				
3	certification or master educator				
4	licensure	GPR	S	2,910,000	2,910,000
5	(cm) Teach for America	GPR	B	500,000	500,000
6	(d) Elks and Easter Seals Center for				
7	Respite and Recreation	GPR	A	73,900	73,900
8	(dn) Project Lead the Way Grants	GPR	A	-0-	-0-
9	(eg) Milwaukee Public Museum	GPR	A	42,200	42,200
10	(f) Interstate compact on educational				
11	opportunity for military children	GPR	S	900	900
12	(fa) Very special arts	GPR	A	63,300	63,300
13	(fg) Special Olympics	GPR	A	75,000	75,000
14	(fz) Precollege scholarships	GPR	A	1,931,500	1,931,500
15	(ge) Special Olympics Wisconsin	PR	C	-0-	-0-
16	(mm) Federal funds; local assistance	PR-F	C	1,300,000	1,300,000
17	(ms) Federal funds; individuals and				
18	organizations	PR-F	C	61,944,900	61,944,900
19	(q) Periodical and reference				
20	information databases; Newline				
21	for the Blind	SEG	A	2,841,800	2,902,200
22	(qm) Aid to public library systems	SEG	A	15,013,100	15,013,100
23	(r) Library service contracts	SEG	A	1,167,200	1,167,200

(3) PROGRAM TOTALS

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
GENERAL PURPOSE REVENUE			5,680,000	5,680,000
PROGRAM REVENUE			63,244,900	63,244,900
FEDERAL			(63,244,900)	(63,244,900)
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			19,022,100	19,082,500
OTHER			(19,022,100)	(19,082,500)
TOTAL–ALL SOURCES			87,947,000	88,007,400
20.255 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			5,421,427,900	5,687,677,300
PROGRAM REVENUE			921,627,200	921,628,000
FEDERAL			(877,714,800)	(877,715,600)
OTHER			(21,443,700)	(21,443,700)
SERVICE			(22,468,700)	(22,468,700)
SEGREGATED REVENUE			55,022,100	57,082,500
OTHER			(55,022,100)	(57,082,500)
TOTAL–ALL SOURCES			6,398,077,200	6,666,387,800

1 20.285 University of Wisconsin System**2 (1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE**

3	(a)	General program operations	GPR	B	745,977,800	774,846,500
4	(d)	Principal repayment and interest	GPR	S	227,208,200	215,774,700
5	(fd)	State laboratory of hygiene; general				
6		program operations	GPR	A	11,037,300	–0–
7	(fj)	Veterinary diagnostic laboratory	GPR	A	4,974,800	–0–
8	(gb)	General program operations	PR	C	2,347,480,300	–0–
9	(ge)	Gifts and nonfederal grants and				
10		contracts	PR	C	537,889,600	–0–
11	(gj)	Self-amortizing facilities principal				
12		and interest	PR	S	137,071,300	–0–
13	(i)	State laboratory of hygiene	PR	C	21,871,300	–0–
14	(ia)	State laboratory of hygiene, drivers	PR–S	C	1,619,200	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(je) Veterinary diagnostic laboratory;				
2	fees	PR	C	3,948,900	-0-
3	(k) Funds transferred from other state				
4	agencies	PR-S	C	38,098,200	-0-
5	(kg) Veterinary diagnostic laboratory;				
6	state agencies	PR-S	C	831,100	-0-
7	(Li) General fund interest	PR	C	-0-	-0-
8	(m) Federal aid	PR-F	C	1,812,449,300	-0-
9	(mc) Veterinary diagnostic laboratory;				
10	federal funds	PR-F	C	1,675,900	-0-
11	(q) Telecommunications services	SEG	A	1,054,800	-0-
12	(qe) Rural physician residency				
13	assistance program	SEG	B	755,300	-0-
14	(qj) Physician and dentist and health				
15	care provider loan assistance				
16	programs; critical access hospital				
17	assessment fund	SEG	B	250,000	-0-
18	(qm) Grants for forestry programs	SEG	A	134,500	-0-
19	(qr) Discovery farm grants	SEG	A	249,800	-0-
20	(r) Environmental education;				
21	environmental assessments	SEG	C	-0-	-0-
22	(rc) Environmental education; forestry	SEG	A	200,000	-0-
23	(rm) Environmental program grants and				
24	scholarships	SEG	C	301,600	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(s) Wisconsin Bioenergy Initiative	SEG	A	-0-	-0-
2	(tb) Extension recycling education	SEG	A	-0-	-0-
3	(tm) Solid waste research and				
4	experiments	SEG	A	-0-	-0-
5	(u) Trust fund income	SEG	C	26,816,500	-0-
6	(w) Trust fund operations	SEG	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			989,198,100	990,621,200
	PROGRAM REVENUE			4,902,935,100	-0-
	FEDERAL			(1,814,125,200)	(-0-)
	OTHER			(3,048,261,400)	(-0-)
	SERVICE			(40,548,500)	(-0-)
	SEGREGATED REVENUE			29,762,500	-0-
	OTHER			(29,762,500)	(-0-)
	TOTAL-ALL SOURCES			5,921,895,700	990,621,200
7	(3) UNIVERSITY SYSTEM ADMINISTRATION				
8	(a) General program operations	GPR	A	7,524,800	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			7,524,800	-0-
	TOTAL-ALL SOURCES			7,524,800	-0-
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			996,722,900	990,621,200
	PROGRAM REVENUE			4,902,935,100	-0-
	FEDERAL			(1,814,125,200)	(-0-)
	OTHER			(3,048,261,400)	(-0-)
	SERVICE			(40,548,500)	(-0-)
	SEGREGATED REVENUE			29,762,500	-0-
	OTHER			(29,762,500)	(-0-)
	TOTAL-ALL SOURCES			5,929,420,500	990,621,200
9	20.292 Technical College System Board				
10	(1) TECHNICAL COLLEGE SYSTEM				
11	(a) General program operations	GPR	A	2,835,600	2,841,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(am) Fee remissions	GPR	A	14,200	14,200
2	(d) State aid for technical colleges;				
3	statewide guide	GPR	A	88,534,900	88,534,900
4	(dp) Property tax relief aid	GPR	S	406,000,000	406,000,000
5	(f) Grants to district boards	GPR	C	21,874,200	21,874,200
6	(g) Text materials	PR	A	115,500	115,500
7	(ga) Auxiliary services	PR	C	15,200	15,200
8	(gm) Fire schools; state operations	PR	A	422,900	422,900
9	(gr) Fire schools; local assistance	PR	A	600,000	600,000
10	(h) Gifts and grants	PR	C	20,600	20,600
11	(hm) Truck driver training	PR–S	C	150,000	150,000
12	(i) Conferences	PR	C	72,600	72,600
13	(j) Personnel certification	PR	A	229,900	231,500
14	(k) Gifts and grants	PR	C	30,200	30,200
15	(ka) Interagency projects; local				
16	assistance	PR–S	A	2,000,000	2,000,000
17	(kb) Interagency projects; state				
18	operations	PR–S	A	239,900	239,900
19	(kd) Transfer of Indian gaming receipts;				
20	work-based learning programs	PR–S	A	594,000	594,000
21	(kx) Interagency and intra-agency				
22	programs	PR–S	C	57,900	57,900
23	(L) Services for district boards	PR	A	46,000	46,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(m) Federal aid, state operations	PR-F	C	3,416,000	3,421,000
2	(n) Federal aid, local assistance	PR-F	C	28,424,300	28,424,300
3	(o) Federal aid, aids to individuals and				
4	organizations	PR-F	C	800,000	800,000
5	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000
6	(q) Agricultural education consultant	GPR	A	57,500	57,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			519,316,400	519,322,500
	PROGRAM REVENUE			37,431,000	37,437,600
	FEDERAL			(32,836,300)	(32,841,300)
	OTHER			(1,552,900)	(1,554,500)
	SERVICE			(3,041,800)	(3,041,800)
	TOTAL-ALL SOURCES			556,747,400	556,760,100
7	(2) EDUCATIONAL APPROVAL BOARD				
8	(g) Proprietary school programs	PR	A	-0-	-0-
9	(gm) Student protection	PR	C	-0-	-0-
10	(i) Closed schools; preservation of				
11	student records	PR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.292 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			519,316,400	519,322,500
	PROGRAM REVENUE			37,431,000	37,437,600
	FEDERAL			(32,836,300)	(32,841,300)
	OTHER			(1,552,900)	(1,554,500)
	SERVICE			(3,041,800)	(3,041,800)
	TOTAL-ALL SOURCES			556,747,400	556,760,100
	Education				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			7,113,748,900	7,368,486,200
	PROGRAM REVENUE			5,883,736,500	981,238,500

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
FEDERAL			(2,728,728,800)	(914,609,600)
OTHER			(3,085,277,200)	(37,445,300)
SERVICE			(69,730,500)	(29,183,600)
SEGREGATED REVENUE			88,520,700	60,818,600
FEDERAL			(-0-)	(-0-)
OTHER			(88,520,700)	(60,818,600)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			13,086,006,100	8,410,543,300

Environmental Resources

1	20.320 Environmental Improvement Program				
2	(1) CLEAN WATER FUND PROGRAM OPERATIONS				
3	(a) Environmental aids — clean water				
4	fund program	GPR	A	-0-	-0-
5	(c) Principal repayment and				
6	interest — clean water fund				
7	program	GPR	S	17,421,700	13,147,600
8	(r) Clean water fund program				
9	repayment of revenue obligations	SEG	S	-0-	-0-
10	(s) Clean water fund program financial				
11	assistance	SEG	S	-0-	-0-
12	(sm) Land recycling loan program				
13	financial assistance	SEG	S	-0-	-0-
14	(t) Principal repayment and				
15	interest — clean water fund				
16	program bonds	SEG	A	8,000,000	8,000,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(u) Principal repayment and				
2	interest — clean water fund				
3	program revenue obligation				
4	repayment	SEG	C	-0-	-0-
5	(x) Clean water fund program financial				
6	assistance; federal	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			17,421,700	13,147,600
	SEGREGATED REVENUE			8,000,000	8,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(8,000,000)
	TOTAL-ALL SOURCES			25,421,700	21,147,600
7	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
8	(c) Principal repayment and				
9	interest — safe drinking water loan				
10	program	GPR	S	5,520,100	5,568,200
11	(s) Safe drinking water loan programs				
12	financial assistance	SEG	S	-0-	-0-
13	(x) Safe drinking water loan programs				
14	financial assistance; federal	SEG-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,520,100	5,568,200
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			5,520,100	5,568,200
	20.320 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			22,941,800	18,715,800
	SEGREGATED REVENUE			8,000,000	8,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(8,000,000)
	TOTAL-ALL SOURCES			30,941,800	26,715,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	20.360 Lower Wisconsin State Riverway Board				
2	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
3	(g) Gifts and grants	PR	C	-0-	-0-
4	(q) General program operations —				
5	conservation fund	SEG	A	227,200	227,400
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			227,200	227,400
	OTHER			(227,200)	(227,400)
	TOTAL-ALL SOURCES			227,200	227,400
	20.360 DEPARTMENT TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			227,200	227,400
	OTHER			(227,200)	(227,400)
	TOTAL-ALL SOURCES			227,200	227,400
6	20.370 Natural Resources, Department of				
7	(1) LAND AND FORESTRY				
8	(cq) Forestry — reforestation	SEG	C	100,500	100,500
9	(cr) Forestry — recording fees	SEG	C	89,100	89,100
10	(cs) Forestry — forest fire emergencies	SEG	C	-0-	-0-
11	(ct) Timber sales contracts – repair and				
12	reimbursement costs	SEG	C	-0-	-0-
13	(cu) Forestry – forestry education				
14	curriculum	SEG	A	350,000	350,000
15	(cv) Forestry — public education	SEG-S	C	-0-	-0-
16	(cx) Forestry—management plans	SEG	C	316,800	316,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(cy) Forestry – cooperating foresters				
2	and private contractors	SEG	C	-0-	-0-
3	(dg) Kickapoo reserve management				
4	board; program services	PR	C	157,800	157,800
5	(dh) Kickapoo reserve management				
6	board; gifts and grants	PR	C	-0-	-0-
7	(dk) Kickapoo valley reserve; law				
8	enforcement services	PR	A	66,600	66,600
9	(dm) Kickapoo reserve management				
10	board; federal aid	PR-F	C	-0-	-0-
11	(dq) Kickapoo reserve management				
12	board; general program operations	SEG	A	417,600	417,600
13	(dr) Kickapoo valley reserve; aids in lieu				
14	of taxes	SEG	S	280,000	280,000
15	(ea) Parks — general program				
16	operations	GPR	A	-0-	-0-
17	(eq) Parks and forests – operation and				
18	maintenance	SEG	S	-0-	-0-
19	(er) Parks and forests – campground				
20	reservation fees	SEG	C	1,250,000	1,250,000
21	(es) Parks – interpretive programs	SEG	C	-0-	-0-
22	(fb) Endangered resources — general				
23	program operations	GPR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(fc) Endangered resources — Wisconsin				
2	stewardship program	GPR	A	–0–	–0–
3	(fd) Endangered resources — natural				
4	heritage inventory program	GPR	A	307,700	307,700
5	(fe) Endangered resources — general				
6	fund	GPR	S	500,000	500,000
7	(fs) Endangered resources — voluntary				
8	payments; sales, leases, and fees	SEG	C	792,900	792,900
9	(ft) Endangered resources —				
10	application fees	SEG	C	–0–	–0–
11	(gr) Endangered resources program —				
12	gifts and grants; sale of				
13	state-owned lands	SEG	C	–0–	–0–
14	(gt) Habitat conservation plan fees	SEG	C	9,900	9,900
15	(hc) Indemnification agreements	GPR	S	–0–	–0–
16	(hk) Elk management	PR-S	A	93,000	93,000
17	(hq) Elk hunting fees	SEG	C	–0–	–0–
18	(hr) Pheasant restoration	SEG	C	236,800	236,800
19	(hs) Chronic wasting disease				
20	management	SEG	A	–0–	–0–
21	(ht) Wild turkey restoration	SEG	C	777,500	777,500
22	(hu) Wetlands habitat improvement	SEG	C	357,900	357,900
23	(hv) Aquatic and terrestrial resources				
24	inventory	SEG	A	121,600	121,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(hw) Pheasant stocking and propagation	SEG	C	369,200	369,200
2	(hx) Bonus deer permit fees; chronic				
3	wasting disease	SEG	C	-0-	-0-
4	(iu) Gravel pit reclamation	SEG	C	-0-	-0-
5	(iv) utility terrain vehicle fees	SEG	C	-0-	-0-
6	(jr) Rental property and equipment —				
7	maintenance and replacement	SEG	C	517,400	517,400
8	(kq) Taxes and assessments;				
9	conservation fund	SEG	A	297,000	297,000
10	(Lk) Reintroduction of whooping cranes	PR-S	A	78,200	78,200
11	(Lq) Trapper education program	SEG	C	48,500	48,500
12	(Lr) Beaver control; fish and wildlife				
13	account	SEG	C	36,200	36,200
14	(Ls) Control of wild animals	SEG	C	304,300	304,300
15	(Lt) Wildlife management	SEG	A	-0-	-0-
16	(Lu) Fish and wildlife habitat	SEG	S	-0-	-0-
17	(Lv) Deer management assistance				
18	program	SEG	C	-0-	-0-
19	(ma) General program operations —				
20	state funds	GPR	A	-0-	-0-
21	(mi) General program operations —				
22	private and public sources	PR	C	762,800	762,800
23	(mk) General program operations —				
24	service funds	PR-S	C	955,000	955,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(mq) General program operations —				
2	state snowmobile trails and areas	SEG	A	211,100	211,100
3	(mr) General program operations— state				
4	utility terrain vehicle projects	SEG	A	16,900	16,900
5	(ms) General program operations —				
6	state all-terrain vehicle projects	SEG	A	310,500	310,500
7	(mt) Land preservation and				
8	management – endowment fund	SEG	S	–0–	–0–
9	(mu) General program operations —				
10	state funds	SEG	A	–0–	–0–
11	Land program management	SEG	A	1,003,900	1,003,900
12	Wildlife management	SEG	A	12,204,500	12,204,500
13	Southern forests	SEG	A	5,504,200	5,504,200
14	Parks and recreation	SEG	A	15,582,500	15,582,500
15	Natural Heritage Conservation	SEG	A	777,900	777,900
16	Facilities and lands	SEG	A	7,697,800	7,697,800
17	NET APPROPRIATION			42,770,800	42,770,800
18	(mv) General program operations – state				
19	funds; forestry	SEG	A	50,910,900	50,910,900
20	(my) General program operations —				
21	federal funds	SEG-F	C	–0–	–0–
22	Wildlife management	SEG-F	C	6,243,200	6,243,200
23	Forestry	SEG-F	C	1,431,200	1,431,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	Southern forests	SEG-F	C	125,200	125,200
2	Parks and recreation	SEG-F	C	607,700	607,700
3	Natural Heritage Conservation	SEG-F	C	1,965,600	1,965,600
4	Facilities and lands	SEG-F	C	2,455,800	2,455,800
5	NET APPROPRIATION			12,828,700	12,828,700
6	(mz) Forest fire emergencies — federal				
7	funds	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			807,700	807,700
	PROGRAM REVENUE			2,113,400	2,113,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(987,200)	(987,200)
	SERVICE			(1,126,200)	(1,126,200)
	SEGREGATED REVENUE			113,722,100	113,722,100
	FEDERAL			(12,828,700)	(12,828,700)
	OTHER			(100,893,400)	(100,893,400)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			116,643,200	116,643,200
8	(2) AIR AND WASTE				
9	(bg) Air management — stationary				
10	sources	PR	A	6,749,600	6,749,600
11	(bh) Air management — state permit				
12	sources	PR	A	1,414,700	1,414,700
13	(bi) Air management — asbestos				
14	management	PR	C	549,800	549,800
15	(bq) Air management — vapor recovery				
16	administration	SEG	A	84,900	84,900
17	(br) Air management — mobile sources	SEG	A	1,437,300	1,437,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(ce) Air quality monitoring station	GPR	B	30,000	30,000
2	(cf) Air management — motor vehicle				
3	emission inspection and				
4	maintenance program, state funds	GPR	A	35,000	35,000
5	(cg) Air management — recovery of				
6	ozone-depleting refrigerants	PR	A	129,800	129,800
7	(ch) Air management — emission				
8	analysis	PR	C	–0–	–0–
9	(ci) Air management — permit review				
10	and enforcement	PR	A	2,256,700	2,256,700
11	(cL) Air waste management —				
12	incinerator operator certification	PR	C	–0–	–0–
13	(dg) Solid waste management — solid				
14	and hazardous waste disposal				
15	administration	PR	C	2,634,500	2,634,500
16	(dh) Solid waste				
17	management-remediated property	PR	C	851,700	851,700
18	(dq) Solid waste management — waste				
19	management fund	SEG	C	–0–	–0–
20	(dt) Solid waste management — closure				
21	and long-term care	SEG	C	–0–	–0–
22	(du) Solid waste management –				
23	site-specific remediation	SEG	C	–0–	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(dv) Solid waste management —				
2	environmental repair; spills;				
3	abandoned containers	SEG	C	2,292,700	2,292,700
4	(dw) Solid waste management —				
5	environmental repair; petroleum				
6	spills; administration	SEG	A	3,669,200	3,669,200
7	(dy) Solid waste management —				
8	corrective action; proofs of financial				
9	responsibility	SEG	C	–0–	–0–
10	(dz) Solid waste management –				
11	assessments and legal action	SEG	C	–0–	–0–
12	(eg) Solid waste facility siting board fee	PR	C	–0–	–0–
13	(eh) Solid waste management — source				
14	reduction review	PR	C	–0–	–0–
15	(eq) Solid waste management – dry				
16	cleaner environmental response	SEG	A	224,900	224,900
17	(fq) Indemnification agreements	SEG	S	–0–	–0–
18	(gh) Nonferrous metallic mining				
19	regulation and administration	PR	A	76,300	76,300
20	(gi) Ferrous metallic mining operations	PR	C	89,700	89,700
21	(gr) Solid waste management — mining				
22	programs	SEG	C	–0–	–0–
23	(hq) Recycling; administration	SEG	A	1,477,800	1,477,800
24	(hr) Electronic waste recycling	SEG	C	145,900	145,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ma) General program operations —				
2	state funds	GPR	A	1,415,700	1,415,700
3	(mi) General program operations —				
4	private and public sources	PR	C	-0-	-0-
5	(mk) General program operations —				
6	service funds	PR-S	C	-0-	-0-
7	(mm) General program operations —				
8	federal funds	PR-F	C	7,342,500	7,342,500
9	(mq) General program operations —				
10	environmental fund	SEG	A	3,741,600	3,741,600
11	(mr) General program operations —				
12	brownfields	SEG	A	264,800	264,800
13	(my) General program operations —				
14	environmental fund; federal funds	SEG-F	C	1,042,700	1,042,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,480,700	1,480,700
	PROGRAM REVENUE			22,095,300	22,095,300
	FEDERAL			(7,342,500)	(7,342,500)
	OTHER			(14,752,800)	(14,752,800)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			14,381,800	14,381,800
	FEDERAL			(1,042,700)	(1,042,700)
	OTHER			(13,339,100)	(13,339,100)
	TOTAL-ALL SOURCES			37,957,800	37,957,800
15	(3) PUBLIC SAFETY AND BUSINESS SUPPORT				
16	(ak) Law enforcement – snowmobile				
17	enforcement and safety training;				
18	service funds	PR-S	A	1,156,600	1,156,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(aq) Law enforcement — snowmobile				
2	enforcement and safety training	SEG	A	200,500	200,500
3	(ar) Law enforcement — boat				
4	enforcement and safety training	SEG	A	2,881,100	2,881,100
5	(as) Law enforcement — all-terrain				
6	vehicle and utility terrain vehicle				
7	enforcement	SEG	A	1,284,100	1,284,100
8	(at) Education and safety programs	SEG	C	337,600	337,600
9	(ax) Law enforcement – water resources				
10	enforcement	SEG	A	242,800	242,800
11	(bg) Enforcement — stationary sources	PR	A	109,600	109,600
12	(bL) Operator certification — fees	PR	A	115,300	115,300
13	(dg) Environmental impact —				
14	consultant services; printing and				
15	postage costs	PR	C	–0–	–0–
16	(dh) Environmental impact — power				
17	projects	PR	C	–0–	–0–
18	(di) Environmental consulting costs —				
19	federal power projects	PR	A	–0–	–0–
20	(fj) Environmental quality – laboratory				
21	certification	PR	A	611,100	611,100
22	(ga) State laboratory of hygiene	GPR	A	–0–	2,662,200
23	(is) Aquatic invasive species control;				
24	voluntary contributions	SEG	C	68,500	68,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(ma) General program operations —				
2	state funds	GPR	A	3,700,100	3,700,100
3	(mi) General program operations —				
4	private and public sources	PR	C	581,700	581,700
5	(mk) General program operations —				
6	service funds	PR-S	C	1,505,100	1,505,100
7	(mm) General program operations —				
8	federal funds	PR-F	C	530,200	530,200
9	(mq) General program operations —				
10	environmental fund	SEG	A	1,914,600	1,914,600
11	(mr) Recycling; enforcement and				
12	research	SEG	A	400,800	400,800
13	(ms) General program operations –				
14	pollution prevention	SEG	A	271,100	271,100
15	(mt) General program operations,				
16	nonpoint source — environmental				
17	fund	SEG	A	445,200	445,200
18	(mu) General program operations —				
19	state funds	SEG	A	19,668,100	19,668,100
20	(mw) Water resources – public health	SEG	A	24,700	24,700
21	(my) General program operations —				
22	federal funds	SEG-F	C	7,021,000	7,021,000
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,700,100	6,362,300
	PROGRAM REVENUE			4,609,600	4,609,600
	FEDERAL			(530,200)	(530,200)
	OTHER			(1,417,700)	(1,417,700)

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2015–2016	2016–2017
	SERVICE			(2,661,700)	(2,661,700)
	SEGREGATED REVENUE			34,760,100	34,760,100
	FEDERAL			(7,021,000)	(7,021,000)
	OTHER			(27,739,100)	(27,739,100)
	TOTAL–ALL SOURCES			43,069,800	45,732,000
1	(4) WATER				
2	(ac) Wisconsin River monitoring and				
3	study	GPR	A	–0–	–0–
4	(af) Water resources – remedial action	GPR	C	50,000	50,000
5	(ag) Water resources – pollution credits	PR	C	–0–	–0–
6	(ah) Water resources – Great Lakes				
7	protection fund	PR	C	214,900	214,900
8	(ai) Water resources — water use fees	PR	C	795,800	795,800
9	(aj) Water resources — ballast water				
10	discharge permits	PR	C	312,900	312,900
11	(am) WR–Concentrated Animal Feed	PR–S	C	–0–	–0–
12	(aq) Water resources management —				
13	lake, river, and invasive species				
14	management	SEG	A	3,169,000	3,099,000
15	(ar) Water resources – groundwater				
16	management	SEG	B	91,900	91,900
17	(as) Water resources — trading water				
18	pollution credits	SEG	C	–0–	–0–
19	(at) Watershed — nonpoint source				
20	contracts	SEG	B	227,600	227,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(au) Cooperative remedial action;				
2	contributions	SEG	C	-0-	-0-
3	(av) Cooperative remedial action;				
4	interest on contributions	SEG	S	-0-	-0-
5	(bg) Water regulation and zoning –				
6	computer access fees	PR	C	-0-	-0-
7	(bh) Water regulation and zoning —				
8	dam inspections and safety				
9	administration; general fund	PR	A	-0-	-0-
10	(bi) Water regulation and zoning – fees	PR	C	1,285,400	1,285,400
11	(bj) Storm water management – fees	PR	A	1,749,300	1,749,300
12	(bL) Wastewater management – fees	PR	C	132,100	132,100
13	(bm) Wetland restoration — fees;				
14	payments	PR	C	-0-	-0-
15	(br) Water regulation and zoning —				
16	dam safety & wetland mapping;				
17	conservation fund	SEG	A	676,000	676,000
18	(cg) Groundwater quantity				
19	administration	PR	A	597,900	597,900
20	(ch) Groundwater quantity research	PR	B	84,500	84,500
21	(kb) Walleye production; contracts	GPR	A	500,000	500,000
22	(kc) Sea lamprey control	GPR	C	-0-	-0-
23	(kg) Walleye production; revenue	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(kk) Fishery resources for ceded				
2	territories	PR-S	A	154,700	154,700
3	(kr) Commercial fish protection and				
4	Great Lakes resource surcharges	SEG	C	25,000	25,000
5	(kt) Great Lakes vessel rental costs	SEG	C	-0-	-0-
6	(ku) Great Lakes trout and salmon	SEG	C	1,607,500	1,607,500
7	(kv) Trout habitat improvement	SEG	C	1,389,700	1,389,700
8	(kw) Sturgeon stock and habitat	SEG	C	196,400	196,400
9	(ky) Sturgeon stock and habitat – inland				
10	waters	SEG	C	58,200	58,200
11	(ma) General program operations – state				
12	funds	GPR	A	-0-	-0-
13	Watershed management	GPR	A	5,532,700	5,532,700
14	Fisheries management	GPR	A	1,315,000	1,315,000
15	Drinking water and groundwater	GPR	A	2,333,400	2,333,400
16	Water Quality	GPR	A	5,928,200	5,928,200
17	Water program management	GPR	A	1,244,700	1,244,700
18	NET APPROPRIATION			16,354,000	16,354,000
19	(mi) General program operations –				
20	private and public sources	PR	C	242,500	242,500
21	(mk) General program operations —				
22	service funds	PR-S	C	519,300	519,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(mm) General program operations –				
2	federal funds	PR-F	C	-0-	-0-
3	Watershed management	PR-F	C	3,106,700	3,106,700
4	Fisheries management	PR-F	C	229,500	229,500
5	Drinking water and groundwater	PR-F	C	5,175,900	5,175,900
6	Water Quality	PR-F	C	8,777,900	8,716,500
7	NET APPROPRIATION			17,290,000	17,228,600
8	(mq) General program operations –				
9	environmental fund	SEG	A	-0-	-0-
10	Watershed management	SEG	A	749,700	749,700
11	Drinking water and groundwater	SEG	A	2,311,600	2,311,600
12	Water Quality	SEG	A	1,673,500	2,068,500
13	NET APPROPRIATION			4,734,800	5,129,800
14	(mr) General program operations —				
15	nonpoint source	SEG	A	619,700	619,700
16	(mt) General program				
17	operations–environmental				
18	improvement programs; state funds	SEG	A	599,800	599,800
19	(mu) General program operations – state				
20	funds	SEG	A	16,063,800	16,063,800
21	(mx) General program operations – clean				
22	water fund program; federal funds	SEG-F	C	769,700	769,700
23	(my) General program operations –				
24	environmental fund – federal funds	SEG-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(mz) General program operations –				
2	federal funds	SEG-F	C	5,661,300	5,661,300
3	(nz) General program operations–safe				
4	drinking water loan programs;				
5	federal funds	SEG-F	C	2,256,300	2,256,300
		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			16,904,000	16,904,000
	PROGRAM REVENUE			23,379,300	23,317,900
	FEDERAL			(17,290,000)	(17,228,600)
	OTHER			(5,415,300)	(5,415,300)
	SERVICE			(674,000)	(674,000)
	SEGREGATED REVENUE			38,146,700	38,471,700
	FEDERAL			(8,687,300)	(8,687,300)
	OTHER			(29,459,400)	(29,784,400)
	TOTAL-ALL SOURCES			78,430,000	78,693,600
6	(5) CONSERVATION AIDS				
7	(ac) Resource aids – Milwaukee Public				
8	Museum	GPR	A	–0–	–0–
9	(af) Resource aids– walleye production;				
10	grants	GPR	B	–0–	–0–
11	(aq) Resource aids – Canadian agencies				
12	migratory waterfowl aids	SEG	C	167,500	167,500
13	(ar) Resource aids – county				
14	conservation aids	SEG	C	148,500	148,500
15	(as) Recreation aids – fish, wildlife and				
16	forestry recreation aids	SEG	C	112,200	112,200
17	(au) Resource aids – Ducks Unlimited,				
18	Inc., payments	SEG	C	–0–	–0–
19	(av) Resource aids – forest grants	SEG	B	1,147,900	1,147,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ax) Resource aids – forestry	SEG	A	-0-	-0-
2	(az) Resource aids — urban forestry				
3	grants	SEG	B	524,600	524,600
4	(bq) Resource aids – county forest loans;				
5	severance share payments	SEG	C	100,000	100,000
6	(br) Resource aids – forest croplands				
7	and managed forest land aids	SEG	A	1,237,500	1,237,500
8	(bs) Resource aids – county forest loans	SEG	A	616,200	616,200
9	(bt) Resource aids – county forest				
10	project loans	SEG	C	396,000	396,000
11	(bu) Resource aids – county forest				
12	project loans; severance share				
13	payments	SEG	C	350,000	350,000
14	(bv) Resource aids — county forests,				
15	forest croplands and managed				
16	forest land aids	SEG	S	1,416,400	1,416,400
17	(bw) Resource aids — county sustainable				
18	forestry grants	SEG	B	1,526,900	1,526,900
19	(bx) Resource aids – national forest				
20	income aids	SEG-F	C	782,200	782,200
21	(by) Resource aids — fire suppression				
22	grants	SEG	B	170,000	170,000
23	(bz) Resource aids – forestry outdoor				
24	activity grants	SEG	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(cb) Recreation aids – snowmobile trail				
2	and area aids; general fund	GPR	A	–0–	–0–
3	(cq) Recreation aids – recreational				
4	boating and other projects	SEG	C	400,000	400,000
5	(cr) Recreation aids – county				
6	snowmobile trail and area aids	SEG	C	2,475,400	2,475,400
7	(cs) Recreation aids – snowmobile trail				
8	areas	SEG	C	5,465,900	5,356,600
9	(ct) Recreation aids – all-terrain				
10	vehicle project aids; gas tax				
11	payment	SEG	C	1,595,800	1,573,400
12	(cu) Recreation aids — all-terrain				
13	vehicle project aids	SEG	C	1,670,000	1,670,000
14	(cv) Recreation aids — all-terrain				
15	vehicle landowner incentive				
16	program	SEG	B	405,900	405,900
17	(cw) Recreation aids – supplemental				
18	snowmobile trail aids	SEG	C	576,000	576,000
19	(cy) Recreation and resource aids,				
20	federal funds	SEG–F	C	3,162,100	3,162,100
21	(da) Aids in lieu of taxes – general fund	GPR	S	8,858,300	9,308,300
22	(dq) Aids in lieu of taxes – sum				
23	sufficient	SEG	S	780,000	780,000
24	(dr) Aids in lieu of taxes – sum certain	SEG	A	5,470,000	5,470,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(dx) Resource aids — payment in lieu of				
2	taxes; federal	SEG-F	C	440,000	440,000
3	(ea) Enforcement aids — spearfishing				
4	enforcement	GPR	C	-0-	-0-
5	(eq) Enforcement aids — boating				
6	enforcement	SEG	A	1,386,000	1,386,000
7	(er) Enforcement aids — all-terrain				
8	vehicle and utility terrain vehicle				
9	enforcement	SEG	A	495,000	495,000
10	(es) Enforcement aids — snowmobiling				
11	enforcement	SEG	A	396,000	396,000
12	(eu) Recreation aids— utility terrain				
13	vehicle project aids	SEG	C	95,600	95,600
14	(ex) Enforcement aids — federal funds	SEG-F	C	-0-	-0-
15	(fc) Summer tribal youth program	GPR	A	250,000	250,000
16	(fq) Wildlife damage claims and				
17	abatement	SEG	C	2,950,000	2,950,000
18	(fr) Wildlife abatement and control				
19	grants	SEG	B	24,700	24,700
20	(fs) Venison processing	SEG	B	300,000	300,000
21	(ft) Venison processing; voluntary				
22	contributions	SEG	C	14,800	14,800
23	(fv) Wolf depredation program	SEG	C	249,000	249,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(fw) Resource Aids– Natural Resources				
2	Foundation of Wisconsin payments	SEG	C	20,000	20,000
3	(gr) Recreation aids– utility terrain				
4	vehicle project aids; gas tax				
5	payment	SEG	C	139,100	139,100
6	(iv) utility terrain vehicle fees	SEG-S	C	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			9,108,300	9,558,300
	SEGREGATED REVENUE			37,207,200	37,075,500
	FEDERAL			(4,384,300)	(4,384,300)
	OTHER			(32,822,900)	(32,691,200)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			46,315,500	46,633,800
7	(6) ENVIRONMENTAL AIDS				
8	(aa) Environmental aids; nonpoint				
9	source	GPR	B	-0-	-0-
10	(ac) Lake Koshkonong study	GPR	A	-0-	-0-
11	(ar) Environmental aids – lake				
12	protection	SEG	C	2,252,600	2,252,600
13	(as) Environmental aids — invasive				
14	aquatic species and lake monitoring	SEG	B	4,029,100	4,029,100
15	(au) Environmental aids — river				
16	protection; environmental fund	SEG	A	-0-	-0-
17	(av) Environmental aids – river				
18	protection; conservation fund	SEG	B	289,500	289,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(bj) Environmental aids — waste				
2	reduction and recycling grants and				
3	gifts	PR	C	-0-	-0-
4	(bk) Environmental aids — wastewater				
5	and drinking water grant	PR-S	A	-0-	-0-
6	(br) Environmental aids – waste				
7	reduction and recycling	SEG-S	C	-0-	-0-
8	(bu) Financial assistance for responsible				
9	units	SEG	A	15,000,000	19,000,000
10	(bv) Recycling efficiency incentive				
11	grants	SEG	A	-0-	-0-
12	(bw) Recycling consolidation grants	SEG	A	1,000,000	1,000,000
13	(ca) Environmental aids – scenic urban				
14	waterways	GPR	C	-0-	-0-
15	(cm) Environmental aids – federal funds	PR-F	C	800,000	800,000
16	(cr) Environmental aids – compensation				
17	for well contamination and				
18	abandonment	SEG	C	276,000	276,000
19	(da) Environmental planning aids –				
20	local water quality planning	GPR	A	196,400	196,400
21	(dm) Environmental planning aids –				
22	federal funds	PR-F	C	150,000	150,000
23	(dq) Environmental aids — urban				
24	nonpoint source	SEG	B	500,000	500,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ef) Brownfields revolving loan				
2	repayments	PR	C	-0-	-0-
3	(eg) Groundwater mitigation and local				
4	assistance	PR	C	-0-	-0-
5	(eh) Brownfields revolving loan funds				
6	administered for other entity	PR	C	-0-	-0-
7	(em) Federal brownfields revolving loan				
8	funds	PR-F	C	1,000,000	1,000,000
9	(eq) Environmental aids – dry cleaner				
10	environmental response	SEG	B	763,600	763,600
11	(er) Vapor control system removal				
12	grants	SEG	B	-0-	-0-
13	(ev) Reimbursement for disposal of				
14	contaminated sediment	SEG	A	-0-	-0-
15	(fr) Petroleum storage environmental				
16	remedial action; awards	SEG	B	4,550,000	4,550,000
17	(fv) Removal of underground petroleum				
18	storage tanks	SEG	A	100,000	100,000
		(6) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			196,400	196,400
	PROGRAM REVENUE			1,950,000	1,950,000
	FEDERAL			(1,950,000)	(1,950,000)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			28,760,800	32,760,800
	OTHER			(28,760,800)	(32,760,800)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			30,907,200	34,907,200
19	(7) DEBT SERVICE AND DEVELOPMENT				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(aa) Resource acquisition and				
2	development – principal repayment				
3	and interest	GPR	S	74,935,700	71,306,200
4	(ac) Principal repayment and interest –				
5	recreational boating bonds	GPR	S	–0–	–0–
6	(ad) Land sales — principal repayment	PR	C	–0–	–0–
7	(ag) Land acquisition – principal				
8	repayment and interest	PR	C	–0–	–0–
9	(aq) Resource acquisition and				
10	development – principal repayment				
11	and interest	SEG	S	16,300	200
12	(ar) Dam repair and removal – principal				
13	repayment and interest	SEG	S	505,100	526,200
14	(at) Recreation development – principal				
15	repayment and interest	SEG	S	45,000	45,000
16	(au) State forest acquisition and				
17	development — principal				
18	repayment and interest	SEG	A	13,500,000	13,500,000
19	(bq) Principal repayment and interest –				
20	remedial action	SEG	S	3,277,300	3,109,600
21	(br) Principal repayment and interest –				
22	contaminated sediment	SEG	S	1,724,500	2,104,500
23	(cb) Principal repayment and interest –				
24	pollution abatement bonds	GPR	S	–0–	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(cc) Principal repayment and				
2	interest — combined sewer				
3	overflow; pollution abatement				
4	bonds	GPR	S	3,928,700	1,957,000
5	(cd) Principal repayment and interest –				
6	municipal clean drinking water				
7	grants	GPR	S	377,600	222,700
8	(cg) Principal repayment and interest –				
9	nonpoint repayments	PR	C	–0–	–0–
10	(cq) Principal repayment and				
11	interest — nonpoint source grants	SEG	S	7,767,600	6,910,300
12	(cr) Principal repayment and				
13	interest — nonpoint source	SEG	S	1,523,800	1,722,400
14	(cs) Principal repayment and				
15	interest — urban nonpoint source				
16	cost-sharing	SEG	S	3,132,800	3,152,500
17	(ct) Principal and interest — pollution				
18	abatement, environmental fund	SEG	S	12,900,700	7,449,200
19	(dr) Petroleum inspection fund —				
20	revenue obligation repayment	SEG	S	–0–	–0–
21	(ea) Administrative facilities – principal				
22	repayment and interest	GPR	S	803,500	709,700
23	(eq) Administrative facilities – principal				
24	repayment and interest	SEG	S	4,909,700	5,189,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(er) Administrative facilities —				
2	principal repayment and interest;				
3	environmental fund	SEG	S	804,800	810,500
4	(fa) Resource maintenance and				
5	development – state funds	GPR	C	755,600	755,600
6	(fk) Resource acquisition and				
7	development – service funds;				
8	transportation moneys	PR-S	C	990,000	990,000
9	(fr) Resource acquisition and				
10	development — boating access to				
11	southeastern lakes	SEG	C	92,400	92,400
12	(fs) Resource acquisition and				
13	development – state funds	SEG	C	889,100	889,100
14	(ft) Resource acquisition and				
15	development – boating access	SEG	C	184,800	184,800
16	(fu) Resource acquisition and				
17	development — nonmotorized				
18	boating improvements	SEG	C	–0–	–0–
19	(fw) Resource acquisition and				
20	development — Mississippi and St.				
21	Croix rivers management	SEG	C	57,700	57,700
22	(fy) Resource acquisition and				
23	development — federal funds	SEG-F	C	9,112,800	9,112,800
24	(gg) Ice age trail – gifts and grants	PR	C	–0–	–0–
25	(gq) State trails – gifts and grants	SEG	C	–0–	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ha) Facilities acquisition, development				
2	and maintenance	GPR	C	144,400	144,400
3	(hq) Facilities acquisition, development				
4	and maintenance — conservation				
5	fund	SEG	C	372,400	372,400
6	(jr) Rental property and equipment –				
7	maintenance and replacement	SEG	C	180,000	180,000
8	(mc) Resource maintenance and				
9	development – state park, forest,				
10	and riverway roads	GPR	C	–0–	–0–
11	(mi) General program operations –				
12	private and public sources	PR	C	–0–	–0–
13	(mk) General program operations –				
14	service funds	PR-S	C	–0–	–0–
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			80,945,500	75,095,600
	PROGRAM REVENUE			990,000	990,000
	OTHER			(–0–)	(–0–)
	SERVICE			(990,000)	(990,000)
	SEGREGATED REVENUE			60,996,800	55,409,300
	FEDERAL			(9,112,800)	(9,112,800)
	OTHER			(51,884,000)	(46,296,500)
	TOTAL-ALL SOURCES			142,932,300	131,494,900
15	(8) ADMINISTRATION AND TECHNOLOGY				
16	(ir) Promotional activities and				
17	publications	SEG	C	82,200	82,200
18	(iw) Statewide recycling administration	SEG	A	426,200	434,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ma) General program operations —				
2	state funds	GPR	A	2,493,900	2,520,000
3	(mg) General program operations —				
4	stationary sources	PR	A	-0-	-0-
5	(mi) General program operations —				
6	private and public sources	PR	C	-0-	-0-
7	(mk) General program operations —				
8	service funds	PR-S	C	4,397,500	4,397,500
9	(mq) General program operations —				
10	mobile sources	SEG	A	937,000	956,800
11	(mr) General program operations —				
12	environmental improvement fund	SEG	A	366,000	373,800
13	(mt) Equipment and services	SEG-S	C	-0-	-0-
14	(mu) General program operations —				
15	state funds	SEG	A	16,307,400	16,360,600
16	(mv) General program operations —				
17	environmental fund	SEG	A	1,568,000	1,590,500
18	(mz) Indirect cost reimbursements	SEG-F	C	7,210,300	7,245,000
19	(ni) Geographic information systems,				
20	general program operations — other				
21	funds	PR	C	32,700	32,700
22	(nk) Geographic information systems,				
23	general program operations —				
24	service funds	PR-S	C	1,469,000	1,469,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(zq) Gifts and donations	SEG	C	-0-	-0-
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,493,900	2,520,000
	PROGRAM REVENUE			5,899,200	5,899,200
	OTHER			(32,700)	(32,700)
	SERVICE			(5,866,500)	(5,866,500)
	SEGREGATED REVENUE			26,897,100	27,043,300
	FEDERAL			(7,210,300)	(7,245,000)
	OTHER			(19,686,800)	(19,798,300)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			35,290,200	35,462,500
2	(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
3	(eg) Gifts and grants; environmental				
4	management systems	PR	C	-0-	-0-
5	(gb) Education programs – program fees	PR	B	140,800	140,800
6	(hk) Approval fees to Lac du Flambeau				
7	band-service funds	PR-S	A	84,500	84,500
8	(hs) Approval fees from Lac du				
9	Flambeau band	SEG	C	-0-	-0-
10	(ht) Approval fees to Lac du Flambeau				
11	band	SEG	S	-0-	-0-
12	(hu) Handling and other fees	SEG	C	152,500	152,500
13	(hv) Fee amounts for statewide				
14	automated issuing system	SEG	C	2,863,100	2,863,100
15	(hw) Utility terrain vehicle fees	SEG	C	-0-	-0-
16	(iq) Natural resources magazine	SEG	C	581,800	581,800
17	(is) Statewide recycling administration	SEG	A	216,300	216,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(ma) General program operations – state				
2	funds	GPR	A	1,551,400	1,551,400
3	(mh) General programs operations —				
4	stationary sources	PR	A	207,200	207,200
5	(mi) General program operations —				
6	private and public sources	PR	C	78,600	78,600
7	(mk) General program operations —				
8	service funds	PR-S	C	1,501,200	1,501,200
9	(mm) General program operations –				
10	federal funds	PR-F	C	1,079,600	1,079,600
11	(mq) General program operations –				
12	mobile sources	SEG	A	31,900	31,900
13	(mt) Aids administration —				
14	environmental improvement				
15	programs; state funds	SEG	A	1,158,400	1,158,400
16	(mu) General program operations – state				
17	funds	SEG	A	9,088,500	9,088,500
18	(mv) General program operations —				
19	environmental fund	SEG	A	1,017,400	1,017,400
20	(mw) Aids administration – snowmobile				
21	recreation	SEG	A	193,900	193,900
22	(mx) Aids administration – clean water				
23	fund program; federal funds	SEG-F	C	1,308,000	1,308,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(my) General program operations –				
2	federal funds	SEG-F	C	325,700	325,700
3	(mz) Indirect cost reimbursements	SEG-F	C	960,700	960,700
4	(nq) Aids administration – dry cleaner				
5	environmental response	SEG	A	83,000	83,000
6	(ny) Aids administration – safe drinking				
7	water loan programs; federal funds	SEG-F	C	174,800	174,800
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,551,400	1,551,400
	PROGRAM REVENUE			3,091,900	3,091,900
	FEDERAL			(1,079,600)	(1,079,600)
	OTHER			(426,600)	(426,600)
	SERVICE			(1,585,700)	(1,585,700)
	SEGREGATED REVENUE			18,156,000	18,156,000
	FEDERAL			(2,769,200)	(2,769,200)
	OTHER			(15,386,800)	(15,386,800)
	TOTAL-ALL SOURCES			22,799,300	22,799,300
	20.370 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			117,188,000	114,476,400
	PROGRAM REVENUE			64,128,700	64,067,300
	FEDERAL			(28,192,300)	(28,130,900)
	OTHER			(23,032,300)	(23,032,300)
	SERVICE			(12,904,100)	(12,904,100)
	SEGREGATED REVENUE			373,028,600	371,780,600
	FEDERAL			(53,056,300)	(53,091,000)
	OTHER			(319,972,300)	(318,689,600)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			554,345,300	550,324,300
8	20.373 Fox River Navigational System Authority				
9	(1) INITIAL COSTS				
10	(g) Administration, operation, repair,				
11	and rehabilitation	PR	C	-0-	-0-
12	(r) Establishment and operation	SEG	C	125,400	125,400

(1) PROGRAM TOTALS

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2015-2016	2016-2017	
	PROGRAM REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	SEGREGATED REVENUE			125,400	125,400	
	OTHER			(125,400)	(125,400)	
	TOTAL-ALL SOURCES			125,400	125,400	
20.373 DEPARTMENT TOTALS						
	PROGRAM REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	SEGREGATED REVENUE			125,400	125,400	
	OTHER			(125,400)	(125,400)	
	TOTAL-ALL SOURCES			125,400	125,400	
1	20.375 Lower Fox River Remediation Authority					
2	(1)	INITIAL COSTS				
3	(a)	Initial costs	GPR	B	-0-	-0-
(1) PROGRAM TOTALS						
	GENERAL PURPOSE REVENUE				-0-	-0-
	TOTAL-ALL SOURCES				-0-	-0-
20.375 DEPARTMENT TOTALS						
	GENERAL PURPOSE REVENUE				-0-	-0-
	TOTAL-ALL SOURCES				-0-	-0-
4	20.380 Tourism, Department of					
5	(1)	TOURISM DEVELOPMENT AND PROMOTION				
6	(a)	General program operations	GPR	A	2,680,000	2,680,000
7	(b)	Tourism marketing; general				
8		purpose revenue	GPR	B	1,827,100	1,827,100
9	(g)	Gifts, grants and proceeds	PR	C	10,000	10,000
10	(h)	Tourism promotion; sale of surplus				
11		property receipts	PR	C	-0-	-0-
12	(ig)	Golf promotion	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ir) Payments to the WPGA Junior				
2	Foundation	PR	C	-0-	-0-
3	(j) Tourism promotion – private and				
4	public sources	PR	C	99,000	99,000
5	(k) Sale of materials or services	PR-S	C	-0-	-0-
6	(ka) Sale of materials and services–local				
7	assistance	PR-S	C	-0-	-0-
8	(kb) Sale of materials and				
9	services–individuals and				
10	organizations	PR-S	C	-0-	-0-
11	(kc) Marketing clearinghouse charges	PR-S	A	734,700	693,000
12	(kg) Tourism marketing; gaming				
13	revenue	PR-S	B	8,492,100	8,492,100
14	(km) Grants for regional tourist				
15	information centers	PR-S	A	160,000	160,000
16	(m) Federal aid, state operations	PR-F	C	-0-	-0-
17	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
18	(o) Federal aid, individuals and				
19	organizations	PR-F	C	-0-	-0-
20	(q) Administrative				
21	services–conservation fund	SEG	A	12,100	12,100
22	(w) Tourism marketing; transportation				
23	fund	SEG	B	1,591,400	1,591,400
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,507,100	4,507,100
	PROGRAM REVENUE			9,495,800	9,454,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
	FEDERAL			(-0-)	(-0-)
	OTHER			(109,000)	(109,000)
	SERVICE			(9,386,800)	(9,345,100)
	SEGREGATED REVENUE			1,603,500	1,603,500
	OTHER			(1,603,500)	(1,603,500)
	TOTAL-ALL SOURCES			15,606,400	15,564,700
1	(3) SUPPORT OF ARTS PROJECTS				
2	(a) General program operations	GPR	A	281,000	281,000
3	(b) State aid for the arts	GPR	A	359,300	359,300
4	(c) Portraits of governors	GPR	A	-0-	-0-
5	(d) Challenge grant program	GPR	A	-0-	-0-
6	(e) High Point fund	GPR	A	-0-	-0-
7	(f) Wisconsin regranting program	GPR	A	116,700	116,700
8	(g) Gifts and grants; state operations	PR	C	20,000	20,000
9	(h) Gifts and grants; aids to individuals				
10	and organizations	PR	C	-0-	-0-
11	(j) Support of arts programs	PR	C	-0-	-0-
12	(km) State aid for the arts; Indian				
13	gaming receipts	PR-S	A	24,900	24,900
14	(m) Federal grants; state operations	PR-F	C	244,400	244,400
15	(o) Federal grants; aids to individuals				
16	and organizations	PR-F	C	524,500	524,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			757,000	757,000
	PROGRAM REVENUE			813,800	813,800
	FEDERAL			(768,900)	(768,900)
	OTHER			(20,000)	(20,000)
	SERVICE			(24,900)	(24,900)
	TOTAL-ALL SOURCES			1,570,800	1,570,800

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
20.380 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			5,264,100	5,264,100
PROGRAM REVENUE			10,309,600	10,267,900
FEDERAL			(768,900)	(768,900)
OTHER			(129,000)	(129,000)
SERVICE			(9,411,700)	(9,370,000)
SEGREGATED REVENUE			1,603,500	1,603,500
OTHER			(1,603,500)	(1,603,500)
TOTAL-ALL SOURCES			17,177,200	17,135,500
1 20.395 Transportation, Department of				
2 (1) AIDS				
3 (ar) Corrections of transportation aid				
4 payments	SEG	S	-0-	-0-
5 (as) Transportation aids to counties,				
6 state funds	SEG	A	98,400,200	98,400,200
7 (at) Transportation aids to				
8 municipalities, state funds	SEG	A	321,260,500	321,260,500
9 (bq) Intercity bus assistance, state				
10 funds	SEG	C	-0-	-0-
11 (bs) Transportation employment and				
12 mobility, state funds	SEG	C	332,600	332,600
13 (bv) Transit and other				
14 transportation-related aids, local				
15 funds	SEG-L	C	110,000	110,000
16 (bx) Transit and other				
17 transportation-related aids, federal				
18 funds	SEG-F	C	20,230,200	20,230,200
19 (ck) Tribal elderly transportation grants	PR-S	A	247,500	247,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(cq) Seniors and individuals with				
2	disabilities specialized				
3	transportation aids, state funds	SEG	C	912,700	912,700
4	(cr) Elderly and disabled county aids,				
5	state funds	SEG	A	13,768,800	13,915,600
6	(cv) Elderly and disabled aids, local				
7	funds	SEG-L	C	605,500	605,500
8	(cx) Elderly and disabled aids, federal				
9	funds	SEG-F	C	3,855,800	3,855,800
10	(ex) Highway safety, local assistance,				
11	federal funds	SEG-F	C	7,118,100	7,118,100
12	(fq) Connecting highways aids, state				
13	funds	SEG	A	12,063,500	12,063,500
14	(fs) Disaster damage aids, state funds	SEG	S	1,000,000	1,000,000
15	(ft) Lift bridge aids, state funds	SEG	B	2,659,200	2,659,200
16	(fu) County forest road aids, state funds	SEG	A	284,700	284,700
17	(gq) Expressway policing aids, state				
18	funds	SEG	A	1,023,900	1,023,900
19	(gt) Soo Locks improvements, state				
20	funds	SEG	A	-0-	-0-
21	(hq) Paratransit aids	SEG	A	2,750,000	2,750,000
22	(hr) Tier B transit operating aids, state				
23	funds	SEG	A	24,486,700	24,486,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(hs) Tier C transit operating aids, state				
2	funds	SEG	A	5,188,900	5,188,900
3	(ht) Tier A–1 transit operating aids,				
4	state funds	SEG	A	64,193,900	64,193,900
5	(hu) Tier A–2 transit operating aids,				
6	state funds	SEG	A	16,868,000	16,868,000
7	(hw) Tier A–3 transit operating aids,				
8	state funds	SEG	A	–0–	–0–
9	(ig) Professional football stadium				
10	maintenance and operating costs,				
11	state funds	PR	C	–0–	–0–
12	(ih) Child abuse and neglect prevention,				
13	state funds	PR	C	–0–	–0–
		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			247,500	247,500
	OTHER			(–0–)	(–0–)
	SERVICE			(247,500)	(247,500)
	SEGREGATED REVENUE			597,113,200	597,260,000
	FEDERAL			(31,204,100)	(31,204,100)
	OTHER			(565,193,600)	(565,340,400)
	LOCAL			(715,500)	(715,500)
	TOTAL–ALL SOURCES			597,360,700	597,507,500
14	(2) LOCAL TRANSPORTATION ASSISTANCE				
15	(aq) Accelerated local bridge				
16	improvement assistance, state				
17	funds	SEG	C	–0–	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(av) Accelerated local bridge				
2	improvement assistance, local				
3	funds	SEG-L	C	-0-	-0-
4	(ax) Accelerated local bridge				
5	improvement assistance, federal				
6	funds	SEG-F	C	-0-	-0-
7	(bq) Rail service assistance, state funds	SEG	C	1,269,800	1,269,800
8	(bt) Freight rail preservation	SEG	C	-0-	-0-
9	(bu) Freight rail infrastructure				
10	improvements, state funds	SEG	C	-0-	-0-
11	(bv) Rail service assistance, local funds	SEG-L	C	500,000	500,000
12	(bw) Freight rail assistance loan				
13	repayments, local funds	SEG-L	C	4,000,000	4,000,000
14	(bx) Rail service assistance, federal				
15	funds	SEG-F	C	40,000	40,000
16	(cq) Harbor assistance, state funds	SEG	C	650,800	650,800
17	(cr) Rail passenger service, state funds	SEG	C	6,800,000	6,800,000
18	(cs) Harbor assistance, federal funds	SEG-F	C	-0-	-0-
19	(ct) Passenger railroad station				
20	improvement and commuter rail				
21	transit system grants, state funds	SEG	B	-0-	-0-
22	(cu) Passenger railroad station				
23	improvement and commuter rail				
24	transit system grants, local funds	SEG-L	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(cv) Rail passenger service, local funds	SEG-L	C	-0-	-0-
2	(cw) Harbor assistance, local funds	SEG-L	C	-0-	-0-
3	(cx) Rail passenger service, federal				
4	funds	SEG-F	C	-0-	-0-
5	(dq) Aeronautics assistance, state funds	SEG	C	13,254,800	13,254,800
6	(ds) Aviation career education, state				
7	funds	SEG	A	178,800	178,800
8	(dv) Aeronautics assistance, local funds	SEG-L	C	42,000,000	42,000,000
9	(dx) Aeronautics assistance, federal				
10	funds	SEG-F	C	71,637,800	71,637,800
11	(eq) Highway and local bridge				
12	improvement assistance, state				
13	funds	SEG	C	8,467,700	8,467,700
14	(ev) Local bridge improvement				
15	assistance, local funds	SEG-L	C	8,780,400	8,780,400
16	(ex) Local bridge improvement				
17	assistance, federal funds	SEG-F	C	24,409,600	24,409,600
18	(fb) Local roads for job preservation,				
19	state funds	GPR	C	-0-	-0-
20	(fr) Local roads improvement program,				
21	state funds	SEG	C	16,197,000	16,197,000
22	(ft) Local roads improvement program;				
23	discretionary grants, state funds	SEG	C	11,836,000	11,836,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(fv) Local transportation facility				
2	improvement assistance, local				
3	funds	SEG-L	C	38,895,500	38,895,500
4	(fx) Local transportation facility				
5	improvement assistance, federal				
6	funds	SEG-F	C	72,238,000	72,238,000
7	(fz) Local roads for job preservation,				
8	federal funds	SEG-F	C	-0-	-0-
9	(gj) Railroad crossing protection				
10	installation and maintenance, state				
11	funds	SEG	C	-0-	-0-
12	(gq) Railroad crossing improvement and				
13	protection maintenance, state funds	SEG	A	2,112,000	2,112,000
14	(gr) Railroad crossing improvement and				
15	protection installation, state funds	SEG	C	1,595,700	1,595,700
16	(gs) Railroad crossing repair assistance,				
17	state funds	SEG	C	234,700	234,700
18	(gv) Railroad crossing improvement,				
19	local funds	SEG-L	C	-0-	-0-
20	(gx) Railroad crossing improvement,				
21	federal funds	SEG-F	C	3,291,800	3,291,800
22	(hq) Multimodal transportation studies,				
23	state funds	SEG	C	-0-	-0-
24	(hx) Multimodal transportation studies,				
25	federal funds	SEG-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(iq) Transportation facilities economic				
2	assistance and development, state				
3	funds	SEG	C	5,402,600	5,402,600
4	(iv) Transportation facilities economic				
5	assistance and development, local				
6	funds	SEG-L	C	3,588,700	3,588,700
7	(iw) Transportation facility				
8	improvement loans, local funds	SEG-L	C	-0-	-0-
9	(ix) Transportation facilities economic				
10	assistance and development,				
11	federal funds	SEG-F	C	-0-	-0-
12	(js) Transportation alternatives				
13	program, state funds	SEG	C	-0-	-0-
14	(jv) Transportation alternatives				
15	program, local funds	SEG-L	C	2,012,300	2,012,300
16	(jx) Transportation alternatives				
17	program, federal funds	SEG-F	C	7,049,300	7,049,300
18	(kv) Congestion mitigation and air				
19	quality improvement, local funds	SEG-L	C	3,124,700	3,124,700
20	(kx) Congestion mitigation and air				
21	quality improvement, federal funds	SEG-F	C	10,719,000	10,719,000
22	(mq) Astronautics assistance, state funds	SEG	C	-0-	-0-
23	(mv) Astronautics assistance, local funds	SEG-L	C	-0-	-0-
24	(mx) Astronautics assistance, federal				
25	funds	SEG-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ph) Transportation infrastructure				
2	loans, gifts and grants	SEG	C	-0-	-0-
3	(pq) Transportation infrastructure				
4	loans, state funds	SEG	C	4,600	4,600
5	(pu) Transportation infrastructure				
6	loans, service funds	SEG-S	C	-0-	-0-
7	(pv) Transportation infrastructure				
8	loans, local funds	SEG-L	C	-0-	-0-
9	(px) Transportation infrastructure				
10	loans, federal funds	SEG-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			360,291,600	360,291,600
	FEDERAL			(189,385,500)	(189,385,500)
	OTHER			(68,004,500)	(68,004,500)
	SERVICE			(-0-)	(-0-)
	LOCAL			(102,901,600)	(102,901,600)
	TOTAL-ALL SOURCES			360,291,600	360,291,600
11	(3) STATE HIGHWAY FACILITIES				
12	(aq) Southeast Wisconsin freeway				
13	megaprojects, state funds	SEG	C	37,500,000	37,500,000
14	(ar) Southeast Wisconsin freeway				
15	megaprojects, service funds	SEG-S	C	292,646,900	99,446,900
16	(av) Southeast Wisconsin freeway				
17	megaprojects, local funds	SEG-L	C	-0-	-0-
18	(ax) Southeast Wisconsin freeway				
19	megaprojects, federal funds	SEG-F	C	78,053,100	78,053,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(bq) Major highway development, state				
2	funds	SEG	C	27,500,000	27,500,000
3	(br) Major highway development,				
4	service funds	SEG-S	C	312,265,900	312,265,900
5	(bv) Major highway development, local				
6	funds	SEG-L	C	-0-	-0-
7	(bx) Major highway development,				
8	federal funds	SEG-F	C	78,263,500	78,263,500
9	(ck) West Canal Street reconstruction				
10	and extension, service funds	PR-S	C	-0-	-0-
11	(cq) State highway rehabilitation, state				
12	funds	SEG	C	269,669,000	264,377,800
13	(cr) Southeast Wisconsin freeway				
14	rehabilitation, state funds	SEG	C	-0-	-0-
15	(ct) Owner controlled insurance				
16	program, service funds	SEG-S	C	-0-	-0-
17	(cv) State highway rehabilitation, local				
18	funds	SEG-L	C	2,000,000	2,000,000
19	(cw) Southeast Wisconsin freeway				
20	rehabilitation, local funds	SEG-L	C	-0-	-0-
21	(cx) State highway rehabilitation,				
22	federal funds	SEG-F	C	419,132,200	419,132,200
23	(cy) Southeast Wisconsin freeway				
24	rehabilitation, federal funds	SEG-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(dq) Major interstate bridge				
2	construction, state funds	SEG	C	–0–	–0–
3	(dr) High–cost state highway bridge				
4	projects, state funds	SEG	C	–0–	–0–
5	(dv) Major interstate bridge				
6	construction, local funds	SEG–L	C	–0–	–0–
7	(dw) High–cost state highway bridge				
8	projects, local funds	SEG–L	C	–0–	–0–
9	(dx) Major interstate bridge				
10	construction, federal funds	SEG–F	C	–0–	–0–
11	(dy) High–cost state highway bridge				
12	projects, federal funds	SEG–F	C	–0–	–0–
13	(eg) Supplement from sponsorship				
14	agreements, state funds	PR	C	–0–	–0–
15	(eq) Highway system management and				
16	operations, state funds	SEG	C	84,409,300	84,409,300
17	(er) State–owned lift bridge operations				
18	and maintenance, state funds	SEG	A	2,370,100	2,380,100
19	(es) Routine maintenance activities,				
20	state funds	SEG	C	170,000,000	170,000,000
21	(et) Intelligent transportation systems				
22	and traffic control signals, state				
23	funds	SEG	C	10,000,000	10,000,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(eu) Intelligent transportation systems				
2	and traffic control signals, local				
3	funds	SEG-L	C	-0-	-0-
4	(ev) Highway system management and				
5	operations, local funds	SEG-L	C	1,900,000	1,900,000
6	(ew) Routine maintenance activities,				
7	local funds	SEG-L	C	-0-	-0-
8	(ex) Highway system management and				
9	operations, federal funds	SEG-F	C	1,102,500	1,102,500
10	(ey) Routine maintenance activities,				
11	federal funds	SEG-F	C	-0-	-0-
12	(ez) Intelligent transportation systems				
13	and traffic control signals, federal				
14	funds	SEG-F	C	-0-	-0-
15	(iq) Administration and planning, state				
16	funds	SEG	A	14,780,500	14,780,500
17	(ir) Disadvantaged business				
18	mobilization assistance, state funds	SEG	C	-0-	-0-
19	(iv) Administration and planning, local				
20	funds	SEG-L	C	-0-	-0-
21	(ix) Administration and planning,				
22	federal funds	SEG-F	C	3,519,300	3,519,300
23	(jg) Surveying reference station system	PR	C	470,000	470,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(jh) Utility facilities within highway				
2	rights-of-way, state funds	PR	C	–0–	–0–
3	(jj) Damage claims	PR	C	2,553,400	2,553,400
4	(js) Telecommunications services,				
5	service funds	SEG–S	C	–0–	–0–
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			3,023,400	3,023,400
	OTHER			(3,023,400)	(3,023,400)
	SERVICE			(–0–)	(–0–)
	SEGREGATED REVENUE			1,805,112,300	1,606,631,100
	FEDERAL			(580,070,600)	(580,070,600)
	OTHER			(616,228,900)	(610,947,700)
	SERVICE			(604,912,800)	(411,712,800)
	LOCAL			(3,900,000)	(3,900,000)
	TOTAL–ALL SOURCES			1,808,135,700	1,609,654,500
6	(4) GENERAL TRANSPORTATION OPERATIONS				
7	(aq) Departmental management and				
8	operations, state funds	SEG	A	65,504,000	66,203,700
9	(ar) Minor construction projects, state				
10	funds	SEG	C	–0–	–0–
11	(as) Transit safety oversight, state				
12	funds	SEG	C	71,600	72,700
13	(at) Capital building projects, service				
14	funds	SEG–S	C	5,940,000	5,940,000
15	(av) Departmental management and				
16	operations, local funds	SEG–L	C	369,000	369,000
17	(ax) Departmental management and				
18	operations, federal funds	SEG–F	C	15,068,100	14,931,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(ay) Transit safety oversight, federal				
2	funds	SEG–F	C	286,600	290,900
3	(ch) Gifts and grants	SEG	C	–0–	–0–
4	(dq) Demand management	SEG	A	370,500	370,500
5	(eq) Data processing services, service				
6	funds	SEG–S	C	15,039,400	15,039,400
7	(er) Fleet operations, service funds	SEG–S	C	12,586,100	12,586,100
8	(es) Other department services,				
9	operations, service funds	SEG–S	C	5,139,000	5,139,000
10	(et) Equipment acquisition	SEG	A	–0–	–0–
11	(ew) Operating budget supplements,				
12	state funds	SEG	C	–0–	–0–
		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			120,374,300	120,942,500
	FEDERAL			(15,354,700)	(15,222,100)
	OTHER			(65,946,100)	(66,646,900)
	SERVICE			(38,704,500)	(38,704,500)
	LOCAL			(369,000)	(369,000)
	TOTAL–ALL SOURCES			120,374,300	120,942,500
13	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
14	(cg) Convenience fees, state funds	PR	C	–0–	–0–
15	(ch) Repaired salvage vehicle				
16	examinations, state funds	PR	C	–0–	–0–
17	(ci) Breath screening instruments,				
18	state funds	PR–S	C	299,200	299,200
19	(cj) Vehicle registration, special group				
20	plates, state funds	PR	C	–0–	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(cL) Football plate licensing fees, state				
2	funds	PR	C	-0-	-0-
3	(cq) Vehicle registration, inspection and				
4	maintenance, driver licensing and				
5	aircraft registration, state funds	SEG	A	72,639,100	72,979,100
6	(cx) Vehicle registration and driver				
7	licensing, federal funds	SEG-F	C	366,400	261,900
8	(dg) Escort, security and traffic				
9	enforcement services, state funds	PR	C	160,300	160,300
10	(dh) Traffic academy tuition payments,				
11	state funds	PR	C	474,800	474,800
12	(di) Chemical testing training and				
13	services, state funds	PR-S	A	1,349,400	1,349,400
14	(dk) Public safety radio management,				
15	service funds	PR-S	C	470,800	470,800
16	(dL) Public safety radio management,				
17	state funds	PR	C	22,000	22,000
18	(dq) Vehicle inspection, traffic				
19	enforcement and radio				
20	management, state funds	SEG	A	60,956,400	60,956,400
21	(dr) Transportation safety, state funds	SEG	A	1,795,200	1,795,200
22	(dx) Vehicle inspection and traffic				
23	enforcement, federal funds	SEG-F	C	5,967,600	5,967,600
24	(dy) Transportation safety, federal funds	SEG-F	C	5,270,800	5,270,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(eg) Payments to the Wisconsin Lions				
2	Foundation	PR	C	-0-	-0-
3	(eh) Motorcycle safety program				
4	supplement, state funds	PR	C	-0-	-0-
5	(ej) Baseball plate licensing fees, state				
6	funds	PR	C	-0-	-0-
7	(ek) Safe-ride grant program; state				
8	funds	PR-S	C	-0-	-0-
9	(hq) Motor vehicle emission inspection				
10	and maintenance program;				
11	contractor costs and equipment				
12	grants; state funds	SEG	A	3,193,300	3,193,300
13	(hx) Motor vehicle emission inspection				
14	and maintenance programs, federal				
15	funds	SEG-F	C	-0-	-0-
16	(iv) Municipal and county registration				
17	fee, local funds	SEG-L	C	-0-	-0-
		(5) PROGRAM TOTALS			
	PROGRAM REVENUE			2,776,500	2,776,500
	OTHER			(657,100)	(657,100)
	SERVICE			(2,119,400)	(2,119,400)
	SEGREGATED REVENUE			150,188,800	150,424,300
	FEDERAL			(11,604,800)	(11,500,300)
	OTHER			(138,584,000)	(138,924,000)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			152,965,300	153,200,800
18	(6) DEBT SERVICES				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(af) Principal repayment and interest,				
2	local roads for job preservation				
3	program, major highway and				
4	rehabilitation projects, southeast				
5	megaprojects, state funds	GPR	S	123,394,800	106,564,900
6	(aq) Principal repayment and interest,				
7	transportation facilities, state				
8	highway rehabilitation, major				
9	highway projects, state funds	SEG	S	49,666,800	62,253,100
10	(ar) Principal repayment and interest,				
11	buildings, state funds	SEG	S	25,800	25,600
12	(au) Principal repayment and interest,				
13	southeast rehabilitation projects,				
14	southeast megaprojects, and				
15	high — cost bridge projects, state				
16	funds	SEG	S	74,052,000	73,872,800
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			123,394,800	106,564,900
	SEGREGATED REVENUE			123,744,600	136,151,500
	OTHER			(123,744,600)	(136,151,500)
	TOTAL-ALL SOURCES			247,139,400	242,716,400
17	(9) GENERAL PROVISIONS				
18	(qd) Freeway land disposal				
19	reimbursement clearing account	SEG	C	-0-	-0-
20	(qh) Highways, bridges and local				
21	transportation assistance clearing				
22	account	SEG	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(qj) Highways, bridges and local				
2	transportation assistance clearing				
3	account, federally funded positions	SEG-F	C	-0-	-0-
4	(qn) Motor vehicle financial				
5	responsibility	SEG	C	-0-	-0-
6	(th) Temporary funding of projects				
7	financed by revenue bonds	SEG	S	-0-	-0-
	(9) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.395 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			123,394,800	106,564,900
	PROGRAM REVENUE			6,047,400	6,047,400
	OTHER			(3,680,500)	(3,680,500)
	SERVICE			(2,366,900)	(2,366,900)
	SEGREGATED REVENUE			3,156,824,800	2,971,701,000
	FEDERAL			(827,619,700)	(827,382,600)
	OTHER			(1,577,701,700)	(1,586,015,000)
	SERVICE			(643,617,300)	(450,417,300)
	LOCAL			(107,886,100)	(107,886,100)
	TOTAL-ALL SOURCES			3,286,267,000	3,084,313,300
	Environmental Resources				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			268,788,700	245,021,200
	PROGRAM REVENUE			80,485,700	80,382,600
	FEDERAL			(28,961,200)	(28,899,800)
	OTHER			(26,841,800)	(26,841,800)
	SERVICE			(24,682,700)	(24,641,000)
	SEGREGATED REVENUE			3,539,809,500	3,353,437,900
	FEDERAL			(880,676,000)	(880,473,600)
	OTHER			(1,907,630,100)	(1,914,660,900)
	SERVICE			(643,617,300)	(450,417,300)
	LOCAL			(107,886,100)	(107,886,100)
	TOTAL-ALL SOURCES			3,889,083,900	3,678,841,700

SENATE BILL 21

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
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Human Resources

1	20.410 Corrections, Department of				
2	(1) ADULT CORRECTIONAL SERVICES				
3	(a) General program operations	GPR	A	741,285,000	742,663,400
4	(aa) Institutional repair and				
5	maintenance	GPR	A	4,282,800	4,282,800
6	(ab) Corrections contracts and				
7	agreements	GPR	A	11,702,400	14,079,700
8	(b) Services for community corrections	GPR	A	144,146,700	145,025,400
9	(bd) Services for drunken driving				
10	offenders	GPR	A	6,508,300	6,508,300
11	(bm) Pharmacological treatment for				
12	certain child sex offenders	GPR	A	58,900	58,900
13	(bn) Reimbursing counties for probation,				
14	extended supervision and parole				
15	holds	GPR	A	4,885,700	4,885,700
16	(c) Reimbursement claims of counties				
17	containing state prisons	GPR	S	70,000	70,000
18	(cw) Mother–young child care program	GPR	A	198,000	198,000
19	(d) Purchased services for offenders	GPR	A	31,190,000	31,190,000
20	(ds) Becky Young community				
21	corrections; recidivism reduction				
22	community services	GPR	A	10,138,400	10,138,400
23	(e) Principal repayment and interest	GPR	S	80,765,500	69,305,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ec) Prison industries principal, interest				
2	and rebates	GPR	S	-0-	-0-
3	(ed) Correctional facilities rental	GPR	A	-0-	-0-
4	(ef) Lease rental payments	GPR	S	-0-	-0-
5	(f) Energy costs; energy-related				
6	assessments	GPR	A	27,337,900	28,221,800
7	(gb) Drug testing	PR	C	-0-	-0-
8	(gc) Sex offender honesty testing	PR	C	340,800	340,800
9	(gd) Sex offender management	PR	A	819,000	819,000
10	(gf) Probation, parole, and extended				
11	supervision	PR	A	11,401,900	11,401,900
12	(gh) Supervision of persons on lifetime				
13	supervision	PR	A	-0-	-0-
14	(gi) General operations	PR	A	4,342,000	4,342,000
15	(gk) Global positioning system tracking				
16	devices for certain sex offenders	PR	C	239,100	239,100
17	(gL) Global positioning system tracking				
18	devices for certain violators of				
19	restraining orders	PR	C	139,400	139,400
20	(gm) Sale of fuel and utility service	PR	A	-0-	-0-
21	(gn) Interstate compact for adult				
22	offender supervision	PR	C	375,900	375,900
23	(gr) Home detention services;				
24	supervision	PR	A	356,100	356,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(gt) Telephone company commissions	PR	A	1,104,600	1,104,600
2	(h) Administration of restitution	PR	A	773,900	774,800
3	(hm) Private business employment of				
4	inmates and residents	PR	A	–0–	–0–
5	(i) Gifts and grants	PR	C	33,400	33,400
6	(jz) Operations and maintenance	PR	C	495,500	508,800
7	(kc) Correctional institution enterprises;				
8	inmate activities and employment	PR–S	C	2,830,500	2,830,500
9	(kd) Victim notification	PR–S	A	682,300	682,300
10	(ke) American Indian reintegration				
11	program	PR–S	A	50,000	50,000
12	(kf) Correctional farms	PR–S	A	6,320,500	11,821,100
13	(kh) Victim services and programs	PR–S	A	272,200	272,200
14	(kk) Institutional operations and				
15	charges	PR–S	A	12,769,300	12,769,400
16	(km) Prison industries	PR–S	A	18,543,400	19,748,100
17	(ko) Prison industries principal				
18	repayment, interest and rebates	PR–S	S	90,900	106,800
19	(kp) Correctional officer training	PR–S	A	2,416,600	2,416,600
20	(kx) Interagency and intra–agency				
21	programs	PR–S	C	2,519,600	2,519,600
22	(ky) Interagency and intra–agency aids	PR–S	C	1,427,700	1,427,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(kz) Interagency and intra-agency local				
2	assistance	PR-S	C	-0-	-0-
3	(m) Federal project operations	PR-F	C	2,473,100	2,473,100
4	(n) Federal program operations	PR-F	C	86,800	86,800
5	(qm) Computer recycling	SEG	A	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,062,569,600	1,056,627,800
	PROGRAM REVENUE			70,904,500	77,640,400
	FEDERAL			(2,559,900)	(2,559,900)
	OTHER			(20,421,600)	(20,436,200)
	SERVICE			(47,923,000)	(54,644,300)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,133,474,100	1,134,268,200
6	(2) PAROLE COMMISSION				
7	(a) General program operations	GPR	A	1,283,200	1,283,200
8	(kx) Interagency and intra-agency				
9	programs	PR-S	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,283,200	1,283,200
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,283,200	1,283,200
10	(3) JUVENILE CORRECTIONAL SERVICES				
11	(a) General program operations	GPR	A	2,410,500	2,410,600
12	(ba) Mendota juvenile treatment center	GPR	A	1,365,500	1,365,500
13	(c) Reimbursement claims of counties				
14	containing juvenile correctional				
15	facilities	GPR	A	18,000	18,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(cd) Community youth and family aids	GPR	A	44,459,800	–0–
2	(cg) Serious juvenile offenders	GPR	B	14,690,000	14,534,900
3	(dm) Interstate compact for juveniles				
4	assessments	GPR	A	–0–	–0–
5	(e) Principal repayment and interest	GPR	S	5,990,900	4,063,800
6	(f) Community intervention program	GPR	A	1,856,300	–0–
7	(g) Legal services collections	PR	C	–0–	–0–
8	(gg) Collection remittances to local units				
9	of government	PR	C	–0–	–0–
10	(hm) Juvenile correctional services	PR	A	31,752,200	31,891,300
11	(ho) Juvenile alternate care services	PR	A	6,393,900	6,698,500
12	(hr) Juvenile corrective sanctions				
13	program	PR	A	4,383,100	4,388,800
14	(i) Gifts and grants	PR	C	7,700	7,700
15	(jr) Institutional operations and				
16	charges	PR	A	217,100	217,100
17	(jv) Secure detention services	PR	C	200,000	200,000
18	(ko) Interagency programs; community				
19	youth and family aids	PR–S	C	1,327,400	–0–
20	(kp) Indian juvenile placements	PR–S	A	37,500	–0–
21	(kx) Interagency and intra–agency				
22	programs	PR–S	C	1,040,300	1,040,300
23	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(kz) Interagency and intra-agency local				
2	assistance	PR-S	C	-0-	-0-
3	(m) Federal project operations	PR-F	C	-0-	-0-
4	(n) Federal program operations	PR-F	C	30,000	30,000
5	(q) Girls school benevolent trust fund	SEG	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			70,791,000	22,392,800
	PROGRAM REVENUE			45,389,200	44,473,700
	FEDERAL			(30,000)	(30,000)
	OTHER			(42,954,000)	(43,403,400)
	SERVICE			(2,405,200)	(1,040,300)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			116,180,200	66,866,500
	20.410 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			1,134,643,800	1,080,303,800
	PROGRAM REVENUE			116,293,700	122,114,100
	FEDERAL			(2,589,900)	(2,589,900)
	OTHER			(63,375,600)	(63,839,600)
	SERVICE			(50,328,200)	(55,684,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,250,937,500	1,202,417,900
6	20.425 Employment Relations Commission				
7	(1) LABOR RELATIONS				
8	(a) General program operations	GPR	A	1,381,500	1,383,600
9	(i) Fees, collective bargaining training,				
10	publications, and appeals	PR	A	153,300	153,300
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,381,500	1,383,600
	PROGRAM REVENUE			153,300	153,300
	OTHER			(153,300)	(153,300)
	TOTAL-ALL SOURCES			1,534,800	1,536,900
	20.425 DEPARTMENT TOTALS				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
	GENERAL PURPOSE REVENUE			1,381,500	1,383,600
	PROGRAM REVENUE			153,300	153,300
	OTHER			(153,300)	(153,300)
	TOTAL–ALL SOURCES			1,534,800	1,536,900
1	20.432 Board on Aging and Long–Term Care				
2	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
3	(a) General program operations	GPR	A	1,227,700	1,381,000
4	(i) Gifts and grants	PR	C	–0–	–0–
5	(k) Contracts with other state agencies	PR–S	C	1,222,300	1,305,900
6	(kb) Insurance and other information,				
7	counseling and assistance	PR–S	A	485,700	486,200
8	(m) Federal aid	PR–F	C	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,227,700	1,381,000
	PROGRAM REVENUE			1,708,000	1,792,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,708,000)	(1,792,100)
	TOTAL–ALL SOURCES			2,935,700	3,173,100
	20.432 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			1,227,700	1,381,000
	PROGRAM REVENUE			1,708,000	1,792,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,708,000)	(1,792,100)
	TOTAL–ALL SOURCES			2,935,700	3,173,100
9	20.433 Child Abuse and Neglect Prevention Board				
10	(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
11	(b) Grants to organizations	GPR	A	995,000	995,000
12	(g) General program operations	PR	A	532,900	532,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(h) Grants to organizations	PR	C	850,600	850,600
2	(i) Gifts and grants	PR	C	-0-	-0-
3	(jb) Fees for administrative services	PR	C	15,000	15,000
4	(k) Interagency programs	PR-S	C	-0-	-0-
5	(m) Federal project operations	PR-F	C	182,700	182,700
6	(ma) Federal project aids	PR-F	C	450,000	450,000
7	(q) Children's trust fund; gifts and				
8	grants	SEG	C	15,000	15,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			995,000	995,000
	PROGRAM REVENUE			2,031,200	2,031,200
	FEDERAL			(632,700)	(632,700)
	OTHER			(1,398,500)	(1,398,500)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			15,000	15,000
	OTHER			(15,000)	(15,000)
	TOTAL-ALL SOURCES			3,041,200	3,041,200
	20.433 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			995,000	995,000
	PROGRAM REVENUE			2,031,200	2,031,200
	FEDERAL			(632,700)	(632,700)
	OTHER			(1,398,500)	(1,398,500)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			15,000	15,000
	OTHER			(15,000)	(15,000)
	TOTAL-ALL SOURCES			3,041,200	3,041,200
9	20.435 Health Services, Department of				
10	(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY				
11	(a) General program operations	GPR	A	4,292,600	7,886,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(am) Services, reimbursement, and				
2	payment related to human				
3	immunodeficiency virus	GPR	A	5,747,900	5,747,900
4	(b) General aids and local assistance	GPR	A	543,600	543,600
5	(bn) Workplace wellness program grants	GPR	S	3,000,000	3,000,000
6	(c) Public health emergency				
7	quarantine costs	GPR	S	-0-	-0-
8	(cb) Well-woman program	GPR	A	2,228,200	2,228,200
9	(cc) Cancer control and prevention	GPR	A	333,900	333,900
10	(ce) Primary health for homeless				
11	individuals	GPR	C	-0-	-0-
12	(ch) Emergency medical services; aids	GPR	A	1,960,200	1,960,200
13	(cm) Immunization	GPR	S	-0-	-0-
14	(de) Dental services	GPR	A	2,974,300	2,974,300
15	(dg) Clinic aids	GPR	B	66,800	66,800
16	(dk) Low-income dental clinics	GPR	A	850,000	850,000
17	(dm) Rural health dental clinics	GPR	A	895,500	895,500
18	(dn) Food distribution grants	GPR	A	288,000	288,000
19	(ds) Statewide poison control program	GPR	A	382,500	382,500
20	(e) Public health dispensaries and				
21	drugs	GPR	B	661,000	661,000
22	(ed) Radon aids	GPR	A	26,700	26,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ef) Lead-poisoning or lead-exposure				
2	services	GPR	A	894,700	894,700
3	(eg) Pregnancy counseling	GPR	A	69,100	69,100
4	(em) Supplemental food program for				
5	women, infants and children				
6	benefits	GPR	C	161,400	161,400
7	(eu) Reducing fetal and infant mortality				
8	and morbidity	GPR	B	222,700	222,700
9	(ev) Pregnancy outreach and infant				
10	health	GPR	A	188,200	188,200
11	(f) Women's health block grant	GPR	A	1,742,000	1,742,000
12	(fh) Community health services	GPR	A	5,490,000	5,490,000
13	(fj) Grants to establish graduate				
14	medical training programs	GPR	A	1,750,000	1,750,000
15	(fm) Tobacco use control	GPR	C	5,315,000	5,315,000
16	(fn) Health care information				
17	organization	GPR	A	-0-	-0-
18	(g) Payments to Donate Life Wisconsin	PR	C	-0-	-0-
19	(gi) Payments to the Wisconsin				
20	Women's Health Foundation	PR	C	-0-	-0-
21	(gm) Licensing, review and certifying				
22	activities; fees; supplies and				
23	services	PR	A	15,953,300	12,552,400
24	(gp) Cancer information	PR	C	18,000	18,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(gr) Supplemental food program for				
2	women, infants and children				
3	administration	PR	C	48,200	48,200
4	(hg) General program operations; health				
5	care information	PR	A	1,738,100	1,334,000
6	(hi) Compilations and special reports;				
7	health care information	PR	C	-0-	-0-
8	(i) Gifts and grants	PR	C	21,157,500	21,157,500
9	(ja) Congenital disorders; diagnosis,				
10	special dietary treatment and				
11	counseling	PR	A	3,179,500	3,179,500
12	(jb) Congenital disorders; operations	PR	A	502,000	502,000
13	(jd) Fees for administrative services	PR	C	112,500	112,500
14	(kb) Minority health	PR-S	A	133,600	133,600
15	(ke) American Indian health projects	PR-S	A	106,900	106,900
16	(kf) American Indian diabetes				
17	prevention and control	PR-S	A	22,500	22,500
18	(kx) Interagency and intra-agency				
19	programs	PR-S	C	4,129,000	4,129,000
20	(ky) Interagency and intra-agency aids	PR-S	C	100,000	100,000
21	(kz) Interagency and intra-agency local				
22	assistance	PR-S	C	-0-	-0-
23	(m) Federal project operations	PR-F	C	26,665,800	26,665,800
24	(ma) Federal project aids	PR-F	C	56,365,500	56,365,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(mc) Federal block grant operations	PR-F	C	6,311,100	6,311,100
2	(md) Federal block grant aids	PR-F	C	7,342,300	7,342,300
3	(n) Federal program operations	PR-F	C	5,335,500	5,335,500
4	(na) Federal program aids	PR-F	C	93,000,000	93,000,000
5	(q) Groundwater and air quality				
6	standards	SEG	A	317,300	317,700
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			40,084,300	43,677,700
	PROGRAM REVENUE			242,221,300	238,416,300
	FEDERAL			(195,020,200)	(195,020,200)
	OTHER			(42,709,100)	(38,904,100)
	SERVICE			(4,492,000)	(4,492,000)
	SEGREGATED REVENUE			317,300	317,700
	OTHER			(317,300)	(317,700)
	TOTAL-ALL SOURCES			282,622,900	282,411,700
7	(2) MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES SERVICES; FACILITIES				
8	(a) General program operations	GPR	A	77,218,400	76,994,000
9	(aa) Institutional repair and				
10	maintenance	GPR	A	715,200	715,200
11	(bj) Competency examinations and				
12	treatment, and conditional release,				
13	supervised release, and community				
14	supervision services	GPR	B	12,740,300	14,099,600
15	(bm) Secure mental health units or				
16	facilities	GPR	A	103,972,000	105,870,400
17	(ee) Principal repayment and interest	GPR	S	22,200,400	19,243,600
18	(ef) Lease rental payments	GPR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(f) Energy costs; energy-related				
2	assessments	GPR	A	5,277,300	5,351,300
3	(g) Alternative services of institutes				
4	and centers	PR	C	10,538,700	11,184,600
5	(gk) Institutional operations and				
6	charges	PR	A	165,385,100	164,840,800
7	(gL) Extended intensive treatment				
8	surcharge	PR	C	100,000	100,000
9	(gs) Sex offender honesty testing	PR	C	-0-	-0-
10	(i) Gifts and grants	PR	C	187,600	187,600
11	(km) Indian mental health placement	PR-S	A	250,000	250,000
12	(kx) Interagency and intra-agency				
13	programs	PR-S	C	8,636,200	8,636,200
14	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
15	(kz) Interagency and intra-agency local				
16	assistance	PR-S	C	-0-	-0-
17	(m) Federal project operations	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			222,123,600	222,274,100
	PROGRAM REVENUE			185,097,600	185,199,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(176,211,400)	(176,313,000)
	SERVICE			(8,886,200)	(8,886,200)
	TOTAL-ALL SOURCES			407,221,200	407,473,300
18	(4) MEDICAID SERVICES				
19	(a) General program operations	GPR	A	39,314,400	39,323,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(b) Medical Assistance program				
2	benefits	GPR	B	2,696,343,900	2,808,432,400
3	(bd) Long-term care programs	GPR	A	84,065,400	80,321,200
4	(bm) Medical Assistance, food stamps,				
5	and Badger Care administration;				
6	contract costs, insurer reports, and				
7	resource centers	GPR	B	60,739,900	62,444,900
8	(bn) Income maintenance	GPR	B	19,710,200	21,351,900
9	(bp) Food stamp employment and				
10	training program administration	GPR	C	15,064,500	30,897,000
11	(br) Cemetery, funeral, and burial				
12	expenses program	GPR	B	10,825,700	10,943,400
13	(bt) Relief block grants to counties	GPR	A	-0-	-0-
14	(bv) Prescription drug assistance for				
15	elderly; aids	GPR	B	15,762,100	13,233,900
16	(e) Disease aids	GPR	B	5,273,000	5,273,000
17	(ed) State supplement to federal				
18	supplemental security income				
19	program	GPR	S	155,291,400	157,821,600
20	(g) Family care benefit; cost sharing	PR	C	-0-	-0-
21	(gm) Medical assistance; provider				
22	refunds and collections	PR	C	515,474,100	573,446,000
23	(gr) Income maintenance; county				
24	payments	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(h) County contributions	PR	C	55,069,700	54,914,500
2	(hm) BadgerCare Plus Basic Plan;				
3	benefits and administration	PR	C	–0–	–0–
4	(hp) Disabled children’s long–term				
5	support waivers	PR	C	1,567,100	1,567,300
6	(hs) Interpreter services for hearing				
7	impaired	PR	A	39,900	39,900
8	(i) Gifts, grants, and payments; health				
9	care financing	PR	C	3,391,900	3,385,900
10	(iL) Medical assistance provider				
11	assessments; health services				
12	regulation	PR	C	225,700	247,600
13	(im) Medical assistance; correct				
14	payment recovery; collections;				
15	community services; other				
16	recoveries	PR	C	78,434,800	78,024,800
17	(in) Community options program;				
18	family care; recovery of costs				
19	administration	PR	A	222,700	222,700
20	(j) Prescription drug assistance for				
21	elderly; manufacturer rebates	PR	C	42,665,700	27,337,200
22	(jb) Prescription drug assistance for				
23	elderly; enrollment fees	PR	C	4,180,800	4,180,800
24	(jc) Fees for administrative services	PR	C	30,000	30,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(je) Disease aids; drug manufacturer				
2	rebates	PR	C	1,100,000	1,200,000
3	(jt) Care management organization,				
4	insolvency assistance	PR	C	-0-	-0-
5	(jw) BadgerCare Plus and hospital				
6	assessment	PR	C	2,030,200	2,030,200
7	(jz) Medical Assistance and Badger				
8	Care cost sharing, and employer				
9	penalty assessments	PR	C	11,352,100	11,352,100
10	(kb) Relief block grants to tribal				
11	governing bodies	PR-S	A	712,800	712,800
12	(kt) Medical assistance outreach and				
13	reimbursements for tribes	PR-S	B	961,700	961,700
14	(kv) Care management organization;				
15	oversight	PR-S	C	-0-	-0-
16	(kx) Interagency and intra-agency				
17	programs	PR-S	C	6,903,300	6,903,300
18	(ky) Interagency and intra-agency aids	PR-S	C	51,531,500	51,557,500
19	(kz) Interagency and intra-agency local				
20	assistance	PR-S	C	1,145,300	1,145,300
21	(L) Fraud and error reduction	PR	C	784,700	784,700
22	(m) Federal project operations	PR-F	C	5,969,000	5,969,000
23	(ma) Federal project aids	PR-F	C	2,700,000	2,700,000
24	(md) Federal block grant aids	PR-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(n) Federal program operations	PR-F	C	73,767,800	74,776,500
2	(na) Federal program aids	PR-F	C	12,485,000	12,485,000
3	(nn) Federal aid; income maintenance	PR-F	C	57,858,200	55,459,200
4	(np) Federal aid; food stamp				
5	employment and training program	PR-F	C	27,369,800	34,422,800
6	(o) Federal aid; medical assistance	PR-F	C	5,026,621,800	5,214,755,000
7	(p) Federal aid; Badger Care health				
8	care program	PR-F	C	-0-	-0-
9	(pa) Federal aid; Medical Assistance and				
10	food stamps contracts				
11	administration	PR-F	C	144,426,000	145,265,500
12	(pg) Federal aid; prescription drug				
13	assistance for elderly	PR-F	C	15,718,200	13,310,100
14	(w) Medical Assistance trust fund	SEG	B	338,087,000	335,352,600
15	(wm) Medical assistance trust fund;				
16	nursing homes	SEG	S	-0-	-0-
17	(wp) Medical Assistance trust fund;				
18	county reimbursement	SEG	S	-0-	-0-
19	(x) Medical Assistance trust fund;				
20	children's services; Badger Care				
21	health care program	SEG	C	-0-	-0-
22	(xc) Hospital assessment fund; hospital				
23	payments	SEG	A	414,507,300	414,507,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(xe) Critical access hospital assessment				
2	fund; hospital payments	SEG	C	7,485,400	6,922,200
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,102,390,500	3,230,042,300
	PROGRAM REVENUE			6,144,739,800	6,379,187,400
	FEDERAL			(5,366,915,800)	(5,559,143,100)
	OTHER			(716,569,400)	(758,763,700)
	SERVICE			(61,254,600)	(61,280,600)
	SEGREGATED REVENUE			760,079,700	756,782,100
	OTHER			(760,079,700)	(756,782,100)
	TOTAL–ALL SOURCES			10,007,210,000	10,366,011,800
3	(5) MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES				
4	(a) General program operations	GPR	A	2,432,000	2,432,000
5	(bc) Grants for community programs	GPR	A	8,681,100	8,681,100
6	(be) Mental health treatment services	GPR	A	5,558,400	1,551,500
7	(bf) Brighter futures initiative	GPR	A	865,000	865,000
8	(bL) Community support programs and				
9	psychosocial services	GPR	A	1,878,700	–0–
10	(bw) Child psychiatry consultation				
11	program	GPR	B	500,000	500,000
12	(cd) Crisis intervention training grants	GPR	B	125,000	125,000
13	(cf) Mobile crisis team grants	GPR	B	125,000	125,000
14	(co) Initiatives for coordinated services	GPR	A	2,599,100	2,599,100
15	(da) Reimbursements to local units of				
16	government	GPR	S	507,800	507,800
17	(gb) Alcohol and drug abuse initiatives	PR	C	659,900	659,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(gg) Collection remittances to local units				
2	of government	PR	C	4,400	4,400
3	(hx) Services related to drivers, receipts	PR	A	-0-	-0-
4	(hy) Services for drivers, local assistance	PR	A	1,000,000	1,000,000
5	(i) Gifts and grants	PR	C	133,700	133,700
6	(jb) Fees for administrative services	PR	C	23,900	23,900
7	(kc) Severely emotionally disturbed				
8	children	PR-S	C	724,500	724,500
9	(kf) Milwaukee County mental health				
10	board; audit	PR	C	-0-	-0-
11	(kg) Compulsive gambling awareness				
12	campaigns	PR-S	A	396,000	396,000
13	(kL) Indian aids	PR-S	A	242,000	242,000
14	(km) Indian drug abuse prevention and				
15	education	PR-S	A	445,500	445,500
16	(kx) Interagency and intra-agency				
17	programs	PR-S	C	3,462,300	3,541,400
18	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
19	(kz) Interagency and intra-agency local				
20	assistance	PR-S	C	-0-	-0-
21	(m) Federal project operations	PR-F	C	437,600	437,600
22	(ma) Federal project aids	PR-F	C	334,600	334,600
23	(mb) Federal project local assistance	PR-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(mc) Federal block grant operations	PR-F	C	3,131,200	3,131,200
2	(md) Federal block grant aids	PR-F	C	10,622,500	10,622,500
3	(me) Federal block grant local assistance	PR-F	C	9,612,800	9,612,800
4	(n) Federal program operations	PR-F	C	849,700	849,700
5	(na) Federal program aids	PR-F	C	-0-	-0-
6	(nL) Federal program local assistance	PR-F	C	-0-	-0-
7	(o) Federal aid; community aids	PR-F	C	12,249,100	12,249,100
(5) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			23,272,100	17,386,500
	PROGRAM REVENUE			44,329,700	44,408,800
	FEDERAL			(37,237,500)	(37,237,500)
	OTHER			(1,821,900)	(1,821,900)
	SERVICE			(5,270,300)	(5,349,400)
	TOTAL-ALL SOURCES			67,601,800	61,795,300
8	(6) QUALITY ASSURANCE SERVICES PLANNING, REGULATION AND DELIVERY				
9	(a) General program operations	GPR	A	5,556,300	5,556,300
10	(dm) Nursing home monitoring and				
11	receivership supplement	GPR	S	-0-	-0-
12	(g) Nursing facility resident protection	PR	C	220,300	220,300
13	(ga) Community-based residential				
14	facility monitoring and receivership				
15	operations	PR	C	-0-	-0-
16	(i) Gifts and grants	PR	C	-0-	-0-
17	(jb) Fees for administrative services	PR	C	186,300	186,300
18	(jm) Licensing and support services	PR	A	5,252,400	5,252,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(k) Nursing home monitoring and				
2	receivership operations	PR	C	-0-	-0-
3	(kx) Interagency and intra-agency				
4	programs	PR-S	C	-0-	-0-
5	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
6	(kz) Interagency and intra-agency local				
7	assistance	PR-S	C	-0-	-0-
8	(m) Federal project operations	PR-F	C	-0-	-0-
9	(mc) Federal block grant operations	PR-F	C	-0-	-0-
10	(n) Federal program operations	PR-F	C	16,003,400	16,003,400
11	(na) Federal program aids	PR-F	C	-0-	-0-
12	(nL) Federal program local assistance	PR-F	C	-0-	-0-
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,556,300	5,556,300
	PROGRAM REVENUE			21,662,400	21,662,400
	FEDERAL			(16,003,400)	(16,003,400)
	OTHER			(5,659,000)	(5,659,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			27,218,700	27,218,700
13	(7) DISABILITY AND ELDER SERVICES				
14	(b) Community aids and medical				
15	assistance payments	GPR	A	191,927,900	203,112,100
16	(bc) Grants for community programs	GPR	A	131,200	131,200
17	(bg) Alzheimer's disease; training and				
18	information grants	GPR	A	131,400	131,400
19	(bm) Purchased services for clients	GPR	A	93,900	93,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(br) Respite care	GPR	A	225,000	225,000
2	(bt) Early intervention services for				
3	infants and toddlers with				
4	disabilities	GPR	C	5,789,000	5,789,000
5	(c) Independent living centers	GPR	A	1,017,700	1,017,700
6	(cg) Guardianship grant program	GPR	A	100,000	100,000
7	(d) Interpreter services and				
8	telecommunication aid for the				
9	hearing impaired	GPR	A	178,200	178,200
10	(dh) Programs for senior citizens; elder				
11	abuse services; benefit specialist				
12	program	GPR	A	15,694,200	15,707,800
13	(kc) Independent living center grants	PR-S	A	600,000	600,000
14	(kn) Elderly nutrition; home-delivered				
15	and congregate meals	PR-S	A	445,500	445,500
16	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
17	(kz) Interagency and intra-agency local				
18	assistance	PR-S	C	1,257,800	1,257,800
19	(ma) Federal project aids	PR-F	C	5,800,000	5,800,000
20	(mb) Federal project local assistance	PR-F	C	-0-	-0-
21	(md) Federal block grant aids	PR-F	C	-0-	62,000
22	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
23	(na) Federal program aids	PR-F	C	29,298,700	30,298,700
24	(nl) Federal program local assistance	PR-F	C	7,560,000	7,560,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(o) Federal aid; community aids	PR-F	C	36,685,200	36,524,100
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			215,288,500	226,486,300
	PROGRAM REVENUE			81,647,200	82,548,100
	FEDERAL			(79,343,900)	(80,244,800)
	SERVICE			(2,303,300)	(2,303,300)
	TOTAL-ALL SOURCES			296,935,700	309,034,400
2	(8) GENERAL ADMINISTRATION				
3	(a) General program operations	GPR	A	15,182,700	15,289,200
4	(b) Inspector general; general				
5	operations	GPR	A	4,742,900	4,742,900
6	(c) Inspector general; local assistance	GPR	A	250,000	250,000
7	(i) Gifts and grants	PR	C	10,000	10,000
8	(k) Administrative and support				
9	services	PR-S	A	29,664,000	29,697,800
10	(kw) Inspector general; interagency and				
11	intra-agency programs	PR-S	C	431,200	431,200
12	(kx) Interagency and intra-agency				
13	programs	PR-S	C	41,800	41,800
14	(ky) Interagency and intra-agency aids	PR-S	C	2,000,000	2,000,000
15	(kz) Interagency and intra-agency local				
16	assistance	PR-S	C	–0–	–0–
17	(m) Federal project operations	PR-F	C	–0–	–0–
18	(ma) Federal project aids	PR-F	C	–0–	–0–
19	(mb) Income augmentation services				
20	receipts	PR-F	C	6,634,900	6,634,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(mc) Federal block grant operations	PR-F	C	1,219,600	1,219,600
2	(mm) Reimbursements from federal				
3	government	PR-F	C	-0-	-0-
4	(n) Federal program operations	PR-F	C	2,868,000	2,868,000
5	(o) Inspector general; federal program				
6	local assistance	PR-F	C	564,200	564,200
7	(p) Inspector general; federal program				
8	operations	PR-F	C	7,408,300	7,408,300
9	(pz) Indirect cost reimbursements	PR-F	C	2,714,800	2,714,800
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			20,175,600	20,282,100
	PROGRAM REVENUE			53,556,800	53,590,600
	FEDERAL			(21,409,800)	(21,409,800)
	OTHER			(10,000)	(10,000)
	SERVICE			(32,137,000)	(32,170,800)
	TOTAL-ALL SOURCES			73,732,400	73,872,700
	20.435 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			3,628,890,900	3,765,705,300
	PROGRAM REVENUE			6,773,254,800	7,005,012,800
	FEDERAL			(5,715,930,600)	(5,909,058,800)
	OTHER			(942,980,800)	(981,471,700)
	SERVICE			(114,343,400)	(114,482,300)
	SEGREGATED REVENUE			760,397,000	757,099,800
	OTHER			(760,397,000)	(757,099,800)
	TOTAL-ALL SOURCES			11,162,542,700	11,527,817,900
10	20.437 Children and Families, Department of				
11	(1) CHILDREN AND FAMILY SERVICES				
12	(a) General program operations	GPR	A	9,129,200	9,136,400
13	(ab) Child abuse and neglect prevention				
14	grants	GPR	A	985,700	985,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(ac) Child abuse and neglect prevention				
2	technical assistance	GPR	A	–0–	–0–
3	(b) Children and family aids payments	GPR	A	29,359,100	25,658,600
4	(bc) Grants for children’s community				
5	programs	GPR	A	625,200	625,200
6	(bd) Tribal family services grants	GPR	A	1,271,900	1,271,900
7	(cd) Domestic abuse grants	GPR	A	7,434,600	12,434,600
8	(cf) Foster and family–operated group				
9	home parent insurance and liability	GPR	A	59,400	59,400
10	(cj) Community youth and family aids	GPR	A	44,324,400	88,657,600
11	(cm) Community intervention program	GPR	A	1,856,300	3,712,500
12	(cw) Milwaukee child welfare services;				
13	general program operations	GPR	A	17,077,600	17,379,600
14	(cx) Child welfare services; aids	GPR	A	57,083,200	58,210,200
15	(d) Interstate Compact for the				
16	Placement of Children assessments	GPR	A	–0–	–0–
17	(da) Child Welfare Program				
18	Enhancement Plan; aids	GPR	A	1,796,500	1,796,500
19	(dd) State out–of–home care,				
20	guardianship, and adoption				
21	services	GPR	A	56,212,000	56,233,600
22	(dg) State adoption information				
23	exchange and state adoption center	GPR	A	169,600	169,600
24	(e) Services for sex–trafficking victims	GPR	A	–0–	2,000,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(eg) Brighter futures initiative	GPR	A	864,900	864,900
2	(f) Second–chance homes	GPR	A	–0–	–0–
3	(fm) Literacy improvement aids	GPR	A	23,600	23,600
4	(gg) Collection remittances to local units				
5	of government	PR	C	–0–	–0–
6	(gx) Milwaukee child welfare services;				
7	collections	PR	C	4,234,000	4,487,200
8	(hh) Domestic abuse surcharge grants	PR	C	573,200	573,200
9	(i) Gifts and grants	PR	C	5,000	5,000
10	(j) Statewide automated child welfare				
11	information system receipts	PR	C	581,300	581,300
12	(jb) Fees for administrative services	PR	C	78,000	78,000
13	(jj) Searches for birth parents and				
14	adoption record information;				
15	foreign adoptions	PR	A	79,800	79,800
16	(jm) Licensing activities	PR	C	90,900	90,900
17	(kb) Interagency aids; brighter futures				
18	initiative	PR–S	C	865,000	865,000
19	(km) Interagency and intra–agency aids;				
20	children and family aids; local				
21	assistance	PR–S	C	7,680,700	7,296,700
22	(kp) Interagency and intra–agency aids;				
23	tribal delinquency placements	PR–S	A	37,500	75,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(kw) Interagency and intra-agency aids;				
2	Milwaukee child welfare services	PR-S	A	20,101,300	20,101,300
3	(kx) Interagency and intra-agency				
4	programs	PR-S	C	3,548,700	3,538,700
5	(ky) Interagency and intra-agency aids	PR-S	C	3,290,100	3,290,100
6	(kz) Interagency and intra-agency aids;				
7	tribal placements and				
8	guardianships	PR-S	A	395,000	395,000
9	(m) Federal project operations	PR-F	C	742,600	742,600
10	(ma) Federal project aids	PR-F	C	2,438,700	2,438,700
11	(mb) Federal project local assistance	PR-F	C	1,100,000	-0-
12	(mc) Federal block grant operations	PR-F	C	-0-	-0-
13	(md) Federal block grant aids	PR-F	C	-0-	-0-
14	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
15	(mw) Federal aid; Milwaukee child				
16	welfare services general program				
17	operations	PR-F	C	3,978,700	4,025,000
18	(mx) Federal aid; Milwaukee child				
19	welfare services aids	PR-F	C	14,271,700	14,623,300
20	(n) Federal program operations	PR-F	C	10,197,900	10,203,200
21	(na) Federal program aids	PR-F	C	9,824,300	9,824,300
22	(nL) Federal program local assistance	PR-F	C	10,478,000	10,088,000
23	(o) Federal aid; children, youth, and				
24	family aids	PR-F	C	32,863,000	38,651,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(pd) Federal aid; state out-of-home				
2	care, guardianship, and adoption				
3	services	PR-F	C	44,939,700	45,249,100
4	(pm) Federal aid; adoption incentive				
5	payments	PR-F	C	136,000	136,000
6	(q) Grants for literacy and early				
7	childhood development programs	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			228,273,200	279,219,900
	PROGRAM REVENUE			172,531,100	177,438,800
	FEDERAL			(130,970,600)	(135,981,600)
	OTHER			(5,642,200)	(5,895,400)
	SERVICE			(35,918,300)	(35,561,800)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			400,804,300	456,658,700
8	(2) ECONOMIC SUPPORT				
9	(a) General program operations	GPR	A	3,987,200	3,994,100
10	(bc) Child support local assistance	GPR	C	8,500,000	8,500,000
11	(cm) Wisconsin works child care	GPR	A	28,849,400	28,849,400
12	(dz) Temporary Assistance for Needy				
13	Families programs; maintenance of				
14	effort	GPR	A	131,077,000	131,077,000
15	(e) Incentive payments for identifying				
16	children with health insurance	GPR	A	300,000	300,000
17	(f) Emergency Shelter of the Fox				
18	Valley	GPR	A	50,000	50,000
19	(fr) Skills enhancement grants	GPR	A	250,000	250,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(i) Gifts and grants	PR	C	2,500	2,500
2	(ja) Child support state operations –				
3	fees and reimbursements	PR	C	19,735,800	19,550,800
4	(jb) Fees for administrative services	PR	C	725,000	725,000
5	(jL) Job access loan repayments	PR	C	610,200	610,200
6	(jn) Child care licensing and				
7	certification activities	PR	C	1,700,400	1,715,900
8	(k) Child support transfers	PR–S	C	7,027,800	7,027,800
9	(kp) Delinquent support, maintenance,				
10	and fee payments	PR–S	C	–0–	–0–
11	(kx) Interagency and intra–agency				
12	programs	PR–S	C	1,342,800	1,342,800
13	(L) Public assistance overpayment				
14	recovery, fraud investigation, and				
15	error reduction	PR	C	160,600	160,600
16	(ma) Federal project activities and				
17	administration	PR–F	C	8,267,900	8,036,400
18	(mc) Federal block grant operations	PR–F	A	46,680,900	46,052,700
19	(md) Federal block grant aids	PR–F	A	388,059,900	413,838,800
20	(me) Child care and temporary				
21	assistance overpayment recovery	PR–F	C	4,286,600	4,287,600
22	(mg) Community services block grant;				
23	federal funds	PR–F	C	7,888,500	7,888,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017	
1	(mm) Reimbursements from federal					
2	government	PR-F	C	-0-	-0-	
3	(n) Child support state operations;					
4	federal funds	PR-F	C	17,325,400	17,813,400	
5	(nL) Child support local assistance;					
6	federal funds	PR-F	C	70,389,100	70,340,600	
7	(om) Refugee assistance; federal funds	PR-F	C	5,842,100	5,842,600	
8	(pz) Income augmentation services					
9	receipts	PR-F	C	-0-	-0-	
10	(q) Centralized support receipt and					
11	disbursement; interest	SEG	S	30,000	35,000	
12	(qm) Child support state operations and					
13	reimbursement for claims and					
14	expenses; unclaimed payments	SEG	S	100,000	100,000	
15	(s) Economic support – public benefits	SEG	A	9,139,700	9,139,700	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			173,013,600	173,020,500	
	PROGRAM REVENUE			580,045,500	605,236,200	
	FEDERAL			(548,740,400)	(574,100,600)	
	OTHER			(22,934,500)	(22,765,000)	
	SERVICE			(8,370,600)	(8,370,600)	
	SEGREGATED REVENUE			9,269,700	9,274,700	
	OTHER			(9,269,700)	(9,274,700)	
	TOTAL–ALL SOURCES			762,328,800	787,531,400	
16	(3) GENERAL ADMINISTRATION					
17	(a) General program operations	GPR	A	1,765,500	1,765,500	
18	(i) Gifts and grants	PR	C	5,000	5,000	
19	(jb) Fees for administrative services	PR	C	-0-	-0-	

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(k) Administrative and support				
2	services	PR-S	A	22,172,200	22,203,100
3	(kp) Interagency and intra–agency aids;				
4	income augmentation services				
5	receipts	PR-S	C	6,558,300	1,828,000
6	(kx) Interagency and intra–agency				
7	programs	PR-S	C	15,607,500	14,786,400
8	(ky) Interagency and intra–agency aids	PR-S	C	–0–	–0–
9	(kz) Interagency and intra–agency local				
10	assistance	PR-S	C	–0–	–0–
11	(mc) Federal block grant operations	PR-F	C	–0–	–0–
12	(md) Federal block grant aids	PR-F	C	–0–	–0–
13	(mf) Federal economic stimulus funds	PR-F	C	–0–	–0–
14	(mm) Reimbursements from federal				
15	government	PR-F	C	–0–	–0–
16	(n) Federal project activities	PR-F	C	–0–	–0–
17	(pz) Indirect cost reimbursements	PR-F	C	–0–	–0–

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	1,765,500	1,765,500
PROGRAM REVENUE	44,343,000	38,822,500
FEDERAL	(–0–)	(–0–)
OTHER	(5,000)	(5,000)
SERVICE	(44,338,000)	(38,817,500)
TOTAL–ALL SOURCES	46,108,500	40,588,000

20.437 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	403,052,300	454,005,900
PROGRAM REVENUE	796,919,600	821,497,500
FEDERAL	(679,711,000)	(710,082,200)
OTHER	(28,581,700)	(28,665,400)
SERVICE	(88,626,900)	(82,749,900)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017	
SEGREGATED REVENUE			9,269,700	9,274,700	
OTHER			(9,269,700)	(9,274,700)	
TOTAL-ALL SOURCES			1,209,241,600	1,284,778,100	
1	20.438 Board for People with Developmental Disabilities				
2	(1) DEVELOPMENTAL DISABILITIES				
3	(a) General program operations	GPR	A	47,000	47,900
4	(h) Program services	PR	C	-0-	-0-
5	(i) Gifts and grants	PR	C	-0-	-0-
6	(mc) Federal project operations	PR-F	C	808,500	809,500
7	(md) Federal project aids	PR-F	C	543,600	543,600
			(1) PROGRAM TOTALS		
	GENERAL PURPOSE REVENUE		47,000	47,900	
	PROGRAM REVENUE		1,352,100	1,353,100	
	FEDERAL		(1,352,100)	(1,353,100)	
	OTHER		(-0-)	(-0-)	
	TOTAL-ALL SOURCES		1,399,100	1,401,000	
	20.438 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE		47,000	47,900	
	PROGRAM REVENUE		1,352,100	1,353,100	
	FEDERAL		(1,352,100)	(1,353,100)	
	OTHER		(-0-)	(-0-)	
	TOTAL-ALL SOURCES		1,399,100	1,401,000	
8	20.440 Health and Educational Facilities Authority				
9	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
10	(a) General program operations	GPR	C	-0-	-0-
			(1) PROGRAM TOTALS		
	GENERAL PURPOSE REVENUE		-0-	-0-	
	TOTAL-ALL SOURCES		-0-	-0-	
11	(2) RURAL HOSPITAL LOAN GUARANTEE				
12	(a) Rural assistance loan fund	GPR	C	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.440 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
1	20.445 Workforce Development, Department of				
2	(1) WORKFORCE DEVELOPMENT				
3	(a) General program operations	GPR	A	8,073,100	8,073,100
4	(ak) Unemployment insurance				
5	administration; substance abuse				
6	treatment	GPR	B	-0-	500,000
7	(al) Unemployment insurance				
8	administration; controlled				
9	substances testing	GPR	B	-0-	-0-
10	(b) Workforce training program; grants				
11	and services	GPR	C	12,858,700	12,858,700
12	(bm) Workforce training program,				
13	administration	GPR	B	3,274,400	3,274,400
14	(cr) State supplement to employment				
15	opportunity demonstration projects	GPR	A	200,600	200,600
16	(f) Death and disability benefit				
17	payments; public insurrections	GPR	S	-0-	-0-
18	(fg) Employment transit aids, state				
19	funds	GPR	A	464,800	464,800
20	(fm) Youth summer jobs programs	GPR	A	422,400	422,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(g) Gifts and grants	PR	C	-0-	-0-
2	(ga) Auxiliary services	PR	C	316,500	316,500
3	(gb) Local agreements	PR	C	229,200	229,200
4	(gc) Unemployment administration	PR	C	-0-	-0-
5	(gd) Unemployment interest and				
6	penalty payments	PR	C	2,080,900	2,080,900
7	(gg) Unemployment information				
8	technology systems; interest and				
9	penalties	PR	C	-0-	-0-
10	(gh) Unemployment information				
11	technology systems; assessments	PR	C	-0-	-0-
12	(gk) Child labor permit system; fees	PR	A	354,200	354,200
13	(gm) Unemployment insurance				
14	handbook	PR	C	-0-	-0-
15	(ka) Interagency and intra-agency				
16	agreements	PR-S	C	36,802,700	36,802,700
17	(kc) Administrative services	PR-S	A	35,994,700	35,994,700
18	(km) Nursing workforce survey and				
19	grants	PR-S	C	155,600	155,600
20	(m) Workforce investment and				
21	assistance; federal moneys	PR-F	C	74,560,900	73,665,900
22	(n) Employment assistance and				
23	unemployment insurance				
24	administration; federal moneys	PR-F	C	60,106,300	60,106,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(na) Employment security buildings and				
2	equipment	PR-F	C	-0-	-0-
3	(nb) Unemployment administration;				
4	information technology systems	PR-F	C	-0-	-0-
5	(nd) Unemployment administration;				
6	apprenticeship and other				
7	employment services	PR-F	A	2,235,900	1,423,400
8	(ne) Unemployment insurance				
9	administration and bank service				
10	costs	PR-F	C	-0-	-0-
11	(o) Equal rights; federal moneys	PR-F	C	812,100	812,100
12	(p) Worker's compensation; federal				
13	moneys	PR-F	C	-0-	-0-
14	(pz) Indirect cost reimbursements	PR-F	C	25,300	25,300
15	(rb) Worker's compensation operations				
16	fund; contracts	SEG	C	93,900	93,900
17	(s) Self-insured employers liability				
18	fund	SEG	C	-0-	-0-
19	(u) Unemployment interest payments				
20	and transfers	SEG	S	-0-	-0-
21	(v) Unemployment program integrity	SEG	S	-0-	-0-

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	25,294,000	25,794,000
PROGRAM REVENUE	213,674,300	211,966,800
FEDERAL	(137,740,500)	(136,033,000)
OTHER	(2,980,800)	(2,980,800)
SERVICE	(72,953,000)	(72,953,000)
SEGREGATED REVENUE	93,900	93,900

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2015-2016	2016-2017
OTHER				(93,900)	(93,900)
TOTAL-ALL SOURCES				239,062,200	237,854,700
1	(2) REVIEW COMMISSION				
2	(a) General program operations, review				
3	commission	GPR	A	265,500	265,500
4	(m) Federal moneys	PR-F	C	181,200	181,200
5	(n) Unemployment administration;				
6	federal moneys	PR-F	C	2,388,200	2,388,200
7	(ra) Worker's compensation operations				
8	fund; worker's compensation				
9	activities	SEG	A	777,100	777,100
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE				265,500	265,500
PROGRAM REVENUE				2,569,400	2,569,400
FEDERAL				(2,569,400)	(2,569,400)
SEGREGATED REVENUE				777,100	777,100
OTHER				(777,100)	(777,100)
TOTAL-ALL SOURCES				3,612,000	3,612,000
10	(5) VOCATIONAL REHABILITATION SERVICES				
11	(a) General program operations;				
12	purchased services for clients	GPR	C	17,525,200	17,525,200
13	(gg) Contractual services	PR	C	-0-	-0-
14	(gp) Contractual aids	PR	C	-0-	-0-
15	(h) Enterprises and services for blind				
16	and visually impaired	PR	C	149,100	149,100
17	(he) Supervised business enterprise	PR	C	125,000	125,000
18	(i) Gifts and grants	PR	C	1,000	1,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(kg) Vocational rehabilitation services				
2	for tribes	PR-S	A	314,900	314,900
3	(kx) Interagency and intra-agency				
4	programs	PR-S	C	-0-	-0-
5	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
6	(kz) Interagency and intra-agency local				
7	assistance	PR-S	C	-0-	-0-
8	(m) Federal project operations	PR-F	C	50,000	50,000
9	(ma) Federal project aids	PR-F	C	6,599,800	6,393,100
10	(n) Federal program aids and				
11	operations	PR-F	C	67,596,700	67,596,700
12	(nL) Federal program local assistance	PR-F	C	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			17,525,200	17,525,200
	PROGRAM REVENUE			74,836,500	74,629,800
	FEDERAL			(74,246,500)	(74,039,800)
	OTHER			(275,100)	(275,100)
	SERVICE			(314,900)	(314,900)
	TOTAL-ALL SOURCES			92,361,700	92,155,000
	20.445 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			43,084,700	43,584,700
	PROGRAM REVENUE			291,080,200	289,166,000
	FEDERAL			(214,556,400)	(212,642,200)
	OTHER			(3,255,900)	(3,255,900)
	SERVICE			(73,267,900)	(73,267,900)
	SEGREGATED REVENUE			871,000	871,000
	OTHER			(871,000)	(871,000)
	TOTAL-ALL SOURCES			335,035,900	333,621,700
13	20.455 Justice, Department of				
14	(1) LEGAL SERVICES				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(a) General program operations	GPR	A	13,478,700	13,497,700
2	(d) Legal expenses	GPR	B	738,500	738,800
3	(gh) Investigation and prosecution	PR	C	–0–	–0–
4	(gk) Solicitor general	PR–S	C	443,200	584,500
5	(gs) Delinquent obligation collection	PR	C	7,000	7,000
6	(hm) Restitution	PR	C	–0–	–0–
7	(k) Environment litigation project	PR–S	C	608,500	613,000
8	(km) Interagency and intra–agency				
9	assistance	PR–S	C	1,380,400	1,406,800
10	(m) Federal aid	PR–F	C	1,166,600	1,169,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			14,217,200	14,236,500
	PROGRAM REVENUE			3,605,700	3,781,200
	FEDERAL			(1,166,600)	(1,169,900)
	OTHER			(7,000)	(7,000)
	SERVICE			(2,432,100)	(2,604,300)
	TOTAL–ALL SOURCES			17,822,900	18,017,700
11	(2) LAW ENFORCEMENT SERVICES				
12	(a) General program operations	GPR	A	21,065,000	21,117,400
13	(am) Officer training reimbursement	GPR	S	150,000	150,000
14	(b) Investigations and operations	GPR	A	–0–	–0–
15	(c) Crime laboratory equipment	GPR	B	–0–	–0–
16	(cv) Shot Spotter Program	GPR	A	175,000	175,000
17	(dg) Weed and seed and law				
18	enforcement technology	GPR	A	–0–	–0–
19	(eg) Drug courts	GPR	A	500,000	500,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(em) Alternatives to prosecution and				
2	incarceration for persons who use				
3	alcohol or other drugs;				
4	presentencing assessments	GPR	A	2,500,000	2,500,000
5	(g) Gaming law enforcement; racing				
6	revenues	PR	A	-0-	-0-
7	(gb) Gifts and grants	PR	C	-0-	-0-
8	(gc) Gaming law enforcement; Indian				
9	gaming	PR	A	144,600	144,800
10	(gm) Criminal history searches;				
11	fingerprint identification	PR	C	4,411,900	4,428,200
12	(gp) Crime information alerts	PR	C	50,000	50,000
13	(gr) Handgun purchaser record check;				
14	checks for licenses or certifications				
15	to carry concealed weapons	PR	C	2,008,900	2,011,900
16	(h) Terminal charges	PR	A	2,463,300	2,463,400
17	(hm) Public safety interoperable				
18	communication system; general				
19	usage fees	PR	A	-0-	-0-
20	(i) Penalty surcharge, receipts	PR	A	-0-	-0-
21	(j) Law enforcement training fund,				
22	local assistance	PR-S	A	4,364,800	4,364,800
23	(ja) Law enforcement training fund,				
24	state operations	PR-S	A	3,063,600	3,067,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(jb) Crime laboratory equipment and				
2	supplies	PR-S	A	558,100	558,100
3	(k) Interagency and intra-agency				
4	assistance	PR-S	C	1,193,700	1,195,600
5	(ka) Public safety interoperable				
6	communication system; state fees	PR-S	A	-0-	-0-
7	(kc) Transaction information				
8	management of enforcement system	PR-S	A	713,700	714,300
9	(kd) Drug law enforcement, crime				
10	laboratories, and genetic evidence				
11	activities	PR-S	A	8,246,800	8,267,500
12	(ke) Drug enforcement intelligence				
13	operations	PR-S	A	1,652,700	1,667,500
14	(kg) Interagency and intra-agency				
15	assistance; fingerprint				
16	identification	PR-S	A	-0-	-0-
17	(ki) Interoperable communications				
18	system	PR-S	A	1,045,000	1,045,500
19	(km) Lottery background investigations	PR-S	A	-0-	-0-
20	(kn) Alternatives to prosecution and				
21	incarceration for persons who use				
22	alcohol or other drugs; justice				
23	information fee	PR-S	A	1,078,400	1,078,400
24	(ko) Wisconsin justice information				
25	sharing program	PR-S	A	714,100	714,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(kp) Drug crimes enforcement; local				
2	grants	PR-S	A	717,900	717,900
3	(kq) County law enforcement services	PR-S	A	490,000	490,000
4	(kt) County-tribal programs, local				
5	assistance	PR-S	A	631,200	631,200
6	(ku) County-tribal programs, state				
7	operations	PR-S	A	84,800	84,900
8	(kv) Grants for substance abuse				
9	treatment programs for criminal				
10	offenders	PR	C	5,600	5,700
11	(kw) Tribal law enforcement assistance	PR-S	A	695,000	695,000
12	(ky) Law enforcement programs —				
13	administration	PR-S	A	175,100	175,300
14	(kz) State justice assistance grants	PR-S	A	1,750,000	1,750,000
15	(Lm) Crime laboratories;				
16	deoxyribonucleic acid analysis	PR	C	4,277,700	4,321,200
17	(m) Federal aid, state operations	PR-F	C	3,358,200	3,363,000
18	(n) Federal aid, local assistance	PR-F	C	5,755,000	5,755,000
19	(r) Gaming law enforcement; lottery				
20	revenues	SEG	A	387,500	388,200

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	24,390,000	24,442,400
PROGRAM REVENUE	49,650,100	49,761,000
FEDERAL	(9,113,200)	(9,118,000)
OTHER	(13,362,000)	(13,425,200)
SERVICE	(27,174,900)	(27,217,800)
SEGREGATED REVENUE	387,500	388,200
OTHER	(387,500)	(388,200)

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2015-2016	2016-2017
TOTAL-ALL SOURCES				74,427,600	74,591,600
1	(3) ADMINISTRATIVE SERVICES				
2	(a) General program operations	GPR	A	6,494,800	6,506,800
3	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
4	(k) Interagency and intra-agency				
5	assistance	PR-S	A	-0-	-0-
6	(m) Federal aid, state operations	PR-F	C	-0-	-0-
7	(pz) Indirect cost reimbursements	PR-F	C	522,600	522,600
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE				6,494,800	6,506,800
PROGRAM REVENUE				522,600	522,600
FEDERAL				(522,600)	(522,600)
OTHER				(-0-)	(-0-)
SERVICE				(-0-)	(-0-)
TOTAL-ALL SOURCES				7,017,400	7,029,400
8	(5) VICTIMS AND WITNESSES				
9	(a) General program operations	GPR	A	1,111,300	1,111,700
10	(b) Awards for victims of crimes	GPR	A	2,388,100	2,388,100
11	(br) Global positioning system tracking	GPR	A	-0-	-0-
12	(d) Reimbursement for forensic				
13	examinations	GPR	S	700,000	700,000
14	(e) Sexual assault victim services	GPR	A	2,036,500	2,036,500
15	(g) Crime victim and witness				
16	assistance surcharge, general				
17	services	PR	A	6,748,200	6,748,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(gj) General operations; child				
2	pornography surcharge	PR	C	75,000	75,000
3	(h) Crime victim compensation services	PR	A	52,600	52,700
4	(hh) Crime victim restitution	PR	C	267,300	267,300
5	(i) Victim compensation, inmate				
6	payments	PR	C	9,000	9,000
7	(k) Interagency and intra-agency				
8	assistance; reimbursement to				
9	counties	PR-S	A	542,300	542,300
10	(kp) Reimbursement to counties for				
11	victim-witness services	PR-S	A	748,900	748,900
12	(m) Federal aid; victim compensation	PR-F	C	1,823,900	1,823,900
13	(ma) Federal aid, state operations				
14	relating to crime victim services	PR-F	C	865,500	865,500
15	(mh) Federal aid; victim assistance	PR-F	C	9,107,600	9,113,600
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,235,900	6,236,300
	PROGRAM REVENUE			20,240,300	20,246,600
	FEDERAL			(11,797,000)	(11,803,000)
	OTHER			(7,152,100)	(7,152,400)
	SERVICE			(1,291,200)	(1,291,200)
	TOTAL-ALL SOURCES			26,476,200	26,482,900
	20.455 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			51,337,900	51,422,000
	PROGRAM REVENUE			74,018,700	74,311,400
	FEDERAL			(22,599,400)	(22,613,500)
	OTHER			(20,521,100)	(20,584,600)
	SERVICE			(30,898,200)	(31,113,300)
	SEGREGATED REVENUE			387,500	388,200
	OTHER			(387,500)	(388,200)
	TOTAL-ALL SOURCES			125,744,100	126,121,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	20.465 Military Affairs, Department of				
2	(1) NATIONAL GUARD OPERATIONS				
3	(a) General program operations	GPR	A	5,932,700	5,932,700
4	(b) Repair and maintenance	GPR	A	806,900	806,900
5	(c) Public emergencies	GPR	S	540,000	540,000
6	(d) Principal repayment and interest	GPR	S	6,357,500	6,265,600
7	(e) State flags	GPR	A	400	400
8	(f) Energy costs; energy-related				
9	assessments	GPR	A	2,380,100	2,453,600
10	(g) Military property	PR	A	1,022,700	1,022,700
11	(h) Intergovernmental services	PR	A	-0-	-0-
12	(i) Distance learning centers	PR	C	-0-	-0-
13	(k) Armory store operations	PR-S	A	83,000	83,000
14	(km) Agency services	PR-S	A	60,800	60,800
15	(Li) Gifts and grants	PR	C	135,000	135,000
16	(m) Federal aid	PR-F	C	30,599,500	30,599,500
17	(pz) Indirect cost reimbursements	PR-F	C	774,500	774,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			16,017,600	15,999,200
	PROGRAM REVENUE			32,675,500	32,675,500
	FEDERAL			(31,374,000)	(31,374,000)
	OTHER			(1,157,700)	(1,157,700)
	SERVICE			(143,800)	(143,800)
	TOTAL-ALL SOURCES			48,693,100	48,674,700
18	(2) GUARD MEMBERS' BENEFITS				

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(a) Tuition grants	GPR	S	5,500,000	5,500,000
2	(r) Military family relief	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,500,000	5,500,000
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			5,500,000	5,500,000
3	(3) EMERGENCY MANAGEMENT SERVICES				
4	(a) General program operations	GPR	A	1,093,300	1,095,100
5	(am) Worker's compensation for local				
6	unit of government volunteers	GPR	S	27,600	27,600
7	(b) State disaster assistance	GPR	A	-0-	-0-
8	(dd) Regional emergency response				
9	teams	GPR	A	1,247,400	1,247,400
10	(dp) Emergency response equipment	GPR	A	417,000	417,000
11	(dr) Emergency response supplement	GPR	C	-0-	-0-
12	(dt) Emergency response training	GPR	B	57,900	57,900
13	(e) Disaster recovery aid; public health				
14	emergency quarantine costs	GPR	S	2,500,000	2,500,000
15	(f) Civil air patrol aids	GPR	A	16,900	16,900
16	(g) Program services	PR	C	2,604,600	2,604,600
17	(h) Interstate emergency assistance	PR	A	-0-	-0-
18	(i) Emergency planning and reporting;				
19	administration	PR	A	1,162,000	1,165,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(j) Division of emergency				
2	management; gifts and grants	PR	C	-0-	-0-
3	(jm) Division of emergency				
4	management; emergency planning				
5	grants	PR	C	1,043,800	1,043,800
6	(jt) Regional emergency response				
7	reimbursement	PR	C	-0-	-0-
8	(m) Federal aid, state operations	PR-F	C	4,520,300	4,528,100
9	(mb) Federal aid, homeland security	PR-F	C	16,835,400	16,835,400
10	(n) Federal aid, local assistance	PR-F	C	12,800,000	12,800,000
11	(o) Federal aid, individuals and				
12	organizations	PR-F	C	1,926,400	1,926,400
13	(r) Division of emergency				
14	management; petroleum inspection				
15	fund	SEG	A	462,100	462,100
16	(s) State disaster assistance;				
17	petroleum inspection fund	SEG	C	711,200	711,200
18	(t) Emergency response training –				
19	environmental fund	SEG	B	7,600	7,600
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,360,100	5,361,900
	PROGRAM REVENUE			40,892,500	40,904,200
	FEDERAL			(36,082,100)	(36,089,900)
	OTHER			(4,810,400)	(4,814,300)
	SEGREGATED REVENUE			1,180,900	1,180,900
	OTHER			(1,180,900)	(1,180,900)
	TOTAL-ALL SOURCES			47,433,500	47,447,000
20	(4) NATIONAL GUARD YOUTH PROGRAMS				

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(h) Gifts and grants	PR	C	–0–	–0–
2	(ka) Challenge academy program; public				
3	instruction funds	PR–S	C	1,147,800	1,147,800
4	(m) Federal aid	PR–F	C	3,443,400	3,443,400
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			4,591,200	4,591,200
	FEDERAL			(3,443,400)	(3,443,400)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,147,800)	(1,147,800)
	TOTAL–ALL SOURCES			4,591,200	4,591,200
	20.465 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			26,877,700	26,861,100
	PROGRAM REVENUE			78,159,200	78,170,900
	FEDERAL			(70,899,500)	(70,907,300)
	OTHER			(5,968,100)	(5,972,000)
	SERVICE			(1,291,600)	(1,291,600)
	SEGREGATED REVENUE			1,180,900	1,180,900
	OTHER			(1,180,900)	(1,180,900)
	TOTAL–ALL SOURCES			106,217,800	106,212,900
5	20.475 District Attorneys				
6	(1) DISTRICT ATTORNEYS				
7	(d) Salaries and fringe benefits	GPR	A	43,829,600	44,422,700
8	(em) Salary adjustments	GPR	A	–0–	–0–
9	(h) Gifts and grants	PR	C	3,053,700	2,985,300
10	(i) Other employees	PR	A	357,600	361,100
11	(k) Interagency and intra–agency				
12	assistance	PR–S	C	–0–	–0–
13	(km) Deoxyribonucleic acid evidence				
14	activities	PR–S	A	153,900	153,900
15	(m) Federal aid	PR–F	C	–0–	–0–

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017		
(1) PROGRAM TOTALS						
GENERAL PURPOSE REVENUE			43,829,600	44,422,700		
PROGRAM REVENUE			3,565,200	3,500,300		
FEDERAL			(-0-)	(-0-)		
OTHER			(3,411,300)	(3,346,400)		
SERVICE			(153,900)	(153,900)		
TOTAL-ALL SOURCES			47,394,800	47,923,000		
20.475 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUE			43,829,600	44,422,700		
PROGRAM REVENUE			3,565,200	3,500,300		
FEDERAL			(-0-)	(-0-)		
OTHER			(3,411,300)	(3,346,400)		
SERVICE			(153,900)	(153,900)		
TOTAL-ALL SOURCES			47,394,800	47,923,000		
1	20.485 Veterans Affairs, Department of					
2	(1)	VETERANS HOMES				
3	(a)	Aids to indigent veterans	GPR	A	178,200	178,200
4	(b)	General fund supplement to				
5		institutional operations	GPR	B	-0-	-0-
6	(d)	Cemetery maintenance and				
7		beautification	GPR	A	23,200	23,200
8	(e)	Lease rental payments	GPR	S	-0-	-0-
9	(f)	Principal repayment and interest	GPR	S	1,552,200	1,247,900
10	(g)	Home exchange	PR	A	262,400	262,400
11	(gd)	Veterans home cemetery operations	PR	C	5,000	5,000
12	(gk)	Institutional operations	PR	A	107,950,500	106,950,500
13	(go)	Self-amortizing facilities; principal				
14		repayment and interest	PR	S	1,848,500	2,040,700
15	(h)	Gifts and bequests	PR	C	239,600	239,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(hm) Gifts and grants	PR	C	-0-	-0-
2	(i) State-owned housing maintenance	PR	C	59,700	59,700
3	(kg) Grants to counties	PR-S	A	76,200	76,200
4	(m) Federal aid; care at veterans homes	PR-F	C	-0-	-0-
5	(mj) Federal aid; geriatric unit	PR-F	C	-0-	-0-
6	(mn) Federal projects	PR-F	C	21,700	21,700
7	(r) Institutional operations	SEG	A	-0-	-0-
8	(t) Veterans homes member accounts	SEG	C	-0-	-0-
9	(u) Rentals; improvements; equipment;				
10	land acquisition	SEG	A	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,753,600	1,449,300
	PROGRAM REVENUE			110,463,600	109,655,800
	FEDERAL			(21,700)	(21,700)
	OTHER			(110,365,700)	(109,557,900)
	SERVICE			(76,200)	(76,200)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			112,217,200	111,105,100
11	(2) LOANS AND AIDS TO VETERANS				
12	(a) General program operations; loans				
13	and aids	GPR	A	-0-	-0-
14	(b) Housing vouchers for homeless				
15	veterans	GPR	A	-0-	-0-
16	(d) Veterans memorials at the				
17	Highground	GPR	C	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(db) General fund supplement to				
2	veterans trust fund	GPR	A	-0-	-0-
3	(e) Korean War memorial grant	GPR	A	-0-	-0-
4	(g) Consumer reporting agency fees	PR	C	-0-	-0-
5	(h) Public and private receipts	PR	C	18,200	18,200
6	(kg) American Indian services				
7	coordinator	PR-S	A	96,500	96,500
8	(km) American Indian grants and tribal				
9	college tuition reimbursements	PR-S	A	466,200	466,200
10	(m) Federal payments; veterans				
11	assistance	PR-F	C	528,600	528,600
12	(q) Veteran employment grants	SEG	S	500,000	500,000
13	(rm) Veterans assistance programs; fish				
14	and game vouchers	SEG	B	643,100	911,000
15	(rp) Veterans assistance program				
16	receipts	SEG	C	115,500	115,500
17	(s) Transportation payment	SEG	A	220,000	220,000
18	(sm) Military funeral honors	SEG	S	304,500	304,500
19	(tf) Veterans tuition reimbursement				
20	program; grants to nonprofit				
21	organizations that serve veterans				
22	and their families	SEG	B	653,100	1,403,100
23	(tj) Retraining assistance program	SEG	A	210,000	210,000
24	(tm) Facilities	SEG	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(u) Administration of loans and aids to				
2	veterans	SEG	A	9,127,100	9,127,100
3	(vm) Assistance to needy veterans and				
4	veteran start-up businesses	SEG	A	970,000	970,000
5	(vw) Payments to veterans organizations				
6	for claims service; grants for the				
7	operation of Camp American				
8	Legion; grants to American Indian				
9	tribes and bands	SEG	A	386,800	386,800
10	(vx) County grants	SEG	A	342,400	342,400
11	(vy) American Indian services				
12	coordinator	SEG	A	-0-	-0-
13	(x) Federal per diem payments	SEG-F	C	1,463,000	1,463,000
14	(yg) Acquisition of 1981 revenue bond				
15	mortgages	SEG	S	-0-	-0-
16	(yn) Veterans trust fund loans and				
17	expenses	SEG	B	50,000	50,000
18	(yo) Debt payment	SEG	S	-0-	-0-
19	(z) Gifts	SEG	C	-0-	-0-
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			1,109,500	1,109,500
	FEDERAL			(528,600)	(528,600)
	OTHER			(18,200)	(18,200)
	SERVICE			(562,700)	(562,700)
	SEGREGATED REVENUE			14,985,500	16,003,400
	FEDERAL			(1,463,000)	(1,463,000)
	OTHER			(13,522,500)	(14,540,400)
	TOTAL-ALL SOURCES			16,095,000	17,112,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
2	(b) Self insurance	GPR	S	-0-	-0-
3	(e) General program deficiency	GPR	S	-0-	-0-
4	(q) Foreclosure loss payments	SEG	C	801,000	801,000
5	(r) Funded reserves	SEG	C	50,000	50,000
6	(rm) Other reserves	SEG	C	-0-	-0-
7	(s) General program operations	SEG	A	644,300	644,300
8	(sm) County grants	SEG	A	342,400	342,400
9	(t) Debt service	SEG	C	7,687,700	8,191,300
10	(v) Revenue obligation repayment	SEG	C	-0-	-0-
11	(wd) Loan-servicing administration	SEG	A	-0-	-0-
12	(wg) Escrow payments, recoveries, and				
13	refunds	SEG	C	-0-	-0-
14	(wp) Loan-servicing rights	SEG	B	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			9,525,400	10,029,000
	OTHER			(9,525,400)	(10,029,000)
	TOTAL-ALL SOURCES			9,525,400	10,029,000
15	(4) VETERANS MEMORIAL CEMETERIES				
16	(g) Cemetery operations	PR	A	277,800	277,800
17	(h) Gifts, grants and bequests	PR	C	-0-	-0-
18	(m) Federal aid; cemetery operations				
19	and burials	PR-F	C	1,105,300	1,105,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(q) Cemetery administration and				
2	maintenance	SEG	A	554,800	554,800
3	(qm) Repayment of principal and				
4	interest	SEG	S	90,400	89,500
5	(r) Cemetery energy costs;				
6	energy-related assessments	SEG	A	106,300	106,300
		(4) PROGRAM TOTALS			
	PROGRAM REVENUE			1,383,100	1,383,100
	FEDERAL			(1,105,300)	(1,105,300)
	OTHER			(277,800)	(277,800)
	SEGREGATED REVENUE			751,500	750,600
	OTHER			(751,500)	(750,600)
	TOTAL-ALL SOURCES			2,134,600	2,133,700
7	(5) WISCONSIN VETERANS MUSEUM				
8	(c) Operation of Wisconsin Veterans				
9	Museum	GPR	A	248,500	248,500
10	(mn) Federal projects; museum				
11	acquisitions and operations	PR-F	C	–0–	–0–
12	(tm) Museum facilities	SEG	C	52,800	52,800
13	(v) Museum sales receipts	SEG	C	170,700	170,700
14	(vo) Veterans of World War I	SEG	A	2,500	2,500
15	(wd) Operation of Wisconsin Veterans				
16	Museum	SEG	A	2,431,200	2,431,200
17	(zm) Museum gifts and bequests	SEG	C	–0–	–0–
		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			248,500	248,500
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	SEGREGATED REVENUE			2,657,200	2,657,200
	OTHER			(2,657,200)	(2,657,200)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017		
TOTAL-ALL SOURCES			2,905,700	2,905,700		
20.485 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUE			2,002,100	1,697,800		
PROGRAM REVENUE			112,956,200	112,148,400		
FEDERAL			(1,655,600)	(1,655,600)		
OTHER			(110,661,700)	(109,853,900)		
SERVICE			(638,900)	(638,900)		
SEGREGATED REVENUE			27,919,600	29,440,200		
FEDERAL			(1,463,000)	(1,463,000)		
OTHER			(26,456,600)	(27,977,200)		
TOTAL-ALL SOURCES			142,877,900	143,286,400		
1	20.490 Wisconsin Housing and Economic Development Authority					
2	(1) FACILITATION OF CONSTRUCTION					
3	(a)	Capital reserve fund deficiency	GPR	C	-0-	-0-
(1) PROGRAM TOTALS						
		GENERAL PURPOSE REVENUE			-0-	-0-
		TOTAL-ALL SOURCES			-0-	-0-
4	(2) HOUSING REHABILITATION LOAN PROGRAM					
5	(a)	General program operations	GPR	C	-0-	-0-
6	(q)	Loan loss reserve fund	SEG	C	-0-	-0-
(2) PROGRAM TOTALS						
		GENERAL PURPOSE REVENUE			-0-	-0-
		SEGREGATED REVENUE			-0-	-0-
		OTHER			(-0-)	(-0-)
		TOTAL-ALL SOURCES			-0-	-0-
7	(3) HOMEOWNERSHIP MORTGAGE ASSISTANCE					
8	(a)	Homeowner eviction lien protection				
9		program	GPR	C	-0-	-0-
(3) PROGRAM TOTALS						
		GENERAL PURPOSE REVENUE			-0-	-0-
		TOTAL-ALL SOURCES			-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
2	(g) Disadvantaged business				
3	mobilization loan guarantee	PR	C	-0-	-0-
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
5	(a) Wisconsin development reserve				
6	fund	GPR	C	-0-	-0-
7	(q) Environmental fund transfer to				
8	Wisconsin development reserve				
9	fund	SEG	C	-0-	-0-
10	(r) Agrichemical management fund				
11	transfer to Wisconsin development				
12	reserve fund	SEG	C	-0-	-0-
13	(s) Petroleum inspection fund transfer				
14	to Wisconsin development reserve				
15	fund	SEG	A	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.490 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
Human Resources				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			5,337,370,200	5,471,810,800
PROGRAM REVENUE			8,251,492,200	8,511,251,100
FEDERAL			(6,709,927,200)	(6,931,535,300)
OTHER			(1,180,308,000)	(1,218,541,300)
SERVICE			(361,257,000)	(361,174,500)
SEGREGATED REVENUE			800,040,700	798,269,800
FEDERAL			(1,463,000)	(1,463,000)
OTHER			(798,577,700)	(796,806,800)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			14,388,903,100	14,781,331,700

General Executive Functions

1	20.505 Administration, Department of				
2	(1) SUPERVISION AND MANAGEMENT				
3	(a) General program operations	GPR	A	6,612,900	6,435,200
4	(b) Midwest interstate low-level				
5	radioactive waste compact; loan				
6	from general fund	GPR	C	–0–	–0–
7	(bq) Appropriation obligations				
8	repayment; tobacco settlement				
9	revenues	GPR	A	113,262,000	107,423,500
10	(br) Appropriation obligations				
11	repayment; unfunded liabilities				
12	under the Wisconsin Retirement				
13	System	GPR	A	279,865,100	662,930,000
14	(bv) Appropriation obligations				
15	repayment; sports and				
16	entertainment facilities	GPR	A	–0–	25,234,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(cm) Comprehensive planning grants;				
2	general purpose revenue	GPR	A	-0-	-0-
3	(cn) Comprehensive planning;				
4	administrative support	GPR	A	-0-	-0-
5	(d) Special counsel	GPR	S	611,900	611,900
6	(fm) Fund of funds investment program	GPR	A	-0-	-0-
7	(fz) Administrative code and register				
8	subscription refunds	GPR	S	92,800	92,800
9	(g) Midwest interstate low-level				
10	radioactive waste compact;				
11	membership and costs	PR	A	4,100	4,100
12	(gc) Processing services	PR	A	141,500	141,500
13	(ge) High-voltage transmission line				
14	annual impact fee distributions	PR	C	-0-	-0-
15	(gr) Disabled veteran-owned,				
16	woman-owned, and minority				
17	business certification fees	PR	C	15,700	-0-
18	(gs) High-voltage transmission line				
19	environmental impact fee				
20	distributions	PR	C	-0-	-0-
21	(ic) Services to nonstate governmental				
22	units	PR	A	212,600	212,700
23	(id) Justice information fee receipts	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(im) Services to nonstate governmental				
2	units; entity contract	PR	A	1,577,500	1,579,100
3	(ip) Information technology and				
4	communication services;				
5	self-funded portal	PR	A	5,624,000	5,761,500
6	(ir) Relay service	PR	A	4,022,500	4,022,600
7	(is) Information technology and				
8	communications services; nonstate				
9	entities	PR	A	17,844,600	17,844,900
10	(it) Appropriation obligations;				
11	agreements and ancillary				
12	arrangements	PR	C	-0-	-0-
13	(iu) Plat and proposed incorporation				
14	and annexation review	PR	C	313,000	313,400
15	(iv) Enterprise resource planning				
16	system; nonstate entities	PR	C	-0-	-0-
17	(j) Gifts, grants, and bequests	PR	C	-0-	-0-
18	(jc) Employee development and				
19	training services	PR	A	259,000	259,200
20	(ka) Materials and services to state				
21	agencies and certain districts	PR-S	A	9,483,800	9,541,900
22	(kb) Transportation, records, and				
23	document services	PR-S	A	20,024,200	20,045,600
24	(kc) Capital planning and building				
25	construction services	PR-S	A	13,743,800	13,691,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(kd) Enterprise resource planning				
2	system	PR-S	C	9,321,100	9,321,100
3	(kf) Procurement services	PR-S	C	4,542,400	4,545,600
4	(kh) Justice information systems	PR-S	A	4,232,100	4,234,000
5	(ki) Postage costs	PR-S	C	16,137,900	16,536,900
6	(kj) Financial services	PR-S	A	8,879,000	8,882,600
7	(kk) Information technology security or				
8	desktop management services;				
9	interagency transfers	PR-S	C	-0-	-0-
10	(kL) Printing, mail, communication, and				
11	information technology services;				
12	state agencies; veterans services	PR-S	A	114,295,200	114,488,100
13	(km) University of Wisconsin-Green Bay				
14	programming	PR-S	A	247,500	-0-
15	(kn) Publications	PR	A	102,100	102,100
16	(kp) Interagency assistance; justice				
17	information systems	PR-S	A	326,700	326,700
18	(kq) Justice information systems				
19	development, operation and				
20	maintenance	PR-S	A	-0-	-0-
21	(kr) Legal services	PR-S	A	1,247,800	1,248,300
22	(ks) Collective bargaining grievance				
23	arbitrations	PR-S	A	70,600	70,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ku) Management assistance grants to				
2	counties	PR-S	A	563,200	563,200
3	(kx) American Indian economic				
4	development; technical assistance	PR-S	A	79,500	79,500
5	(kz) General program operations	PR-S	A	6,413,500	6,469,400
6	(mb) Federal aid	PR-F	C	6,649,200	6,651,400
7	(n) Federal aid; local assistance	PR-F	C	90,000,000	90,000,000
8	(ng) Sale of forest products; funds for				
9	public schools and public roads	PR	C	-0-	-0-
10	(pz) Indirect cost reimbursements	PR-F	C	3,200	3,200
11	(r) VendorNet fund administration	SEG	A	84,700	84,700
12	(s) Diesel truck idling reduction grant				
13	administration	SEG	A	76,100	76,200
14	(sa) Diesel truck idling reduction grants	SEG	A	1,000,000	1,000,000
15	(tb) Payment of qualified higher				
16	education expenses and refunds;				
17	college tuition and expenses				
18	program	SEG	S	-0-	-0-
19	(td) Administrative expenses; college				
20	tuition and expenses program	SEG	A	118,300	118,300
21	(tf) Payment of qualified higher				
22	education expenses and refunds;				
23	college savings program trust fund	SEG	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(th) Administrative expenses; college				
2	savings program trust fund	SEG	A	559,400	559,500
3	(tj) Payment of qualified higher				
4	education expenses and refunds;				
5	college savings program bank				
6	deposit trust fund	SEG	S	-0-	-0-
7	(tL) Administrative expenses; college				
8	savings program bank deposit trust				
9	fund	SEG	A	-0-	-0-
10	(tn) Payment of qualified higher				
11	education expenses and refunds;				
12	college savings program credit				
13	union deposit trust fund	SEG	S	-0-	-0-
14	(tp) Administrative expenses; college				
15	savings program credit union				
16	deposit trust fund	SEG	A	-0-	-0-
17	(ub) Land	SEG	C	7,673,300	7,673,300
18	(ud) Comprehensive planning grants;				
19	land information fund	SEG	A	-0-	-0-
20	(v) General program operations —				
21	environmental improvement				
22	programs; state funds	SEG	A	924,300	925,400
23	(x) General program operations —				
24	clean water fund program; federal				
25	funds	SEG-F	C	-0-	-0-

SENATE BILL 21**SECTION 481**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(y) General program operations — safe				
2	drinking water loan program;				
3	federal funds	SEG-F	C	-0-	-0-
4	(z) Transportation planning grants to				
5	local governmental units	SEG-S	B	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			400,444,700	802,727,900
	PROGRAM REVENUE			336,377,300	336,940,500
	FEDERAL			(96,652,400)	(96,654,600)
	OTHER			(30,116,600)	(30,241,100)
	SERVICE			(209,608,300)	(210,044,800)
	SEGREGATED REVENUE			10,436,100	10,437,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(10,436,100)	(10,437,400)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			747,258,100	1,150,105,800
6	(2) RISK MANAGEMENT				
7	(a) General fund supplement — risk				
8	management claims	GPR	S	-0-	-0-
9	(am) Costs and judgments	GPR	S	-0-	-0-
10	(k) Risk management costs	PR-S	C	35,406,200	35,406,200
11	(ki) Risk management administration	PR-S	A	9,255,900	9,257,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			44,662,100	44,663,900
	SERVICE			(44,662,100)	(44,663,900)
	TOTAL-ALL SOURCES			44,662,100	44,663,900
12	(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
13	(q) General program operations; utility				
14	public benefits	SEG	A	11,882,600	11,883,200
15	(r) Low-income assistance grants	SEG	S	19,447,300	19,447,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(rr) Air quality improvement grants	SEG	S	-0-	-0-
2	(s) Transfer to air quality improvement				
3	fund	SEG	S	-0-	-0-
	(3) PROGRAM TOTALS				
	SEGREGATED REVENUE			31,329,900	31,330,500
	OTHER			(31,329,900)	(31,330,500)
	TOTAL-ALL SOURCES			31,329,900	31,330,500
4	(4) ATTACHED DIVISIONS AND OTHER BODIES				
5	(a) Adjudication of tax appeals	GPR	A	564,600	564,200
6	(b) Adjudication of equalization				
7	appeals	GPR	S	-0-	-0-
8	(d) Claims awards	GPR	S	25,000	25,000
9	(ea) Women's council operations	GPR	A	143,800	143,800
10	(ec) Service award program; general				
11	program operations	GPR	A	17,200	17,200
12	(er) Service award program; state				
13	matching awards	GPR	S	2,035,100	2,035,100
14	(es) Principal, interest, and rebates;				
15	general purpose revenue — schools	GPR	S	1,458,400	1,085,900
16	(et) Principal, interest, and rebates;				
17	general purpose revenue — public				
18	library boards	GPR	S	16,000	4,500
19	(h) Program services	PR	A	27,200	27,200
20	(ha) Principal, interest, and rebates;				
21	program revenue — schools	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(hb) Principal, interest, and rebates;				
2	program revenue — public library				
3	boards	PR	C	-0-	-0-
4	(hc) Administration of Governor's				
5	Wisconsin Educational Technology				
6	Conference	PR	A	150,200	150,200
7	(j) National and community service				
8	board; gifts and grants	PR	C	-0-	-0-
9	(js) Educational technology block				
10	grants; Wisconsin Advanced				
11	Telecommunications Foundation				
12	assessments	PR	C	-0-	-0-
13	(k) Waste facility siting board; general				
14	program operations	PR-S	A	45,500	45,500
15	(ka) State use board — general program				
16	operations	PR-S	A	132,300	132,400
17	(kb) National and community service				
18	board; administrative support	PR-S	A	306,300	306,600
19	(kp) Hearings and appeals fees	PR-S	A	7,821,400	9,619,000
20	(L) Equipment purchases and leases	PR	C	-0-	-0-
21	(Lm) Educational telecommunications;				
22	additional services	PR	C	-0-	-0-
23	(mp) Federal e-rate aid	PR-F	C	5,562,300	5,562,400

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(o) National and community service				
2	board; federal aid for				
3	administration	PR-F	C	580,700	581,100
4	(p) National and community service				
5	board; federal aid for grants	PR-F	C	3,354,300	3,354,300
6	(r) State capitol and executive				
7	residence board; gifts and grants	SEG	C	-0-	-0-
8	(s) Telecommunications access;				
9	educational agencies	SEG	B	16,984,200	16,984,200
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,260,100	3,875,700
	PROGRAM REVENUE			17,980,200	19,778,700
	FEDERAL			(9,497,300)	(9,497,800)
	OTHER			(177,400)	(177,400)
	SERVICE			(8,305,500)	(10,103,500)
	SEGREGATED REVENUE			16,984,200	16,984,200
	OTHER			(16,984,200)	(16,984,200)
	TOTAL-ALL SOURCES			39,224,500	40,638,600
10	(5) FACILITIES MANAGEMENT				
11	(c) Principal repayment and interest;				
12	Black Point Estate	GPR	S	157,400	172,800
13	(g) Principal repayment, interest and				
14	rebates; parking	PR-S	S	1,425,900	1,445,600
15	(h) Self-amortizing facilities;				
16	University of Wisconsin System				
17	Authority	PR	C	-0-	148,127,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ka) Facility operations and				
2	maintenance; police and protection				
3	functions	PR-S	A	39,482,300	39,582,700
4	(kb) Parking	PR	A	1,113,000	1,115,500
5	(kc) Principal repayment, interest and				
6	rebates	PR-S	C	19,641,000	22,498,200
7	(ke) Additional energy conservation				
8	construction projects	PR-S	C	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			157,400	172,800
	PROGRAM REVENUE			61,662,200	212,769,300
	OTHER			(1,113,000)	(149,242,800)
	SERVICE			(60,549,200)	(63,526,500)
	TOTAL-ALL SOURCES			61,819,600	212,942,100
9	(7) HOUSING AND COMMUNITY DEVELOPMENT				
10	(a) General program operations	GPR	A	8,978,700	867,500
11	(b) Housing grants and loans; general				
12	purpose revenue	GPR	B	3,097,800	3,097,800
13	(c) Payments to designated agents	GPR	A	-0-	-0-
14	(fm) Shelter for homeless and				
15	transitional housing grants	GPR	B	1,413,600	1,413,600
16	(fr) Mental health for homeless				
17	individuals	GPR	A	42,200	42,200
18	(gg) Housing program services; other				
19	entities	PR	C	168,900	168,900
20	(h) Funding for the homeless	PR	C	422,400	422,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(k) Sale of materials or services	PR-S	C	-0-	-0-
2	(kg) Housing program services	PR-S	C	422,400	422,400
3	(m) Federal aid; state operations	PR-F	C	1,722,000	1,723,400
4	(n) Federal aid; local assistance	PR-F	C	10,000,000	10,000,000
5	(o) Federal aid; individuals and				
6	organizations	PR-F	C	23,000,000	23,000,000
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			13,532,300	5,421,100
	PROGRAM REVENUE			35,735,700	35,737,100
	FEDERAL			(34,722,000)	(34,723,400)
	OTHER			(591,300)	(591,300)
	SERVICE			(422,400)	(422,400)
	TOTAL-ALL SOURCES			49,268,000	41,158,200
7	(8) DIVISION OF GAMING				
8	(am) Interest on racing and bingo				
9	moneys	GPR	S	100	100
10	(g) General program operations; racing	PR	A	-0-	-0-
11	(h) General program operations; Indian				
12	gaming	PR	A	2,053,400	2,051,200
13	(hm) Indian gaming receipts	PR	C	-0-	-0-
14	(j) General program operations; raffles	PR	A	280,300	280,700
15	(jm) General program operations; bingo	PR	A	336,800	337,200
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			100	100
	PROGRAM REVENUE			2,670,500	2,669,100
	OTHER			(2,670,500)	(2,669,100)
	TOTAL-ALL SOURCES			2,670,600	2,669,200
	20.505 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			418,394,600	812,197,600
	PROGRAM REVENUE			499,088,000	652,558,600

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
FEDERAL			(140,871,700)	(140,875,800)
OTHER			(34,668,800)	(182,921,700)
SERVICE			(323,547,500)	(328,761,100)
SEGREGATED REVENUE			58,750,200	58,752,100
FEDERAL			(-0-)	(-0-)
OTHER			(58,750,200)	(58,752,100)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			976,232,800	1,523,508,300
1 20.507 Board of Commissioners of Public Lands				
2 (1) TRUST LANDS AND INVESTMENTS				
3 (h) Trust lands and investments —				
4 general program operations	PR-S	A	1,598,100	1,600,200
5 (j) Payments to American Indian				
6 tribes or bands for raised sunken				
7 logs	PR	C	-0-	-0-
8 (k) Trust lands and investments —				
9 interagency and intra-agency				
10 assistance	PR-S	A	-0-	-0-
11 (mg) Federal aid — flood control	PR-F	C	52,700	52,700
	(1) PROGRAM TOTALS			
PROGRAM REVENUE			1,650,800	1,652,900
FEDERAL			(52,700)	(52,700)
OTHER			(-0-)	(-0-)
SERVICE			(1,598,100)	(1,600,200)
TOTAL-ALL SOURCES			1,650,800	1,652,900
	20.507 DEPARTMENT TOTALS			
PROGRAM REVENUE			1,650,800	1,652,900
FEDERAL			(52,700)	(52,700)
OTHER			(-0-)	(-0-)
SERVICE			(1,598,100)	(1,600,200)
TOTAL-ALL SOURCES			1,650,800	1,652,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	20.511 Government Accountability Board				
2	(1) ADMINISTRATION OF ELECTIONS, ETHICS, AND LOBBYING LAWS				
3	(a) General program operations;				
4	general purpose revenue	GPR	B	2,576,600	2,587,900
5	(be) Investigations	GPR	S	250,000	250,000
6	(bm) Training of chief inspectors	GPR	B	-0-	-0-
7	(c) Voter identification training	GPR	A	82,600	82,600
8	(d) Election administration transfer	GPR	A	-0-	-0-
9	(g) Recount fees	PR	C	-0-	-0-
10	(h) Materials and services	PR	A	19,200	19,200
11	(i) Elections administration; program				
12	revenue	PR	A	31,700	31,700
13	(im) Lobbying administration; program				
14	revenue	PR	A	507,300	508,600
15	(j) Electronic filing software	PR	C	-0-	-0-
16	(jm) Gifts and grants	PR	C	-0-	-0-
17	(m) Federal aid	PR-F	C	503,800	195,700
18	(t) Election administration	SEG	A	100	100
19	(x) Federal aid; election administration				
20	fund	SEG-F	C	2,815,500	2,819,400
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,909,200	2,920,500
	PROGRAM REVENUE			1,062,000	755,200
	FEDERAL			(503,800)	(195,700)
	OTHER			(558,200)	(559,500)
	SEGREGATED REVENUE			2,815,600	2,819,500
	FEDERAL			(2,815,500)	(2,819,400)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
OTHER			(100)	(100)
TOTAL–ALL SOURCES			6,786,800	6,495,200
20.511 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			2,909,200	2,920,500
PROGRAM REVENUE			1,062,000	755,200
FEDERAL			(503,800)	(195,700)
OTHER			(558,200)	(559,500)
SEGREGATED REVENUE			2,815,600	2,819,500
FEDERAL			(2,815,500)	(2,819,400)
OTHER			(100)	(100)
TOTAL–ALL SOURCES			6,786,800	6,495,200

1	20.515 Employee Trust Funds, Department of				
2	(1) EMPLOYEE BENEFIT PLANS				
3	(a) Annuity supplements and				
4	payments	GPR	S	205,400	173,200
5	(c) Contingencies	GPR	S	–0–	–0–
6	(gm) Gifts and grants	PR	C	–0–	–0–
7	(m) Federal aid	PR–F	C	–0–	–0–
8	(sr) Gifts and grants; public employee				
9	trust fund	SEG	C	–0–	–0–
10	(t) Automated operating system	SEG	C	8,393,600	8,393,600
11	(tm) Health savings account plan	SEG	C	–0–	–0–
12	(u) Employee–funded reimbursement				
13	account plan	SEG	C	–0–	–0–
14	(um) Benefit administration	SEG	B	4,900	4,900
15	(ut) Health insurance data collection				
16	and analysis contracts	SEG	A	968,100	968,100
17	(w) Administration	SEG	A	35,396,700	35,385,700

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017	
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE			205,400	173,200	
PROGRAM REVENUE			-0-	-0-	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(-0-)	
SEGREGATED REVENUE			44,763,300	44,752,300	
OTHER			(44,763,300)	(44,752,300)	
TOTAL-ALL SOURCES			44,968,700	44,925,500	
20.515 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUE			205,400	173,200	
PROGRAM REVENUE			-0-	-0-	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(-0-)	
SEGREGATED REVENUE			44,763,300	44,752,300	
OTHER			(44,763,300)	(44,752,300)	
TOTAL-ALL SOURCES			44,968,700	44,925,500	
1	20.525 Governor, Office of the				
2	(1) EXECUTIVE ADMINISTRATION				
3	(a) General program operations	GPR	S	3,608,900	3,608,900
4	(b) Contingent fund	GPR	S	20,400	20,400
5	(c) Membership in national				
6	associations	GPR	S	118,300	118,300
7	(d) Disability board	GPR	S	-0-	-0-
8	(i) Gifts and grants	PR	C	-0-	-0-
9	(m) Federal aid	PR-F	C	-0-	-0-
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE			3,747,600	3,747,600	
PROGRAM REVENUE			-0-	-0-	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(-0-)	
TOTAL-ALL SOURCES			3,747,600	3,747,600	
10	(2) EXECUTIVE RESIDENCE				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(a) General program operations	GPR	S	228,900	228,900
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			228,900	228,900
	TOTAL-ALL SOURCES			228,900	228,900
	20.525 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			3,976,500	3,976,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			3,976,500	3,976,500
2	20.536 Investment Board				
3	(1) INVESTMENT OF FUNDS				
4	(k) General program operations	PR	C	46,853,600	46,853,600
5	(ka) General program operations;				
6	environmental improvement fund	PR-S	C	-0-	-0-
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			46,853,600	46,853,600
	OTHER			(46,853,600)	(46,853,600)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			46,853,600	46,853,600
	20.536 DEPARTMENT TOTALS				
	PROGRAM REVENUE			46,853,600	46,853,600
	OTHER			(46,853,600)	(46,853,600)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			46,853,600	46,853,600
7	20.540 Lieutenant Governor, Office of the				
8	(1) EXECUTIVE COORDINATION				
9	(a) General program operations	GPR	A	287,100	287,100
10	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
11	(k) Grants from state agencies	PR-S	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			287,100	287,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			287,100	287,100
	20.540 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			287,100	287,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			287,100	287,100
2	20.550 Public Defender Board				
3	(1) LEGAL ASSISTANCE				
4	(a) Program administration	GPR	A	3,619,800	2,757,900
5	(b) Appellate representation	GPR	A	4,576,000	4,581,700
6	(c) Trial representation	GPR	A	53,943,900	54,488,200
7	(d) Private bar and investigator				
8	reimbursement	GPR	B	22,326,600	20,088,700
9	(e) Private bar and investigator				
10	payments; administration costs	GPR	A	605,400	606,000
11	(em) Salary adjustments	GPR	A	-0-	-0-
12	(f) Transcripts, discovery and				
13	interpreters	GPR	A	1,325,700	1,325,700
14	(fb) Payments from clients;				
15	administrative costs	PR	A	283,100	283,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
2	(h) Contractual agreements	PR-S	A	-0-	-0-
3	(i) Tuition payments	PR	C	-0-	-0-
4	(kj) Conferences and training	PR-S	A	151,800	151,900
5	(L) Private bar and investigator				
6	reimbursement; payments for legal				
7	representation	PR	C	913,000	913,000
8	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			86,397,400	83,848,200
	PROGRAM REVENUE			1,347,900	1,348,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,196,100)	(1,196,300)
	SERVICE			(151,800)	(151,900)
	TOTAL-ALL SOURCES			87,745,300	85,196,400
	20.550 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			86,397,400	83,848,200
	PROGRAM REVENUE			1,347,900	1,348,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,196,100)	(1,196,300)
	SERVICE			(151,800)	(151,900)
	TOTAL-ALL SOURCES			87,745,300	85,196,400
9	20.566 Revenue, Department of				
10	(1) COLLECTION OF TAXES				
11	(a) General program operations	GPR	A	62,363,100	64,035,300
12	(g) Administration of county sales and				
13	use taxes	PR	A	3,548,600	3,571,400
14	(ga) Cigarette tax stamps	PR	A	262,400	262,400
15	(gb) Business tax registration	PR	A	1,624,700	1,619,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(gd) Administration of special district				
2	taxes	PR-S	A	455,200	456,200
3	(ge) Administration of local professional				
4	football stadium district taxes	PR-S	A	114,700	114,700
5	(gf) Administration of resort tax	PR-S	A	69,600	69,600
6	(gg) Administration of local taxes	PR	A	143,000	143,000
7	(gm) Administration of tax on controlled				
8	substances dealers	PR	A	-0-	-0-
9	(gn) Ambulatory surgical center				
10	assessment	PR	C	110,200	110,200
11	(h) Debt collection	PR	A	2,212,800	2,369,200
12	(ha) Administration of liquor tax and				
13	alcohol beverages enforcement	PR	A	1,146,700	1,153,100
14	(hb) Collections by the department	PR	A	1,176,700	1,206,300
15	(hc) Collections from the financial				
16	record matching program	PR	A	501,300	501,600
17	(hd) Administration of liquor tax and				
18	alcohol beverages enforcement;				
19	wholesaler fees funding special				
20	agent position	PR	C	100,200	100,800
21	(hm) Collections under contracts	PR	S	357,300	357,300
22	(hn) Collections under the multistate				
23	tax commission audit program	PR	S	58,300	58,300

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ho) Collections under multistate				
2	streamlined sales tax project	PR	S	40,000	40,000
3	(hp) Administration of income tax				
4	checkoff voluntary payments	PR	A	27,600	27,600
5	(i) Gifts and grants	PR	C	-0-	-0-
6	(m) Federal funds; state operations	PR-F	C	-0-	-0-
7	(q) Economic development surcharge				
8	administration	SEG	A	257,400	257,400
9	(qm) Administration of rental vehicle fee	SEG	A	62,600	62,600
10	(r) Administration of dry cleaner fees	SEG	A	18,900	18,900
11	(s) Petroleum inspection fee collection	SEG	A	127,200	127,200
12	(t) Farmland preservation credit, 2010				
13	and beyond	SEG	A	-0-	-0-
14	(u) Motor fuel tax administration	SEG	A	1,623,400	1,629,100
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			62,363,100	64,035,300
	PROGRAM REVENUE			11,949,300	12,161,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(11,309,800)	(11,520,600)
	SERVICE			(639,500)	(640,500)
	SEGREGATED REVENUE			2,089,500	2,095,200
	OTHER			(2,089,500)	(2,095,200)
	TOTAL-ALL SOURCES			76,401,900	78,291,600
15	(2) STATE AND LOCAL FINANCE				
16	(a) General program operations	GPR	A	8,007,700	7,618,700
17	(b) Valuation error loans	GPR	S	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017	
1	(bm) Integrated property assessment					
2	system technology	GPR	A	2,671,500	2,671,500	
3	(ga) Commercial property assessment	PR	C	-0-	-0-	
4	(gb) Manufacturing property					
5	assessment	PR	A	1,160,300	1,160,300	
6	(gi) Municipal finance report					
7	compliance	PR	A	34,500	34,500	
8	(h) Reassessments	PR	A	535,200	535,200	
9	(hm) Administration of tax incremental,					
10	and environmental remediation tax					
11	incremental, financing programs	PR	C	150,300	150,200	
12	(i) Gifts and grants	PR	C	-0-	-0-	
13	(m) Federal funds; state operations	PR-F	C	-0-	-0-	
14	(q) Railroad and air carrier tax					
15	administration	SEG	A	244,000	244,900	
16	(r) Lottery and gaming credit					
17	administration	SEG	A	285,800	285,800	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			10,679,200	10,290,200	
	PROGRAM REVENUE			1,880,300	1,880,200	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(1,880,300)	(1,880,200)	
	SEGREGATED REVENUE			529,800	530,700	
	OTHER			(529,800)	(530,700)	
	TOTAL-ALL SOURCES			13,089,300	12,701,100	
18	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL					
19	(a) General program operations	GPR	A	29,871,800	30,095,500	

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(b) Integrated tax system technology	GPR	A	4,087,100	4,087,100
2	(c) Expert professional services	GPR	B	63,300	63,300
3	(g) Services	PR	A	85,400	85,400
4	(gm) Reciprocity agreement and				
5	publications	PR	A	37,900	37,900
6	(go) Reciprocity agreement, Illinois	PR	A	–0–	–0–
7	(i) Gifts and grants	PR	C	–0–	–0–
8	(k) Internal services	PR–S	A	3,085,400	3,085,400
9	(m) Federal funds; state operations	PR–F	C	–0–	–0–
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			34,022,200	34,245,900
	PROGRAM REVENUE			3,208,700	3,208,700
	FEDERAL			(–0–)	(–0–)
	OTHER			(123,300)	(123,300)
	SERVICE			(3,085,400)	(3,085,400)
	TOTAL–ALL SOURCES			37,230,900	37,454,600
10	(4) UNCLAIMED PROPERTY PROGRAM				
11	(a) Unclaimed property; contingency				
12	appropriation	GPR	S	–0–	–0–
13	(j) Unclaimed property; claims	PR	C	–0–	–0–
14	(k) Unclaimed property; administrative				
15	expenses	PR–S	A	4,320,600	4,321,200
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			–0–	–0–
	PROGRAM REVENUE			4,320,600	4,321,200
	OTHER			(–0–)	(–0–)
	SERVICE			(4,320,600)	(4,321,200)
	TOTAL–ALL SOURCES			4,320,600	4,321,200
16	(7) INVESTMENT AND LOCAL IMPACT FUND				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(e) Investment and local impact fund				
2	supplement	GPR	A	-0-	-0-
3	(g) Investment and local impact fund				
4	administrative expenses	PR	A	-0-	-0-
5	(n) Federal mining revenue	PR-F	C	-0-	-0-
6	(v) Investment and local impact fund	SEG	C	-0-	-0-
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
7	(8) LOTTERY				
8	(q) General program operations	SEG	A	21,900,600	21,915,100
9	(r) Retailer compensation	SEG	S	40,810,700	40,810,700
10	(s) Prizes	SEG	S	-0-	-0-
11	(v) Vendor fees	SEG	S	14,879,700	14,879,700
	(8) PROGRAM TOTALS				
	SEGREGATED REVENUE			77,591,000	77,605,500
	OTHER			(77,591,000)	(77,605,500)
	TOTAL-ALL SOURCES			77,591,000	77,605,500
	20.566 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			107,064,500	108,571,400
	PROGRAM REVENUE			21,358,900	21,571,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(13,313,400)	(13,524,100)
	SERVICE			(8,045,500)	(8,047,100)
	SEGREGATED REVENUE			80,210,300	80,231,400
	OTHER			(80,210,300)	(80,231,400)
	TOTAL-ALL SOURCES			208,633,700	210,374,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	20.575 Secretary of State				
2	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
3	(g) Program fees	PR	A	265,000	265,000
4	(ka) Agency collections	PR-S	A	3,400	3,400
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			268,400	268,400
	OTHER			(265,000)	(265,000)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			268,400	268,400
	20.575 DEPARTMENT TOTALS				
	PROGRAM REVENUE			268,400	268,400
	OTHER			(265,000)	(265,000)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			268,400	268,400
5	20.585 Treasurer, State				
6	(1) CUSTODIAN OF STATE FUNDS				
7	(b) Insurance	GPR	A	-0-	-0-
8	(h) Training conferences	PR	C	-0-	-0-
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(k) Administrative expenses	PR-S	A	173,300	173,300
11	(kb) General program operations	PR-S	A	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			173,300	173,300
	OTHER			(-0-)	(-0-)
	SERVICE			(173,300)	(173,300)
	TOTAL-ALL SOURCES			173,300	173,300
	20.585 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			173,300	173,300
	OTHER			(-0-)	(-0-)
	SERVICE			(173,300)	(173,300)

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
TOTAL–ALL SOURCES			173,300	173,300
General Executive Functions FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			619,234,700	1,011,974,500
PROGRAM REVENUE			571,802,900	725,181,400
FEDERAL			(141,428,200)	(141,124,200)
OTHER			(96,855,100)	(245,320,200)
SERVICE			(333,519,600)	(338,737,000)
SEGREGATED REVENUE			186,539,400	186,555,300
FEDERAL			(2,815,500)	(2,819,400)
OTHER			(183,723,900)	(183,735,900)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			1,377,577,000	1,923,711,200

Judicial**1 20.625 Circuit Courts****2 (1) COURT OPERATIONS**

3	(a)	Circuit courts	GPR	S	49,467,500	49,467,500
4	(b)	Permanent reserve judges	GPR	A	–0–	–0–
5	(cg)	Circuit court costs	GPR	B	48,002,800	48,002,800
6	(g)	Sale of materials and services	PR	C	–0–	–0–
7	(k)	Court interpreters	PR–S	A	232,700	232,700
8	(m)	Federal aid	PR–F	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE			97,470,300	97,470,300
PROGRAM REVENUE			232,700	232,700
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(232,700)	(232,700)
TOTAL–ALL SOURCES			97,703,000	97,703,000

20.625 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE			97,470,300	97,470,300
PROGRAM REVENUE			232,700	232,700
FEDERAL			(–0–)	(–0–)

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
	OTHER			(-0-)	(-0-)
	SERVICE			(232,700)	(232,700)
	TOTAL-ALL SOURCES			97,703,000	97,703,000
1	20.660 Court of Appeals				
2	(1) APPELLATE PROCEEDINGS				
3	(a) General program operations	GPR	S	10,677,700	10,706,500
4	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			10,677,700	10,706,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			10,677,700	10,706,500
	20.660 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			10,677,700	10,706,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			10,677,700	10,706,500
5	20.680 Supreme Court				
6	(1) SUPREME COURT PROCEEDINGS				
7	(a) General program operations	GPR	S	5,286,800	5,292,500
8	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,286,800	5,292,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			5,286,800	5,292,500
9	(2) DIRECTOR OF STATE COURTS AND LAW LIBRARY				
10	(a) General program operations	GPR	B	10,305,100	10,334,900
11	(g) Gifts and grants	PR	C	606,500	606,500
12	(ga) Court commissioner training	PR	C	65,100	65,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015–2016	2016–2017
1	(gc) Court interpreter training and				
2	certification	PR	C	45,100	45,100
3	(h) Materials and services	PR	C	127,200	127,200
4	(i) Municipal judge training	PR	C	164,500	164,800
5	(j) Court information systems	PR	C	7,000,000	7,000,000
6	(kc) Central services	PR–S	A	236,600	236,800
7	(ke) Interagency and intra–agency				
8	automation assistance	PR–S	C	–0–	–0–
9	(L) Library collections and services	PR	C	118,800	118,800
10	(m) Federal aid	PR–F	C	935,700	935,700
11	(qm) Mediation fund	SEG	C	763,000	764,100
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			10,305,100	10,334,900
	PROGRAM REVENUE			9,299,500	9,300,000
	FEDERAL			(935,700)	(935,700)
	OTHER			(8,127,200)	(8,127,500)
	SERVICE			(236,600)	(236,800)
	SEGREGATED REVENUE			763,000	764,100
	OTHER			(763,000)	(764,100)
	TOTAL–ALL SOURCES			20,367,600	20,399,000
12	(3) BAR EXAMINERS AND RESPONSIBILITY; JUDICIAL COMMISSION				
13	(d) Judicial commission general				
14	program operations and contractual				
15	agreements	GPR	B	301,300	301,900
16	(g) Board of bar examiners	PR	C	766,700	769,300
17	(h) Office of lawyer regulation	PR	C	3,043,100	3,050,400
18	(m) Federal aid; judicial commission	PR–F	C	–0–	–0–

(3) PROGRAM TOTALS

SENATE BILL 21**SECTION 481**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
GENERAL PURPOSE REVENUE			301,300	301,900
PROGRAM REVENUE			3,809,800	3,819,700
FEDERAL			(-0-)	(-0-)
OTHER			(3,809,800)	(3,819,700)
TOTAL-ALL SOURCES			4,111,100	4,121,600
20.680 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			15,893,200	15,929,300
PROGRAM REVENUE			13,109,300	13,119,700
FEDERAL			(935,700)	(935,700)
OTHER			(11,937,000)	(11,947,200)
SERVICE			(236,600)	(236,800)
SEGREGATED REVENUE			763,000	764,100
OTHER			(763,000)	(764,100)
TOTAL-ALL SOURCES			29,765,500	29,813,100
Judicial				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			124,041,200	124,106,100
PROGRAM REVENUE			13,342,000	13,352,400
FEDERAL			(935,700)	(935,700)
OTHER			(11,937,000)	(11,947,200)
SERVICE			(469,300)	(469,500)
SEGREGATED REVENUE			763,000	764,100
FEDERAL			(-0-)	(-0-)
OTHER			(763,000)	(764,100)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			138,146,200	138,222,600

Legislative

1	20.765 Legislature				
2	(1) ENACTMENT OF STATE LAWS				
3	(a) General program operations —				
4	assembly	GPR	S	26,581,200	26,581,200
5	(b) General program operations —				
6	senate	GPR	S	18,167,100	18,167,100
7	(d) Legislative documents	GPR	S	4,014,600	3,923,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(e) Gifts, grants, and bequests	PR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			48,762,900	48,671,400
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			48,762,900	48,671,400
2	(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
3	(a) Revisor of statutes bureau	GPR	B	-0-	-0-
4	(b) Legislative reference bureau	GPR	B	6,191,900	6,191,900
5	(c) Legislative audit bureau	GPR	B	6,191,200	6,191,200
6	(d) Legislative fiscal bureau	GPR	B	3,997,700	3,997,700
7	(e) Joint legislative council; execution				
8	of functions, conduct of research,				
9	development of studies, and the				
10	provision of assistance to				
10	committees	GPR	B	3,941,100	3,941,100
11					
12	(ec) Joint legislative council;				
13	contractual studies	GPR	B	15,000	-0-
14	(em) Legislative technology services				
15	bureau	GPR	B	4,265,200	4,280,000
16	(f) Joint committee on legislative				
17	organization	GPR	B	-0-	-0-
18	(fa) Membership in national				
19	associations	GPR	S	257,100	257,100
20	(g) Gifts and grants to service agencies	PR	C	-0-	-0-
21	(ka) Audit bureau reimbursable audits	PR-S	A	2,168,000	2,091,000

SENATE BILL 21**SECTION 481**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(m) Federal aid	PR-F	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			24,859,200	24,859,000
	PROGRAM REVENUE			2,168,000	2,091,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(2,168,000)	(2,091,000)
	TOTAL-ALL SOURCES			27,027,200	26,950,000
2	(4) CAPITOL OFFICES RELOCATION				
3	(a) Capitol offices relocation costs	GPR	B	-0-	-0-
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.765 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			73,622,100	73,530,400
	PROGRAM REVENUE			2,168,000	2,091,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(2,168,000)	(2,091,000)
	TOTAL-ALL SOURCES			75,790,100	75,621,400
	Legislative FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			73,622,100	73,530,400
	PROGRAM REVENUE			2,168,000	2,091,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(2,168,000)	(2,091,000)
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			75,790,100	75,621,400

General Appropriations4 **20.835 Shared Revenue and Tax Relief**

5 (1) SHARED REVENUE PAYMENTS

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(c) Expenditure restraint program				
2	account	GPR	S	58,145,700	58,145,700
3	(db) County and municipal aid account	GPR	S	695,975,700	696,275,700
4	(dm) Public utility distribution account	GPR	S	71,000,000	72,500,000
5	(e) State aid; tax exempt property	GPR	S	89,260,000	91,575,000
6	(q) County and municipal aid account;				
7	wireless 911 fund	SEG	A	-0-	-0-
8	(r) County and municipal aid account;				
9	police and fire protection fund	SEG	C	52,100,000	51,800,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			914,381,400	918,496,400
	SEGREGATED REVENUE			52,100,000	51,800,000
	OTHER			(52,100,000)	(51,800,000)
	TOTAL-ALL SOURCES			966,481,400	970,296,400
10	(2) TAX RELIEF				
11	(b) Claim of right credit	GPR	S	227,000	227,000
12	(bb) Jobs tax credit	GPR	S	17,000,000	14,500,000
13	(bc) Woody biomass harvesting and				
14	processing credit	GPR	S	112,500	-0-
15	(bd) Meat processing facility investment				
16	credit	GPR	S	-0-	-0-
17	(be) Food processing plant and food				
18	warehouse investment credit	GPR	S	-0-	-0-
19	(bg) Business development credit	GPR	S	-0-	2,500,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(bL) Film production company				
2	investment credit	GPR	S	-0-	-0-
3	(bm) Film production services credit	GPR	S	-0-	-0-
4	(bn) Dairy manufacturing facility				
5	investment credit	GPR	C	-0-	-0-
6	(bp) Dairy manufacturing facility				
7	investment credit; dairy				
8	cooperatives	GPR	C	-0-	-0-
9	(br) Interest payments on				
10	overassessments of manufacturing				
11	property	GPR	S	10,000	20,000
12	(c) Homestead tax credit	GPR	S	114,600,000	113,000,000
13	(co) Enterprise zone jobs credit	GPR	S	50,500,000	41,300,000
14	(dm) Farmland preservation credit	GPR	S	1,072,000	1,028,000
15	(dn) Farmland tax relief credit	GPR	S	-0-	-0-
16	(do) Farmland preservation credit, 2010				
17	and beyond	GPR	S	16,800,000	16,700,000
18	(em) Veterans and surviving spouses				
19	property tax credit	GPR	S	31,600,000	32,000,000
20	(en) Beginning farmer and farm asset				
21	owner tax credit	GPR	S	-0-	-0-
22	(ep) Cigarette and tobacco product tax				
23	refunds	GPR	S	36,680,000	38,380,000
24	(f) Earned income tax credit	GPR	S	43,780,000	46,530,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ka) Farmland tax relief credit; Indian				
2	gaming receipts	PR-S	C	-0-	-0-
3	(kf) Earned income tax credit;				
4	temporary assistance for needy				
5	families	PR-S	A	62,500,000	62,500,000
6	(q) Farmland tax relief credit	SEG	S	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			312,381,500	306,185,000
	PROGRAM REVENUE			62,500,000	62,500,000
	SERVICE			(62,500,000)	(62,500,000)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			374,881,500	368,685,000
7	(3) STATE PROPERTY TAX CREDITS				
8	(b) School levy tax credit and first				
9	dollar credit	GPR	S	897,400,000	1,108,600,000
10	(q) Lottery and gaming credit	SEG	S	161,125,600	162,893,200
11	(s) Lottery and gaming credit; late				
12	applications	SEG	S	167,100	167,100
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			897,400,000	1,108,600,000
	SEGREGATED REVENUE			161,292,700	163,060,300
	OTHER			(161,292,700)	(163,060,300)
	TOTAL-ALL SOURCES			1,058,692,700	1,271,660,300
13	(4) COUNTY AND LOCAL TAXES				
14	(g) County taxes	PR	C	-0-	-0-
15	(gb) Special district taxes	PR	C	-0-	-0-
16	(gd) Premier resort area tax	PR	C	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ge) Local professional football stadium				
2	district taxes	PR	C	-0-	-0-
3	(gg) Local taxes	PR	C	-0-	-0-
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	(5) PAYMENTS IN LIEU OF TAXES				
5	(a) Payments for municipal services	GPR	A	18,584,200	18,584,200
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			18,584,200	18,584,200
	TOTAL-ALL SOURCES			18,584,200	18,584,200
	20.835 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			2,142,747,100	2,351,865,600
	PROGRAM REVENUE			62,500,000	62,500,000
	OTHER			(-0-)	(-0-)
	SERVICE			(62,500,000)	(62,500,000)
	SEGREGATED REVENUE			213,392,700	214,860,300
	OTHER			(213,392,700)	(214,860,300)
	TOTAL-ALL SOURCES			2,418,639,800	2,629,225,900
6	20.855 Miscellaneous Appropriations				
7	(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
8	(a) Obligation on operating notes	GPR	S	-0-	-0-
9	(b) Operating note expenses	GPR	S	-0-	-0-
10	(bm) Payment of canceled drafts	GPR	S	1,125,000	1,125,000
11	(c) Interest payments to program				
12	revenue accounts	GPR	S	-0-	-0-
13	(d) Interest payments to segregated				
14	funds	GPR	S	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(dm) Interest reimbursements to federal				
2	government	GPR	S	-0-	-0-
3	(e) Interest on prorated local				
4	government payments	GPR	S	-0-	-0-
5	(f) Payment of fees to financial				
6	institutions	GPR	S	1,500,000	1,500,000
7	(gm) Payment of canceled drafts;				
8	program revenues	PR	S	-0-	-0-
9	(q) Redemption of operating notes	SEG	S	-0-	-0-
10	(r) Interest payments to general fund	SEG	S	-0-	-0-
11	(rm) Payment of canceled drafts;				
12	segregated revenues	SEG	S	450,000	450,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,625,000	2,625,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			450,000	450,000
	OTHER			(450,000)	(450,000)
	TOTAL-ALL SOURCES			3,075,000	3,075,000
13	(3) CAPITOL RENOVATION EXPENSES				
14	(b) Capitol restoration and relocation				
15	planning	GPR	B	-0-	-0-
16	(c) Historically significant furnishings	GPR	B	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
17	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(a) Interest on overpayment of taxes	GPR	S	1,250,000	1,250,000
2	(am) Great Lakes protection fund				
3	contribution	GPR	C	-0-	-0-
4	(be) Study of engineering	GPR	A	-0-	-0-
5	(bm) Oil pipeline terminal tax				
6	distribution	GPR	S	2,450,000	2,700,000
7	(c) Minnesota income tax reciprocity	GPR	S	-0-	-0-
8	(ca) Minnesota income tax reciprocity				
9	bench mark	GPR	A	-0-	-0-
10	(cm) Illinois income tax reciprocity	GPR	S	73,681,000	79,600,000
11	(cn) Illinois income tax reciprocity				
12	bench mark	GPR	A	-0-	-0-
13	(co) Illinois income tax reciprocity, 1998				
14	and 1999	GPR	A	-0-	-0-
15	(d) Grants for economic development				
16	district	GPR	C	-0-	15,000,000
17	(e) Transfer to conservation fund; land				
18	acquisition reimbursement	GPR	S	16,300	200
19	(f) Transfer to environmental fund;				
20	nonpoint sources	GPR	A	11,143,600	11,143,600
21	(fc) Aids for certain local purchases and				
22	projects	GPR	A	-0-	-0-
23	(fm) Transfer to transportation fund;				
24	hub facility exemptions	GPR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(fr) Transfer to transportation fund;				
2	disaster damage aids	GPR	S	-0-	6,500,000
3	(gd) American Red Cross, Badger				
4	Chapter	PR	C	-0-	-0-
5	(ge) Feeding America; Second Harvest				
6	food banks	PR	C	-0-	-0-
7	(q) Terminal tax distribution	SEG	S	1,906,000	1,906,000
8	(r) Petroleum allowance	SEG	S	600,000	600,000
9	(s) Transfer to conservation fund;				
10	motorboat formula	SEG	S	13,066,600	12,950,700
11	(t) Transfer to conservation fund;				
12	snowmobile formula	SEG	S	5,465,900	5,356,600
13	(u) Transfer to conservation fund;				
14	all-terrain vehicle formula	SEG	S	1,595,800	1,573,400
15	(v) Transfer to conservation fund;				
16	utility terrain vehicle formula	SEG	S	139,100	139,100
17	(w) Transfer to transportation fund;				
18	petroleum inspection fund	SEG	A	6,258,500	6,258,500
19	(wc) Petroleum inspection fund				
20	supplement to environmental fund;				
21	environmental management	SEG	A	1,704,800	1,704,800
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			88,540,900	116,193,800
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			30,736,700	30,489,100
	OTHER			(30,736,700)	(30,489,100)

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2015-2016	2016-2017	
TOTAL-ALL SOURCES				119,277,600	146,682,900	
1	(5)	STATE HOUSING AUTHORITY RESERVE FUND				
2	(a)	Enhancement of credit of authority				
3		debt				
		GPR	A	-0-	-0-	
(5) PROGRAM TOTALS						
GENERAL PURPOSE REVENUE				-0-	-0-	
TOTAL-ALL SOURCES				-0-	-0-	
4	(6)	MISCELLANEOUS RECEIPTS				
5	(g)	Gifts and grants				
		PR	C	-0-	-0-	
6	(h)	Vehicle and aircraft receipts				
		PR	A	-0-	-0-	
7	(i)	Miscellaneous program revenue				
		PR	A	-0-	-0-	
8	(j)	Custody accounts				
		PR	C	-0-	-0-	
9	(k)	Aids to individuals and				
10		organizations				
		PR-S	C	-0-	-0-	
11	(ka)	Local assistance				
		PR-S	C	-0-	-0-	
12	(m)	Federal aid				
		PR-F	C	-0-	-0-	
13	(pz)	Indirect cost reimbursements				
		PR-F	C	-0-	-0-	
(6) PROGRAM TOTALS						
PROGRAM REVENUE				-0-	-0-	
FEDERAL				(-0-)	(-0-)	
OTHER				(-0-)	(-0-)	
SERVICE				(-0-)	(-0-)	
TOTAL-ALL SOURCES				-0-	-0-	
14	(8)	MARQUETTE UNIVERSITY				
15	(a)	Dental clinic and education facility;				
16		principal repayment, interest and				
17		rebates				
		GPR	S	2,116,500	2,193,500	

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,116,500	2,193,500
	TOTAL-ALL SOURCES			2,116,500	2,193,500
1	(9) STATE CAPITOL RENOVATION AND RESTORATION				
2	(a) South wing renovation and				
3	restoration	GPR	C	-0-	-0-
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.855 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			93,282,400	121,012,300
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			31,186,700	30,939,100
	OTHER			(31,186,700)	(30,939,100)
	TOTAL-ALL SOURCES			124,469,100	151,951,400
4	20.865 Program Supplements				
5	(1) EMPLOYEE COMPENSATION AND SUPPORT				
6	(a) Judgments and legal expenses	GPR	S	-0-	-0-
7	(c) Compensation and related				
8	adjustments	GPR	S	-0-	-0-
9	(ci) Nonrepresented university system				
10	senior executive, faculty and				
11	academic pay adjustments	GPR	S	-0-	-0-
12	(cj) Pay adjustments for certain				
13	university employees	GPR	A	-0-	-0-
14	(d) Employer fringe benefit costs	GPR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(e) Additional biweekly payroll	GPR	A	-0-	-0-
2	(em) Financial and procurement services	GPR	A	-0-	-0-
3	(fm) Risk management	GPR	A	-0-	-0-
4	(fn) Physically handicapped				
5	supplements	GPR	A	5,800	5,800
6	(g) Judgments and legal expenses;				
7	program revenues	PR	S	-0-	-0-
8	(i) Compensation and related				
9	adjustments; program revenues	PR	S	-0-	-0-
10	(ic) Nonrepresented university system				
11	senior executive, faculty and				
12	academic pay adjustments	PR	S	-0-	-0-
13	(j) Employer fringe benefit costs;				
14	program revenues	PR	S	-0-	-0-
15	(jm) Additional biweekly payroll;				
16	nonfederal program revenues	PR	S	-0-	-0-
17	(js) Financial and procurement				
18	services; program revenues	PR	S	-0-	-0-
19	(kr) Risk management; program				
20	revenues	PR	S	-0-	-0-
21	(Ln) Physically handicapped				
22	supplements; program revenues	PR	S	-0-	-0-
23	(m) Additional biweekly payroll; federal				
24	program revenues	PR-F	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(q) Judgments and legal expenses;				
2	segregated revenues	SEG	S	-0-	-0-
3	(s) Compensation and related				
4	adjustments; segregated revenues	SEG	S	-0-	-0-
5	(si) Nonrepresented university system				
6	senior executive, faculty and				
7	academic pay adjustments	SEG	S	-0-	-0-
8	(t) Employer fringe benefit costs;				
9	segregated revenues	SEG	S	-0-	-0-
10	(tm) Additional biweekly payroll;				
11	nonfederal segregated revenues	SEG	S	-0-	-0-
12	(ts) Financial and procurement				
13	services; segregated revenues	SEG	S	-0-	-0-
14	(ur) Risk management; segregated				
15	revenues	SEG	S	-0-	-0-
16	(vn) Physically handicapped				
17	supplements; segregated revenues	SEG	S	-0-	-0-
18	(x) Additional biweekly payroll; federal				
19	segregated revenues	SEG-F	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,800	5,800
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			5,800	5,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(2) STATE PROGRAMS AND FACILITIES				
2	(a) Private facility rental increases	GPR	A	-0-	-0-
3	(ag) State-owned office rent supplement	GPR	A	-0-	-0-
4	(am) Space management	GPR	A	-0-	-0-
5	(d) State deposit fund	GPR	S	-0-	-0-
6	(e) Maintenance of capitol and				
7	executive residence	GPR	A	4,508,900	4,508,900
8	(eb) Executive residence furnishings				
9	replacement	GPR	C	10,200	10,200
10	(em) Groundwater survey and analysis	GPR	A	182,500	182,500
11	(g) Private facility rental increases;				
12	program revenues	PR	S	-0-	-0-
13	(gg) State-owned office rent				
14	supplement; program revenues	PR	S	-0-	-0-
15	(gm) Space management; program				
16	revenues	PR	S	-0-	-0-
17	(i) Enterprise resource planning				
18	system; program revenues	PR	S	-0-	-0-
19	(j) State deposit fund; program				
20	revenues	PR	S	-0-	-0-
21	(L) Data processing and				
22	telecommunications study; program				
23	revenues	PR	S	-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(q) Private facility rental increases;				
2	segregated revenues	SEG	S	-0-	-0-
3	(qg) State-owned office rent				
4	supplement; segregated revenues	SEG	S	-0-	-0-
5	(qm) Space management; segregated				
6	revenues	SEG	S	-0-	-0-
7	(r) Enterprise resource planning				
8	system; segregated revenues	SEG	S	-0-	-0-
9	(t) State deposit fund; segregated				
10	revenues	SEG	S	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,701,600	4,701,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,701,600	4,701,600
11	(3) TAXES AND SPECIAL CHARGES				
12	(a) Property taxes	GPR	S	-0-	-0-
13	(g) Property taxes; program revenues	PR	S	-0-	-0-
14	(i) Payments for municipal services;				
15	program revenues	PR	S	-0-	-0-
16	(q) Property taxes; segregated				
17	revenues	SEG	S	-0-	-0-
18	(s) Payments for municipal services;				
19	segregated revenues	SEG	S	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
1	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
2	(a) General purpose revenue funds				
3	general program supplementation	GPR	B	133,600	133,600
4	(g) Program revenue funds general				
5	program supplementation	PR	S	-0-	-0-
6	(k) Public assistance programs				
7	supplementation	PR-S	C	-0-	-0-
8	(m) Federal funds general program				
9	supplementation	PR-F	C	-0-	-0-
10	(u) Segregated funds general program				
11	supplementation	SEG	S	-0-	-0-
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			133,600	133,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			133,600	133,600
12	(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REVENUE-SERVICE APPROPRIATIONS				
13	(g) Supplementation of program				
14	revenue and program				
15	revenue-service appropriations	PR	S	-0-	-0-
	(8) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017	
OTHER			(-0-)	(-0-)	
TOTAL-ALL SOURCES			-0-	-0-	
20.865 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUE			4,841,000	4,841,000	
PROGRAM REVENUE			-0-	-0-	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(-0-)	
SERVICE			(-0-)	(-0-)	
SEGREGATED REVENUE			-0-	-0-	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(-0-)	
TOTAL-ALL SOURCES			4,841,000	4,841,000	
1	20.866 Public Debt				
2	(1) BOND SECURITY AND REDEMPTION FUND				
3	(u) Principal repayment and interest	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.866 DEPARTMENT TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	20.867 Building Commission				
5	(1) STATE OFFICE BUILDINGS				
6	(a) Principal repayment and interest;				
7	housing of state agencies	GPR	S	-0-	-0-
8	(b) Principal repayment and interest;				
9	capitol and executive residence	GPR	S	13,845,000	9,990,100
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			13,845,000	9,990,100
	TOTAL-ALL SOURCES			13,845,000	9,990,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(2) ALL STATE-OWNED FACILITIES				
2	(b) Asbestos removal	GPR	A	-0-	-0-
3	(c) Hazardous materials removal	GPR	A	-0-	-0-
4	(f) Facilities preventive maintenance	GPR	A	-0-	-0-
5	(q) Building trust fund	SEG	C	-0-	-0-
6	(r) Planning and design	SEG	C	-0-	-0-
7	(u) Aids for buildings	SEG	C	-0-	-0-
8	(v) Building program funding				
9	contingency	SEG	C	-0-	-0-
10	(w) Building program funding	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
11	(3) STATE BUILDING PROGRAM				
12	(a) Principal repayment and interest	GPR	S	23,638,000	33,546,200
13	(b) Principal repayment and interest	GPR	S	1,759,600	1,560,200
14	(bb) Principal repayment, interest and				
15	rebates; AIDS Network, Inc.	GPR	S	24,500	24,500
16	(bc) Principal repayment, interest and				
17	rebates; Grand Opera House in				
18	Oshkosh	GPR	S	32,100	35,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(bd) Principal repayment, interest and				
2	rebates; Aldo Leopold climate				
3	change classroom and interactive				
4	laboratory	GPR	S	38,300	38,300
5	(be) Principal repayment, interest and				
6	rebates; Bradley Center Sports and				
7	Entertainment Corporation	GPR	S	839,300	904,700
8	(bf) Principal repayment, interest and				
9	rebates; AIDS Resource Center of				
10	Wisconsin, Inc.	GPR	S	65,300	65,300
11	(bg) Principal repayment, interest, and				
12	rebates; Madison Children's				
13	Museum	GPR	S	20,400	20,400
14	(bh) Principal repayment, interest, and				
15	rebates; Myrick Hixon EcoPark,				
16	Inc.	GPR	S	41,500	41,500
17	(bi) Principal repayment, interest, and				
18	rebates; Marshfield Clinic	GPR	S	-0-	-0-
19	(bj) Principal repayment, interest and				
20	rebates: Lac du Flambeau Indian				
21	Tribal Cultural Center	GPR	S	20,100	20,100
22	(bL) Principal repayment, interest and				
23	rebates; family justice center	GPR	S	-0-	284,200
24	(bm) Principal repayment, interest, and				
25	rebates; HR Academy, Inc.	GPR	S	133,900	113,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(bn) Principal repayment, interest and				
2	rebates; Hmong cultural centers	GPR	S	22,100	22,100
3	(bp) Principal repayment, interest and				
4	rebates	GPR	S	56,500	61,900
5	(bq) Principal repayment, interest and				
6	rebates; children's research				
7	institute	GPR	S	928,500	1,022,400
8	(br) Principal repayment, interest and				
9	rebates	GPR	S	96,800	96,100
10	(bu) Principal repayment, interest and				
11	rebates; Civil War exhibit at the				
12	Kenosha Public Museums	GPR	S	42,800	42,800
13	(bv) Principal repayment, interest, and				
14	rebates; Bond Health Center	GPR	S	-0-	-0-
15	(cb) Principal repayment, interest, and				
16	rebates; Domestic Abuse				
17	Intervention Services, Inc.	GPR	S	26,900	44,900
18	(cd) Principal repayment, interest and				
19	rebates; K I Convention Center	GPR	S	-0-	105,200
20	(cf) Principal repayment, interest and				
21	rebates; Dane County; livestock				
22	facilities	GPR	S	722,200	722,200
23	(ch) Principal repayment, interest, and				
24	rebates; Wisconsin Maritime Center				
25	of Excellence	GPR	S	-0-	133,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(c) Principal repayment, interest, and				
2	rebates; Norskedalen Nature and				
3	Heritage Center	GPR	S	-0-	84,100
4	(d) Interest rebates on obligation				
5	proceeds; general fund	GPR	S	-0-	-0-
6	(e) Principal repayment, interest and				
7	rebates; parking ramp	GPR	S	-0-	-0-
8	(g) Principal repayment, interest and				
9	rebates; program revenues	PR	S	-0-	-0-
10	(h) Principal repayment, interest, and				
11	rebates	PR	S	-0-	-0-
12	(i) Principal repayment, interest and				
13	rebates; capital equipment	PR	S	-0-	-0-
14	(k) Interest rebates on obligation				
15	proceeds; program revenues	PR-S	C	-0-	-0-
16	(kd) Energy conservation construction				
17	projects; principal repayment,				
18	interest and rebates	PR-S	C	194,100	1,261,900
19	(km) Aquaculture demonstration facility;				
20	principal repayment and interest	PR-S	S	256,700	200,200
21	(q) Principal repayment and interest;				
22	segregated revenues	SEG	S	-0-	-0-
23	(r) Interest rebates on obligation				
24	proceeds; conservation fund	SEG	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(s) Interest rebates on obligation				
2	proceeds; transportation fund	SEG	S	-0-	-0-
3	(t) Interest rebates on obligation				
4	proceeds; veterans trust fund	SEG	S	-0-	-0-
5	(w) Bonding services	SEG	S	1,024,200	1,024,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			28,508,800	38,989,600
	PROGRAM REVENUE			450,800	1,462,100
	OTHER			(-0-)	(-0-)
	SERVICE			(450,800)	(1,462,100)
	SEGREGATED REVENUE			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			29,983,800	41,475,900
6	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
7	(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
8	(r) Interest on veterans obligations	SEG	C	-0-	-0-
	(4) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
10	(g) Financial consulting services	PR	C	-0-	-0-
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.867 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			42,353,800	48,979,700
	PROGRAM REVENUE			450,800	1,462,100
	OTHER			(-0-)	(-0-)
	SERVICE			(450,800)	(1,462,100)
	SEGREGATED REVENUE			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)

SENATE BILL 21

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
	TOTAL-ALL SOURCES			43,828,800	51,466,000
1	20.875 Budget Stabilization Fund				
2	(1) TRANSFERS TO FUND				
3	(a) General fund transfer	GPR	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
4	(2) TRANSFERS FROM FUND				
5	(q) Budget stabilization fund transfer	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.875 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
6	20.885 Grants to Forward Wisconsin Development Authority				
7	(1) GENERAL ADMINISTRATION				
8	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	(2) HOUSING PROGRAMS				
10	(a) General program operations	GPR	C	-0-	-0-
11	(ad) Housing rehabilitation loan				
12	program	GPR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
1	(ah) Capital reserve fund deficiency	GPR	C	-0-	-0-
2	(at) Homeowner eviction lien protection				
3	program	GPR	C	-0-	-0-
4	(q) Loan-loss reserve fund	SEG	C	-0-	-0-
5	(qm) Environmental fund transfer to				
6	Wisconsin development reserve				
7	fund	SEG	C	-0-	-0-
8	(r) Agrichemical management fund				
9	transfer to Wisconsin development				
10	reserve fund	SEG	C	-0-	-0-
11	(s) Petroleum inspection fund transfer				
12	to Wisconsin development reserve				
13	fund	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
14	(3) ECONOMIC DEVELOPMENT PROGRAMS				
15	(a) General program operations	GPR	C	-0-	25,374,700
16	(am) Regional revolving loan fund grants	GPR	A	-0-	55,000,000
17	(ap) Wisconsin development reserve				
18	fund	GPR	C	-0-	-0-
19	(r) Economic development fund;				
20	programs	SEG	C	-0-	21,776,000
21	(s) Brownfield site assessment grants	SEG	B	-0-	1,000,000

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2015-2016	2016-2017
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			-0-	80,374,700
SEGREGATED REVENUE			-0-	22,776,000
OTHER			(-0-)	(22,776,000)
TOTAL-ALL SOURCES			-0-	103,150,700
20.885 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			-0-	80,374,700
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
SEGREGATED REVENUE			-0-	22,776,000
OTHER			(-0-)	(22,776,000)
TOTAL-ALL SOURCES			-0-	103,150,700
General Appropriations FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			2,283,224,300	2,607,073,300
PROGRAM REVENUE			62,950,800	63,962,100
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(62,950,800)	(63,962,100)
SEGREGATED REVENUE			245,603,600	269,599,600
FEDERAL			(-0-)	(-0-)
OTHER			(245,603,600)	(269,599,600)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			2,591,778,700	2,940,635,000
STATE TOTALS			35,937,815,600	32,347,215,300
GENERAL PURPOSE REVENUE			15,875,476,500	16,942,533,200
PROGRAM REVENUE			15,028,693,900	10,577,989,000
FEDERAL			(9,625,168,500)	(8,033,495,000)
OTHER			(4,534,361,400)	(1,697,138,500)
SERVICE			(869,164,000)	(847,355,500)
SEGREGATED REVENUE			5,033,645,200	4,826,693,100
FEDERAL			(884,954,500)	(884,756,000)
OTHER			(3,397,187,300)	(3,383,633,700)
SERVICE			(643,617,300)	(450,417,300)
LOCAL			(107,886,100)	(107,886,100)

1

2

SECTION 482. 20.115 (1) (gb) of the statutes is amended to read:

3

20.115 (1) (gb) *Food regulation, lodging, and recreation.* The amounts in the

4

schedule for the regulation of food, lodging, and recreation under chs. 93, 97 and 98.

5

All moneys received under ss. 93.06 (1r) and (1w), 93.09, 93.11, 93.12, 97.17, 97.175,

SENATE BILL 21**SECTION 482**

1 97.20, 97.21, 97.22, 97.24, 97.27, 97.29, 97.30 (3) (a), (b) and (c), 97.41, 97.60 to
2 97.653, 97.67, 98.145 and 98.146 for the regulation of food, lodging, and recreation
3 shall be credited to this appropriation.

4 **SECTION 483.** 20.115 (2) (jm) of the statutes is created to read:

5 20.115 (2) (jm) *Veterinary examining board.* All moneys received from issuing
6 and renewing credentials under ch. 89 for the licensing, rule-making, and
7 regulatory functions of the veterinary examining board.

8 **SECTION 484.** 20.115 (7) (h) of the statutes is repealed.

9 **SECTION 485.** 20.115 (7) (qf) of the statutes is amended to read:

10 20.115 (7) (qf) *Soil and water management; aids.* From the environmental
11 fund, the amounts in the schedule for cost-sharing grants and contracts under the
12 soil and water resource management program under s. 92.14, but not for the support
13 of local land conservation personnel, and for producer led watershed protection
14 grants under s. 93.59. The department shall allocate funds, in an amount that does
15 not exceed \$250,000 in each fiscal year for the producer led watershed protection
16 grants.

17 **SECTION 486.** 20.115 (9) (title) of the statutes is created to read:

18 20.115 (9) (title) STATE LABORATORY OF HYGIENE.

19 **SECTION 487.** 20.115 (9) (k) of the statutes is created to read:

20 20.115 (9) (k) *State agency services.* All moneys received from other state
21 agencies for the costs of services performed by the state laboratory of hygiene for
22 those state agencies, to provide those services.

23 **SECTION 488.** 20.142 (intro.) of the statutes is created to read:

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1 **20.142 Financial institutions and professional standards, department**
2 **of.** (intro.) There is appropriated to the department of financial institutions and
3 professional standards for the following programs:

4 **SECTION 489.** 20.142 (1) (title) of the statutes is created to read:

5 20.142 (1) (title) SUPERVISION AND MANAGEMENT.

6 **SECTION 490.** 20.142 (1) (gm) of the statutes is created to read:

7 20.142 (1) (gm) *Gifts and grants.* Except as otherwise provided in subs. (2), (3),
8 and (4), all moneys received from gifts, grants, bequests, and devises, for the
9 purposes for which made.

10 **SECTION 491.** 20.142 (1) (k) of the statutes is created to read:

11 20.142 (1) (k) *Interagency and intra-agency programs.* Except as otherwise
12 provided in subs. (2), (3), and (4), all moneys received from other state agencies and
13 all moneys received by the department from the department, for the purposes for
14 which received.

15 **SECTION 492.** 20.142 (1) (m) of the statutes is created to read:

16 20.142 (1) (m) *Federal funds.* Except as otherwise provided in subs. (2), (3), and
17 (4), all moneys received from the federal government as authorized by the governor
18 under s. 16.54, for the purposes for which received.

19 **SECTION 493.** 20.144 (title) of the statutes is repealed.

20 **SECTION 494.** 20.144 (intro.) of the statutes is repealed.

21 **SECTION 495.** 20.144 (1) (title) of the statutes is renumbered 20.142 (2) (title).

22 **SECTION 496.** 20.144 (1) (a) of the statutes is renumbered 20.142 (2) (a).

23 **SECTION 497.** 20.144 (1) (g) of the statutes is renumbered 20.142 (2) (g) and
24 amended to read:

SENATE BILL 21**SECTION 497**

1 20.142 (2) (g) *General program operations related to financial services*
2 *functions*. The amounts in the schedule for the general program operations of the
3 department of financial institutions and professional standards related to financial
4 services functions. Except as provided in pars. (a), (h), (i), (j), and (u), all moneys
5 received by the department, other than by the office of credit unions and the ~~division~~
6 ~~of banking~~ department for banking functions, and 88% of all moneys received by the
7 office of credit unions and the ~~department's division of banking~~ department for
8 banking functions, shall be credited to this appropriation, but any balance at the
9 close of a fiscal year under this appropriation shall lapse to the general fund.
10 Annually, ~~\$325,000~~ \$150,000 of the amounts received under this appropriation
11 account shall be transferred to the appropriation account under s. 20.575 (1) (g).

12 **SECTION 498.** 20.144 (1) (h) of the statutes is renumbered 20.142 (2) (h) and
13 amended to read:

14 20.142 (2) (h) ~~Gifts, grants, settlements~~ Settlements and publications; financial
15 services functions. All moneys received from ~~gifts, grants, bequests, forfeitures~~
16 under s. 426.203, and ~~from~~ settlements arising from financial services functions, for
17 the purposes for which made or received and all moneys received by the department
18 from financial services functions as fees or other charges for photocopying, microfilm
19 copying, generation of copies of documents from optical disk storage, sales of books
20 and other services provided in carrying out the financial services functions of the
21 department, for the purposes for which the moneys were received or collected.

22 **SECTION 499.** 20.144 (1) (i) of the statutes is renumbered 20.142 (2) (i).

23 **SECTION 500.** 20.144 (1) (j) of the statutes is renumbered 20.142 (2) (j).

24 **SECTION 501.** 20.144 (1) (m) of the statutes is renumbered 20.142 (2) (m).

25 **SECTION 502.** 20.144 (1) (u) of the statutes is renumbered 20.142 (2) (u).

SENATE BILL 21**SECTION 503**

1 **SECTION 503.** 20.145 (1) (g) (intro.) of the statutes is amended to read:

2 20.145 (1) (g) *General program operations.* (intro.) The amounts in the
3 schedule for general program operations, including organizational support services
4 and oversight of care management organizations, ~~and for transferring to the~~
5 ~~appropriation account under s. 20.435 (4) (kv) the amount allocated by the~~
6 ~~commissioner of insurance.~~ Notwithstanding s. 20.001 (3) (a), at the end of each
7 fiscal year, the unencumbered balance in this appropriation account that exceeds 10
8 percent of that fiscal year's expenditure under this appropriation shall lapse to the
9 general fund. All of the following shall be credited to this appropriation account:

10 **SECTION 504.** 20.145 (1) (g) 3. of the statutes is repealed.

11 **SECTION 505.** 20.145 (5) of the statutes is repealed.

12 **SECTION 506.** 20.145 (6) (title) of the statutes is created to read:

13 20.145 (6) (title) **WORKER'S COMPENSATION ADMINISTRATION.**

14 **SECTION 507.** 20.145 (6) (ga) of the statutes is created to read:

15 20.145 (6) (ga) *Auxiliary services.* All moneys received from fees collected
16 under s. 102.16 (2m) (d) for the delivery of services under s. 102.16 (2m) (f).

17 **SECTION 508.** 20.145 (6) (gb) of the statutes is created to read:

18 20.145 (6) (gb) *Local agreements.* All moneys received through contracts or
19 financial agreements for provision of worker's compensation services to local units
20 of government or local organizations, for the purpose of providing those services.

21 **SECTION 509.** 20.145 (6) (ka) of the statutes is created to read:

22 20.145 (6) (ka) *Interagency and intra-agency agreements.* All moneys received
23 through contracts or financial agreements from other state agencies for the provision
24 of worker's compensation services to those state agencies and all moneys received by

SENATE BILL 21**SECTION 509**

1 the office from the office for the provision of those services to the office, for the
2 purpose of providing those services.

3 **SECTION 510.** 20.155 (1) (g) of the statutes is amended to read:

4 20.155 (1) (g) *Utility regulation; relocation assistance.* The amounts in the
5 schedule for the regulation of utilities and general program operations under ss.
6 32.19 to 32.27. Ninety percent of all moneys received by the commission under s.
7 196.85, 196.855, or 201.10 (3) shall be credited to this appropriation. Ninety percent
8 of all receipts from the sale of miscellaneous printed reports and other copied
9 material, the cost of which was originally paid under this paragraph, shall be
10 credited to this appropriation.

11 **SECTION 511.** 20.155 (1) (q) of the statutes is amended to read:

12 20.155 (1) (q) *Universal telecommunications service.* From the universal
13 service fund, the amounts in the schedule for the promotion of universal
14 telecommunications service for the purposes specified in s. 196.218 (5) (a) 1., 4., 8.
15 and 9. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of
16 each year shall be transferred to the appropriation account under s. 20.155 (3) (rm).

17 **SECTION 512.** 20.155 (3) (g) of the statutes is renumbered 20.155 (3) (k) and
18 amended to read:

19 20.155 (3) (k) *Broadband expansion grants; program revenues–service.* ~~As a~~
20 ~~continuing appropriation~~ Biennially, the amounts in the schedule for broadband
21 expansion grants under s. 196.504. The amounts transferred from s. 20.505 (1) (is)
22 to this appropriation shall be credited to this appropriation account.

23 **SECTION 513.** 20.155 (3) (r) of the statutes is created to read:

SENATE BILL 21**SECTION 513**

1 20.155 (3) (r) *Broadband expansion grants; segregated fund revenues*. From
2 the universal service fund, as a continuing appropriation, the amounts in the
3 schedule for broadband expansion grants under s. 196.504.

4 **SECTION 514.** 20.155 (3) (rm) of the statutes is created to read:

5 20.155 (3) (rm) *Broadband expansion grants; segregated fund*
6 *revenues–service*. From the universal service fund, all moneys transferred from the
7 appropriation accounts under sub. (1) (q) and ss. 20.255 (3) (q), (qm), and (r), 20.285
8 (1) (q), and 20.505 (4) (s) to be used for broadband expansion grants under s. 196.504.

9 **SECTION 515.** 20.155 (3) (rm) of the statutes, as created by 2015 Wisconsin Act
10 (this act), is amended to read:

11 20.155 (3) (rm) *Broadband expansion grants; segregated fund*
12 *revenues–service*. From the universal service fund, all moneys transferred from the
13 appropriation accounts under sub. (1) (q) and ss. 20.255 (3) (q), (qm), and (r), ~~20.285~~
14 ~~(1) (q)~~, and 20.505 (4) (s) to be used for broadband expansion grants under s. 196.504.

15 **SECTION 516.** 20.165 (intro.) of the statutes is repealed.

16 **SECTION 517.** 20.165 (1) (title) of the statutes is renumbered 20.142 (3) (title)
17 and amended to read:

18 20.142 (3) (title) PROFESSIONAL REGULATION AND ADMINISTRATIVE BUSINESS
19 SERVICES.

20 **SECTION 518.** 20.165 (1) (a) of the statutes is renumbered 20.142 (1) (a) and
21 amended to read:

22 20.142 (1) (a) *General program operations—~~executive and administrative~~*
23 *services*. The amounts in the schedule for general program operations.

24 **SECTION 519.** 20.165 (1) (g) of the statutes is renumbered 20.142 (3) (g) and
25 amended to read:

SENATE BILL 21**SECTION 519**

1 20.142 (3) (g) *General program operations, professional licensure*. The
2 amounts in the schedule for the professional licensing, ~~rule making~~, and regulatory
3 functions of the department under chs. 440 to 480, other than the licensing,
4 rule-making, and credentialing functions of the medical examining board and the
5 affiliated credentialing boards attached to the medical examining board and except
6 for preparing, administering, and grading examinations. Ninety percent of all
7 moneys received under chs. 440 to 480, except ~~ch.~~ chs. 448 and 463 and ss. 440.03
8 (13), 440.05 (1) (b), and, less \$10 of each renewal fee received under s. 452.12 (5); all
9 moneys transferred from the appropriation under par. (i); and all moneys received
10 under ~~s.~~ ss. 440.055 (2) and 440.52 (7m) (c) 5. and (11) (d) and ch. 463, shall be credited
11 to this appropriation.

12 **SECTION 520.** 20.165 (1) (gc) of the statutes is repealed.

13 **SECTION 521.** 20.165 (1) (gm) of the statutes is renumbered 20.142 (3) (gm).

14 **SECTION 522.** 20.165 (1) (h) of the statutes is renumbered 20.142 (3) (h).

15 **SECTION 523.** 20.165 (1) (hg) of the statutes is renumbered 20.142 (3) (hg).

16 **SECTION 524.** 20.165 (1) (hg) of the statutes is amended to read:

17 20.165 (1) (hg) *General program operations; medical examining board;*
18 *prescription drug monitoring program*. Biennially, the amounts in the schedule for
19 the licensing, rule-making, and regulatory functions of the medical examining board
20 and the affiliated credentialing boards attached to the medical examining board,
21 except for preparing, administering, and grading examinations; and for the
22 ~~pharmacy examining~~ controlled substances board's operation of the prescription
23 drug monitoring program under s. ~~450.19~~ 961.385. Ninety percent of all moneys
24 received for issuing and renewing credentials under ch. 448 shall be credited to this
25 appropriation.

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1 **SECTION 525.** 20.165 (1) (i) of the statutes is renumbered 20.142 (3) (i).

2 **SECTION 526.** 20.165 (1) (im) of the statutes is renumbered 20.142 (3) (im).

3 **SECTION 527.** 20.165 (1) (jm) of the statutes is renumbered 20.142 (3) (jm).

4 **SECTION 528.** 20.165 (1) (k) of the statutes is renumbered 20.142 (3) (k).

5 **SECTION 529.** 20.165 (1) (ka) of the statutes is renumbered 20.142 (3) (ka).

6 **SECTION 530.** 20.165 (1) (kb) of the statutes is renumbered 20.142 (3) (kb).

7 **SECTION 531.** 20.165 (1) (kc) of the statutes is renumbered 20.142 (3) (kc).

8 **SECTION 532.** 20.165 (1) (ke) of the statutes is repealed.

9 **SECTION 533.** 20.165 (1) (m) of the statutes is renumbered 20.142 (3) (m) and
10 amended to read:

11 20.142 (3) (m) *Federal funds.* All moneys received from the federal government
12 as authorized by the governor under s. 16.54 for technical assistance provided under
13 s. 440.03 (2) ~~or to carry out other purposes for which made and received.~~

14 **SECTION 534.** 20.165 (1) (n) of the statutes is renumbered 20.142 (3) (n).

15 **SECTION 535.** 20.165 (1) (o) of the statutes is renumbered 20.142 (3) (o).

16 **SECTION 536.** 20.165 (1) (pz) of the statutes is renumbered 20.142 (3) (pz).

17 **SECTION 537.** 20.165 (1) (s) of the statutes is renumbered 20.142 (3) (s).

18 **SECTION 538.** 20.165 (2) (title) of the statutes is renumbered 20.142 (4) (title).

19 **SECTION 539.** 20.165 (2) (a) of the statutes is renumbered 20.142 (4) (a).

20 **SECTION 540.** 20.165 (2) (de) of the statutes is repealed.

21 **SECTION 541.** 20.165 (2) (g) of the statutes is repealed.

22 **SECTION 542.** 20.165 (2) (ga) of the statutes is renumbered 20.142 (4) (ga).

23 **SECTION 543.** 20.165 (2) (gb) of the statutes is renumbered 20.142 (4) (gb).

24 **SECTION 544.** 20.165 (2) (h) of the statutes is renumbered 20.142 (4) (h).

SENATE BILL 21**SECTION 545**

1 **SECTION 545.** 20.165 (2) (j) of the statutes is renumbered 20.142 (4) (j) and
2 amended to read:

3 20.142 (4) (j) *Safety and building operations.* The amounts in the schedule for
4 the purposes of chs. 101 and 145 and ss. 167.35, 236.12 (2) (ap), 236.13 (1) (d) and
5 (2m), and 236.335, ~~for the purpose of transferring the amounts in the schedule under~~
6 ~~par. (kg) to the appropriation account under par. (kg), and for the purpose of~~
7 ~~transferring the amounts in the schedule under par. (km) to the appropriation~~
8 ~~account under par. (km).~~ All moneys received under ch. 145, ss. 101.178, 101.19,
9 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), 167.35 (2) (f),
10 and 236.12 (7) and all moneys transferred under 2005 Wisconsin Act 45, section 76
11 (6), shall be credited to this appropriation account.

12 **SECTION 546.** 20.165 (2) (ka) of the statutes is renumbered 20.142 (4) (ka).

13 **SECTION 547.** 20.165 (2) (kd) of the statutes is renumbered 20.142 (4) (kd).

14 **SECTION 548.** 20.165 (2) (kg) of the statutes is repealed.

15 **SECTION 549.** 20.165 (2) (km) of the statutes is repealed.

16 **SECTION 550.** 20.165 (2) (ks) of the statutes is renumbered 20.142 (4) (ks).

17 **SECTION 551.** 20.165 (2) (L) of the statutes is renumbered 20.142 (4) (L).

18 **SECTION 552.** 20.165 (2) (La) of the statutes is renumbered 20.142 (4) (La).

19 **SECTION 553.** 20.165 (2) (m) of the statutes is renumbered 20.142 (4) (m).

20 **SECTION 554.** 20.165 (2) (ma) of the statutes is renumbered 20.142 (4) (ma).

21 **SECTION 555.** 20.165 (2) (q) of the statutes is renumbered 20.142 (4) (q).

22 **SECTION 556.** 20.192 of the statutes is repealed.

23 **SECTION 557.** 20.225 (1) (d) of the statutes is repealed.

24 **SECTION 558.** 20.235 (1) (e) of the statutes is repealed.

25 **SECTION 559.** 20.235 (1) (fz) of the statutes is amended to read:

SENATE BILL 21

1 20.235 (1) (fz) *Remission of fees and reimbursement for veterans and*
2 *dependents.* Biennially, the amounts in the schedule to reimburse the Board of
3 Regents of the University of Wisconsin System Authority and technical college
4 district boards under s. 39.50 for fee remissions made under ss. 36.27 (3n) (b) or (3p)
5 (b) and 38.24 (7) (b) or (8) (b) and to reimburse veterans and dependents as provided
6 in ss. 36.27 (3n) (bm) or (3p) (bm) and 38.24 (7) (bm) or (8) (bm).

7 **SECTION 560.** 20.245 (1) (y) of the statutes is repealed.

8 **SECTION 561.** 20.255 (1) (fm) of the statutes is created to read:

9 20.255 (1) (fm) *Value-Added Research Center.* The amounts in the schedule to
10 pay the costs of the University of Wisconsin–Madison Value–Added Research Center
11 under s. 118.301 (2) and (4).

12 **SECTION 562.** 20.255 (2) (ac) of the statutes is amended to read:

13 20.255 (2) (ac) *General equalization aids and eligible and other school district*
14 *parental choice program payments.* The amounts in the schedule for the payment of
15 educational aids under ss. 121.08, 121.09, 121.095, 121.105, 121.137 and subch. VI
16 of ch. 121 and to make payments to private schools under s. 118.60 (4) (bk), (4m) (am),
17 and (4r) (bm).

18 **SECTION 563.** 20.255 (2) (aq) of the statutes is amended to read:

19 20.255 (2) (aq) *Per pupil aid.* ~~A sum sufficient~~ The amounts in the schedule
20 for per pupil aid under s. 115.437.

21 **SECTION 564.** 20.255 (2) (ct) of the statutes is repealed.

22 **SECTION 565.** 20.255 (2) (fg) of the statutes is amended to read:

23 20.255 (2) (fg) *Aid for cooperative educational service agencies.* The amounts
24 in the schedule for a payment not to exceed \$25,000 annually to each cooperative
25 educational service agency, ~~for the current operational expenses of these agencies~~

SENATE BILL 21**SECTION 565**

1 and to match any federal funds received by these agencies for vocational education
2 administration.

3 **SECTION 566.** 20.255 (2) (fr) of the statutes is amended to read:

4 20.255 (2) (fr) *Parental choice program for eligible school districts and other*
5 *school districts; pupils participating before the 2015–16 school year.* A sum sufficient
6 to make the payments to private schools under s. 118.60 (4) (bg) and (4m) (a).

7 **SECTION 567.** 20.255 (2) (fv) of the statutes is amended to read:

8 20.255 (2) (fv) *Milwaukee Parental Choice Program and the parental choice*
9 *program for eligible school districts and other school districts; transfer pupils.* A sum
10 sufficient to make the payments under ss. 118.60 (4r) (am) and 119.23 (4r).

11 **SECTION 568.** 20.255 (2) (q) of the statutes is amended to read:

12 20.255 (2) (q) *Grants for literacy and early childhood development programs.*
13 From the governor's read to lead development fund, a sum sufficient for grants to
14 support literacy and early childhood development programs under s. 14.20 (2) 48.53
15 (3) (c).

16 **SECTION 569.** 20.255 (2) (u) of the statutes is repealed.

17 **SECTION 570.** 20.255 (3) (q) of the statutes is amended to read:

18 20.255 (3) (q) *Periodical and reference information databases; Newline for the*
19 *Blind.* From the universal service fund, the amounts in the schedule for the
20 Newline for the Blind, provided by the Regional Library for the Blind and Physically
21 Handicapped, and to contract for periodical and reference information databases
22 under s. 115.28 (26). Notwithstanding s. 20.001 (3) (a), the unencumbered balance
23 on June 30 of each year shall be transferred to the appropriation account under s.
24 20.155 (3) (rm).

25 **SECTION 571.** 20.255 (3) (qm) of the statutes is amended to read:

SENATE BILL 21**SECTION 571**

1 20.255 (3) (qm) *Aid to public library systems.* From the universal service fund,
2 the amounts in the schedule for state aid to public library systems under s. 43.24.
3 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
4 shall be transferred to the appropriation account under s. 20.155 (3) (rm).

5 **SECTION 572.** 20.255 (3) (r) of the statutes is amended to read:

6 20.255 (3) (r) *Library service contracts.* From the universal service fund, the
7 amounts in the schedule for library service contracts under s. 43.03 (6) and (7).
8 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
9 shall be transferred to the appropriation account under s. 20.155 (3) (rm).

10 **SECTION 573.** 20.285 (intro.) of the statutes is amended to read:

11 **20.285 University of Wisconsin System Authority.** (intro.) There is
12 appropriated to the board of regents Board of Regents of the University of Wisconsin
13 System Authority for the following programs:

14 **SECTION 574.** 20.285 (1) (a) of the statutes is amended to read:

15 20.285 (1) (a) *General program operations.* ~~The Biennially, the amounts in the~~
16 ~~schedule for the purpose of educational programs and related programs. The board~~
17 ~~of regents may not encumber amounts appropriated under this paragraph for~~
18 ~~groundwater research without the approval of the secretary of administration.~~

19 **SECTION 575.** 20.285 (1) (a) of the statutes, as affected by 2015 Wisconsin Act
20 (this act), section 574, is amended to read:

21 20.285 (1) (a) *General program operations.* Biennially, the amounts in the
22 schedule for the purpose of educational programs and related programs, to be paid
23 as provided in s. 16.004 (19).

24 **SECTION 576.** 20.285 (1) (a) of the statutes, as affected by 2015 Wisconsin Act
25 (this act), section 575, is amended to read:

SENATE BILL 21**SECTION 576**

1 20.285 (1) (a) *General program operations*. ~~Biennially, the~~ The amounts in the
2 schedule for the purpose of educational programs and related programs, to be paid
3 as provided in s. 16.004 (19).

4 **SECTION 577.** 20.285 (1) (d) 2. of the statutes is amended to read:

5 20.285 (1) (d) 2. Reimburse s. 20.866 (1) (u) for any amounts advanced to meet
6 principal and interest costs on self-amortizing university facilities whenever the
7 amount appropriated under ~~par. (gj)~~ s. 20.505 (5) (h) is insufficient, as determined
8 by the department of administration, to make such reimbursement.

9 **SECTION 578.** 20.285 (1) (fd) of the statutes is renumbered 20.115 (9) (f), and
10 20.115 (9) (f) (title), as renumbered, is amended to read:

11 20.115 (9) (f) (title) ~~State laboratory of hygiene; general~~ General program
12 *operations*.

13 **SECTION 579.** 20.285 (1) (fj) of the statutes is renumbered 20.115 (2) (am).

14 **SECTION 580.** 20.285 (1) (gb) of the statutes, as affected by 2013 Wisconsin Act
15 20, is amended to read:

16 20.285 (1) (gb) *General program operations*. All moneys received from the
17 operation of educational programs and related programs to carry out the purposes
18 for which received, including the transfer of funds to par. (gj). In each fiscal year, the
19 Board of Regents shall transfer no more than ~~\$20,338,500~~ \$30,338,500 from this
20 appropriation account to the medical assistance trust fund.

21 **SECTION 581.** 20.285 (1) (gb) of the statutes, as affected by 2015 Wisconsin Act
22 (this act), is repealed.

23 **SECTION 582.** 20.285 (1) (ge) of the statutes is repealed.

24 **SECTION 583.** 20.285 (1) (gj) of the statutes is repealed.

SENATE BILL 21**SECTION 584**

1 **SECTION 584.** 20.285 (1) (i) of the statutes is renumbered 20.115 (9) (i), and
2 20.115 (9) (i) (title), as renumbered, is amended to read:

3 20.115 (9) (i) (title) *State laboratory of hygiene Program revenues.*

4 **SECTION 585.** 20.285 (1) (ia) of the statutes, as affected by 2013 Wisconsin Act
5 20, is renumbered 20.115 (9) (im), and 20.115 (9) (im) (title), as renumbered, is
6 amended to read:

7 20.115 (9) (im) (title) *State laboratory of hygiene, ~~drivers~~ Drivers.*

8 **SECTION 586.** 20.285 (1) (je) of the statutes is renumbered 20.115 (2) (je) and
9 amended to read:

10 20.115 (2) (je) *Veterinary diagnostic laboratory; fees.* All moneys received under
11 s. ~~36.58~~ 93.13 (3), other than from state agencies, to be used for general program
12 operations of the veterinary diagnostic laboratory and to reimburse s. 20.866 (1) (u)
13 for the payment of principal and interest costs incurred in financing the construction
14 of the veterinary diagnostic laboratory enumerated in 2001 Wisconsin Act 16, section
15 9107 (1) (m) 1., to make payments determined by the building commission under s.
16 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in
17 financing that facility, and to make payments under an agreement or ancillary
18 arrangement entered into under s. 18.06 (8) (a).

19 **SECTION 587.** 20.285 (1) (k) of the statutes is repealed.

20 **SECTION 588.** 20.285 (1) (kg) of the statutes is renumbered 20.115 (2) (kg).

21 **SECTION 589.** 20.285 (1) (Li) of the statutes is repealed.

22 **SECTION 590.** 20.285 (1) (m) of the statutes is repealed.

23 **SECTION 591.** 20.285 (1) (mc) of the statutes is renumbered 20.115 (2) (mc).

24 **SECTION 592.** 20.285 (1) (q) of the statutes is amended to read:

SENATE BILL 21**SECTION 592**

1 20.285 (1) (q) *Telecommunications services*. From the universal service fund,
2 the amounts in the schedule to provide telecommunications services as specified in
3 s. 196.218 (5) (a) 6. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on
4 June 30 of each year shall be transferred to the appropriation account under s. 20.155
5 (3) (rm).

6 **SECTION 593.** 20.285 (1) (q) of the statutes, as affected by 2015 Wisconsin Act
7 (this act), is repealed.

8 **SECTION 594.** 20.285 (1) (qe) of the statutes is repealed.

9 **SECTION 595.** 20.285 (1) (qj) of the statutes is repealed.

10 **SECTION 596.** 20.285 (1) (qm) of the statutes is repealed.

11 **SECTION 597.** 20.285 (1) (qr) of the statutes is repealed.

12 **SECTION 598.** 20.285 (1) (r) of the statutes is repealed.

13 **SECTION 599.** 20.285 (1) (rc) of the statutes is repealed.

14 **SECTION 600.** 20.285 (1) (rm) of the statutes is repealed.

15 **SECTION 601.** 20.285 (1) (s) of the statutes is repealed.

16 **SECTION 602.** 20.285 (1) (tb) of the statutes is repealed.

17 **SECTION 603.** 20.285 (1) (tm) of the statutes is repealed.

18 **SECTION 604.** 20.285 (1) (u) of the statutes is repealed.

19 **SECTION 605.** 20.285 (1) (w) of the statutes is repealed.

20 **SECTION 606.** 20.285 (2) (title) of the statutes is repealed.

21 **SECTION 607.** 20.285 (2) (c) of the statutes is repealed.

22 **SECTION 608.** 20.285 (2) (d) of the statutes is repealed.

23 **SECTION 609.** 20.285 (2) (e) of the statutes is repealed.

24 **SECTION 610.** 20.285 (2) (h) of the statutes is repealed.

25 **SECTION 611.** 20.285 (2) (j) of the statutes is repealed.

SENATE BILL 21

1 **SECTION 612.** 20.285 (3) of the statutes is repealed.

2 **SECTION 613.** 20.292 (1) (gm) of the statutes is amended to read:

3 20.292 (1) (gm) *Fire schools; state operations.* The amounts in the schedule for
4 supervising and conducting schools for instruction in fire protection and prevention
5 under s. 38.04 (9). All moneys transferred from s. ~~20.165 (2)~~ 20.142 (4) (L) to this
6 appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3)
7 (a), at the end of each fiscal year the unencumbered balance in this appropriation
8 shall revert to the appropriation under s. ~~20.165 (2)~~ 20.142 (4) (L).

9 **SECTION 614.** 20.292 (1) (gr) of the statutes is amended to read:

10 20.292 (1) (gr) *Fire schools; local assistance.* The amounts in the schedule for
11 district fire fighter training programs under s. 38.12 (9). All moneys transferred
12 from s. ~~20.165 (2)~~ 20.142 (4) (L) to this appropriation shall be credited to this
13 appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on
14 June 30 of each year shall revert to the appropriation under s. ~~20.165 (2)~~ 20.142 (4)
15 (L).

16 **SECTION 615.** 20.292 (2) of the statutes is repealed.

17 **SECTION 616.** 20.320 (2) (s) of the statutes is amended to read:

18 20.320 (2) (s) *Safe drinking water loan programs financial assistance.* From
19 the environmental improvement fund, a sum sufficient for financial assistance
20 under the safe drinking water loan program under s. 281.61, for other drinking water
21 quality activities under s. 281.62 and to transfer funds to the Wisconsin drinking
22 water reserve fund under s. ~~234.933~~ 235.933, as authorized under s. 281.625 (4).

23 **SECTION 617.** 20.320 (2) (x) of the statutes is amended to read:

24 20.320 (2) (x) *Safe drinking water loan programs financial assistance; federal.*
25 From the safe drinking water loan program federal revolving loan fund account in

SENATE BILL 21**SECTION 617**

1 the environmental improvement fund, all moneys received from the federal
2 government to provide financial assistance under the safe drinking water loan
3 program under s. 281.61, for other drinking water quality activities under s. 281.62
4 and for drinking water loan guarantees under s. ~~234.86~~ 235.86, as authorized by the
5 governor under s. 16.54, for financial assistance under the safe drinking water loan
6 program under s. 281.61, other drinking water quality activities under s. 281.62 and
7 to transfer funds to the Wisconsin drinking water reserve fund under s. ~~234.933~~
8 235.933, as authorized under s. 281.625 (4).

9 **SECTION 618.** 20.320 (3) (title) of the statutes is repealed.

10 **SECTION 619.** 20.320 (3) (q) of the statutes is repealed.

11 **SECTION 620.** 20.370 (1) (fs) of the statutes is amended to read:

12 20.370 (1) (fs) *Endangered resources — voluntary payments; sales, leases, and*
13 *fees.* As a continuing appropriation, from moneys received as amounts designated
14 under ss. 71.10 (5) (b) and 71.30 (10) (b), the net amounts certified under ss. 71.10
15 (5) (h) 4. and 71.30 (10) (h) 3., all moneys received from the sale or lease of resources
16 derived from the land in the state natural areas system, and all moneys received from
17 fees collected under ss. 29.319 (2), 29.563 (10) (a), and 341.14 (6r) (b) 5. and 12., for
18 the purposes of the endangered resources program, as defined under ss. 71.10 (5) (a)
19 2. and 71.30 (10) (a) 2. Three percent of the moneys certified under ss. 71.10 (5) (h)
20 4. and 71.30 (10) (h) 3. in each fiscal year and 3% of the fees received under s. 341.14
21 (6r) (b) 5. and 12. in each fiscal year shall be allocated for wildlife damage control and
22 payment of claims for damage associated with endangered or threatened species,
23 except that this combined allocation may not exceed \$100,000 per fiscal year.

24 **SECTION 621.** 20.370 (1) (mu) of the statutes is amended to read:

SENATE BILL 21**SECTION 621**

1 20.370 (1) (mu) *General program operations — state funds.* The amounts in
2 the schedule for general program operations that do not relate to the management
3 and protection of the state’s fishery resources and that are conducted under ss. 23.09
4 to 23.11, 27.01, 30.203, 30.277, and 90.21, and chs. 29 and 169, for activities
5 conducted under the ecological inventory and monitoring program of the endangered
6 resources program, and for the aquatic and terrestrial resources inventory under s.
7 23.09 (2) (km), ~~and for payments of \$53,700 in each fiscal year, to be credited to the~~
8 ~~appropriation account under s. 20.285 (1) (k), to the University of Wisconsin System~~
9 ~~for outdoor skills training under s. 29.598.~~

10 **SECTION 622.** 20.370 (2) (mr) of the statutes is amended to read:

11 20.370 (2) (mr) *General program operations — brownfields.* From the
12 environmental fund, the amounts in the schedule for administration of activities
13 related to brownfields, as defined in s. ~~238.13~~ 235.13 (1) (a).

14 **SECTION 623.** 20.370 (3) (title) of the statutes is repealed and recreated to read:

15 20.370 (3) (title) PUBLIC SAFETY AND BUSINESS SUPPORT.

16 **SECTION 624.** 20.370 (3) (ad) of the statutes is repealed.

17 **SECTION 625.** 20.370 (3) (aw) of the statutes is repealed.

18 **SECTION 626.** 20.370 (3) (ga) of the statutes is created to read:

19 20.370 (3) (ga) *State laboratory of hygiene.* From the general fund, the amounts
20 in the schedule to pay the state laboratory of hygiene for services provided to the
21 department.

22 **SECTION 627.** 20.370 (4) (mq) of the statutes is amended to read:

23 20.370 (4) (mq) *General program operations — environmental fund.* From the
24 environmental fund, the amounts in the schedule for administration of
25 environmental activities under chs. 160, 281, and 283 and for administration of

SENATE BILL 21**SECTION 627**

1 activities related to the regulation of private on-site wastewater treatment systems
2 under ch. 145.

3 **SECTION 628.** 20.370 (4) (mu) of the statutes is amended to read:

4 20.370 (4) (mu) *General program operations — state funds.* The amounts in
5 the schedule for general program operations that relate to the management and
6 protection of the state’s fishery resources and that are conducted under ss. 23.09 to
7 23.11, 30.203 and 30.277 and ch. 29 and for payments of \$51,900 in each fiscal year,
8 to be credited to the appropriation account under s. 20.285 (1) (k), to the a University
9 of Wisconsin System for studies of Great Lakes fish.

10 **SECTION 629.** 20.370 (5) (ad) of the statutes is repealed.

11 **SECTION 630.** 20.370 (5) (at) of the statutes is repealed.

12 **SECTION 631.** 20.370 (5) (aw) of the statutes is repealed.

13 **SECTION 632.** 20.370 (5) (ay) of the statutes is repealed.

14 **SECTION 633.** 20.370 (5) (bw) of the statutes is amended to read:

15 20.370 (5) (bw) *Resource aids — county sustainable forestry and county forest*
16 *administration grants.* Biennially, the amounts in the schedule for county
17 sustainable forestry grants under s. 28.11 (5r) and county forest administration
18 grants under s. 28.11 (5m).

19 **SECTION 634.** 20.370 (5) (by) of the statutes is amended to read:

20 20.370 (5) (by) *Resource aids — fire suppression grants.* The Biennially, the
21 amounts in the schedule for grants for fire suppression clothing, supplies,
22 equipment, and vehicles, for acquiring fire prevention materials, and for training fire
23 fighters under s. 26.145.

24 **SECTION 635.** 20.370 (5) (cq) of the statutes is amended to read:

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1 20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As
2 a continuing appropriation, the amounts in the schedule for recreational boating
3 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the
4 Portage levee system and the Portage canal under s. 31.309, for development of a
5 state park under s. 23.198, ~~for funding for the Fox River Navigational System~~
6 ~~Authority under s. 237.08 (2),~~ and for the engineering and environmental study
7 under s. 31.307.

8 **SECTION 636.** 20.370 (5) (cx) of the statutes is repealed.

9 **SECTION 637.** 20.370 (6) (ar) of the statutes is amended to read:

10 20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation
11 fund, as a continuing appropriation, the amounts in the schedule for grants and
12 contracts under ~~ss. s.~~ s. 281.68 and for grants under s. 281.69.

13 **SECTION 638.** 20.370 (6) (av) of the statutes is amended to read:

14 20.370 (6) (av) *Environmental aids — river protection; conservation fund.*
15 ~~From~~ Biennially, from the conservation fund, the amounts in the schedule for river
16 protection grants and contracts under s. 281.70. ~~Notwithstanding s. 20.001 (3) (a),~~
17 ~~on June 30 of each fiscal year the unencumbered balance in this appropriation~~
18 ~~account shall be transferred to the appropriation account under par. (ar).~~

19 **SECTION 639.** 20.370 (6) (aw) of the statutes is repealed.

20 **SECTION 640.** 20.370 (7) (ct) of the statutes is amended to read:

21 20.370 (7) (ct) *Principal and interest — pollution abatement, environmental*
22 *fund.* From the environmental fund, ~~the amounts in the schedule~~ a sum sufficient
23 to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred
24 in financing the acquisition, construction, development, enlargement or
25 improvement of point source water pollution abatement facilities and sewage

SENATE BILL 21**SECTION 640**

1 collection facilities under ss. 281.55, 281.56 and 281.57, to make the payments
2 determined by the building commission under s. 13.488 (1) (m) that are attributable
3 to the proceeds of obligations incurred in financing those facilities, and to make
4 payments under an agreement or ancillary arrangement entered into under s. 18.06
5 (8) (a).

6 **SECTION 641.** 20.370 (9) (ny) of the statutes is amended to read:

7 20.370 (9) (ny) *Aids administration — safe drinking water loan programs;*
8 *federal funds.* From the safe drinking water loan program federal revolving loan
9 fund account in the environmental improvement fund, all moneys received from the
10 federal government to administer the safe drinking water loan program, as
11 authorized by the governor under s. 16.54, for the administration of the safe drinking
12 water loan program under s. 281.59 or 281.61, the drinking water loan guarantee
13 program under ss. ~~234.86~~ 235.86 and 281.625 and other drinking water quality
14 activities under s. 281.62.

15 **SECTION 642.** 20.380 (2) (title) of the statutes is repealed.

16 **SECTION 643.** 20.380 (2) (ip) of the statutes is renumbered 20.370 (1) (dg) and
17 amended to read:

18 20.370 (1) (dg) *Kickapoo reserve management board; program services.* ~~All~~
19 From the general fund, all moneys received by the Kickapoo reserve management
20 board from admissions, fees, leases, concessions, memberships, sales, and other
21 similar receipts authorized under s. ~~41.41~~ 23.0927 to be used for the general program
22 operations of the board under s. ~~41.41~~ 23.0927.

23 **SECTION 644.** 20.380 (2) (ir) of the statutes is renumbered 20.370 (1) (dh) and
24 amended to read:

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1 20.370 (1) (dh) *Kickapoo reserve management board; gifts and grants.* ~~All~~ From
2 the general fund, all moneys received by the Kickapoo reserve management board
3 from gifts, grants, or bequests, to carry out the purpose for which received.

4 **SECTION 645.** 20.380 (2) (kc) of the statutes is renumbered 20.370 (1) (dk) and
5 amended to read:

6 20.370 (1) (dk) *Kickapoo valley reserve; law enforcement services.* ~~The~~ From the
7 general fund, the amounts in the schedule to provide law enforcement services in the
8 Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (2). All moneys transferred from the
9 appropriation account under s. 20.505 (8) (hm) 6c. shall be credited to this
10 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
11 balance on June 30 of each year shall revert to the appropriation account under s.
12 20.505 (8) (hm).

13 **SECTION 646.** 20.380 (2) (ms) of the statutes is renumbered 20.370 (1) (dm) and
14 amended to read:

15 20.370 (1) (dm) *Kickapoo reserve management board; federal aid.* ~~All~~ From the
16 general fund, all moneys received by the Kickapoo reserve management board from
17 the federal government, as authorized by the governor under s. 16.54, to be used for
18 the purposes for which made and received.

19 **SECTION 647.** 20.380 (2) (q) of the statutes is renumbered 20.370 (1) (dq) and
20 amended to read:

21 20.370 (1) (dq) *Kickapoo reserve management board; general program*
22 *operations.* ~~From the conservation fund, the~~ The amounts in the schedule for the
23 general program operations of the Kickapoo reserve management board under s.
24 ~~41.41~~ 23.0927.

SENATE BILL 21**SECTION 648**

1 **SECTION 648.** 20.380 (2) (r) of the statutes is renumbered 20.370 (1) (dr) and
2 amended to read:

3 20.370 (1) (dr) *Kickapoo valley reserve; aids in lieu of taxes.* ~~From the~~
4 ~~conservation fund,~~ a A sum sufficient to pay aids to taxing jurisdictions for the
5 Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (10).

6 **SECTION 649.** 20.395 (1) (cq) of the statutes is amended to read:

7 20.395 (1) (cq) *Elderly Seniors and disabled capital individuals with*
8 *disabilities specialized transportation aids, state funds.* As a continuing
9 appropriation, the amounts in the schedule for specialized transportation capital
10 assistance for the elderly seniors and disabled individuals with disabilities under s.
11 85.22.

12 **SECTION 650.** 20.395 (2) (bt) of the statutes is created to read:

13 20.395 (2) (bt) *Freight rail preservation.* As a continuing appropriation, the
14 amounts in the schedule to acquire railroad property under ss. 85.08 (2) (L) and
15 85.09; and to provide grants and loans for rail property acquisitions and
16 improvements under s. 85.08 (4m) (c) and (d).

17 **SECTION 651.** 20.395 (3) (ar) of the statutes is created to read:

18 20.395 (3) (ar) *Southeast Wisconsin freeway megaprojects, service funds.* All
19 moneys received from the fund created under s. 18.57 (1) as reimbursement for the
20 temporary financing under sub. (9) (th) of southeast Wisconsin freeway megaprojects
21 enumerated under s. 84.0145 (3) (b) that are financed under s. 84.59, for the purpose
22 of financing such projects.

23 **SECTION 652.** 20.395 (3) (eg) of the statutes is amended to read:

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1 20.395 (3) (eg) *Supplement from sponsorship agreements, state funds.* From
2 the general fund, all moneys received under s. 84.01 (36) (d) 1. for any purpose
3 described in par. (eq) or (es).

4 **SECTION 653.** 20.395 (4) (as) of the statutes is created to read:

5 20.395 (4) (as) *Transit safety oversight, state funds.* As a continuing
6 appropriation, the amounts in the schedule for the transit safety oversight program
7 under s. 85.066.

8 **SECTION 654.** 20.395 (4) (ay) of the statutes is created to read:

9 20.395 (4) (ay) *Transit safety oversight, federal funds.* All moneys received from
10 the federal government for transit safety oversight under s. 85.066 for such purposes.

11 **SECTION 655.** 20.395 (4) (jq) of the statutes is amended to read:

12 20.395 (4) (jq) *Transportation facilities and highway project revenue obligation*
13 *funding.* As a continuing appropriation, all proceeds from revenue obligations
14 issued under s. 84.59 and deposited into the fund created under s. 18.57 (1), for the
15 transportation administrative facilities purposes of s. 84.01 (28) and, for major
16 highway projects as defined under s. 84.013 (1) (a) for the purposes of ss. 84.06 and
17 84.09, for southeast Wisconsin freeway megaprojects enumerated under s. 84.0145
18 (3) (b), providing for reserves and for expenses of issuance and management of the
19 revenue obligations. Estimated disbursements under this paragraph shall not be
20 included in the schedule under s. 20.005.

21 **SECTION 656.** 20.395 (5) (jr) of the statutes is repealed.

22 **SECTION 657.** 20.395 (9) (th) of the statutes is amended to read:

23 20.395 (9) (th) *Temporary funding of projects financed by revenue bonds.* A sum
24 sufficient to provide initial, temporary funding for any project to be financed under
25 s. 84.59 which is a southeast Wisconsin freeway megaproject enumerated under s.

SENATE BILL 21**SECTION 657**

1 84.0145 (3) (b), a major highway project enumerated under s. 84.013 (3) or a project
2 under s. 84.01 (28) approved under s. 13.48 (10) or authorized under s. 84.01 (30).
3 The department shall keep a separate account of expenditures under this paragraph
4 for each such project. As soon as moneys become available from the proceeds of the
5 obligation issued under s. 84.59 to finance that project, an amount equal to the
6 amounts expended under this paragraph shall be paid from those proceeds into the
7 transportation fund and credited to the appropriation account under sub. (3) (ar) or
8 (br) or (4) (at).

9 **SECTION 658.** 20.410 (1) (gn) of the statutes is created to read:

10 20.410 (1) (gn) *Interstate compact for adult offender supervision.* All moneys
11 received from an offender submitting an interstate compact application to transfer
12 supervision to another state, as prescribed by rule in accordance with s. 304.16 (1)
13 (b) 1. and (5) (b), for the supervision of probationers, parolees, and persons on
14 extended supervision.

15 **SECTION 659.** 20.410 (1) (kd) of the statutes is amended to read:

16 20.410 (1) (kd) *Victim notification.* The amounts in the schedule for victim
17 notification services. All moneys transferred from the appropriation account under
18 s. 20.505 (1) (id) 6. shall be credited to this appropriation account. Notwithstanding
19 s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be
20 transferred to the appropriation account under s. 20.505 (1) (id).

21 **SECTION 660.** 20.410 (3) (cd) of the statutes is renumbered 20.437 (1) (cj) and
22 amended to read:

23 20.437 (1) (cj) *Community youth and family aids.* The amounts in the schedule
24 ~~plus the amounts transferred from the appropriation account under par. (eg) for the~~
25 improvement and provision of community-based juvenile delinquency-related

SENATE BILL 21**SECTION 660**

1 services under s. 48.526 and juvenile correctional services under s. 301.26 and for
2 reimbursement to counties having a population of less than 500,000 750,000 for the
3 cost of court attached intake services as provided in s. 938.06 (4). Disbursements
4 may be made from this appropriation account under s. ~~301.085~~ 49.32 (2). Refunds
5 received relating to payments made under s. ~~301.085~~ 49.32 (2) shall be returned to
6 this appropriation account. ~~All moneys transferred from the appropriation account~~
7 ~~under par. (cg) shall be credited to this appropriation account.~~ Notwithstanding ss.
8 20.001 (3) (a) and 20.002 (1), the department of ~~corrections~~ children and families may
9 transfer moneys under this paragraph between fiscal years. Except for moneys
10 authorized for transfer under s. ~~301.26~~ 48.526 (3), all moneys from this paragraph
11 allocated under s. ~~301.26~~ 48.526 (3) and not spent or encumbered by counties by
12 December 31 of each year shall lapse into the general fund on the succeeding January
13 1. The joint committee on finance may transfer additional moneys to the next
14 calendar year.

15 **SECTION 661.** 20.410 (3) (cg) of the statutes is amended to read:

16 20.410 (3) (cg) *Serious juvenile offenders.* Biennially, the amounts in the
17 schedule for juvenile correctional institution, ~~corrective sanctions~~, alternate care,
18 aftercare, community supervision, and other juvenile program services specified in
19 s. 938.538 (3) provided for the persons specified in s. 301.26 (4) (cm) and for juvenile
20 correctional institution services for persons placed in juvenile correctional
21 institutions under s. 973.013 (3m).

22 **SECTION 662.** 20.410 (3) (f) of the statutes is renumbered 20.437 (1) (cm) and
23 amended to read:

24 20.437 (1) (cm) *Community intervention program.* The amounts in the
25 schedule for the community intervention program under s. ~~301.263~~ 48.528.

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1 **SECTION 663.** 20.410 (3) (hr) of the statutes is amended to read:

2 20.410 (3) (hr) *Juvenile corrective sanctions program community supervision*
3 *services*. The amounts in the schedule for the ~~corrective sanctions~~ community
4 supervision services specified in ss. 49.45 (25) (bj) and 301.26 (4) (c) and (eg). All
5 moneys received in payment for those ~~corrective sanctions~~ services as specified in s.
6 301.26 (4) (d) and (eg), and all moneys transferred under s. 301.26 (4) (cm), shall be
7 credited to this appropriation account. If moneys generated by the daily rate under
8 s. 301.26 (4) (d) exceed actual fiscal year ~~corrective sanctions~~ community supervision
9 services costs, that excess shall be transferred to the appropriation account under
10 par. (hm) as provided in s. 301.26 (4) (ct).

11 **SECTION 664.** 20.410 (3) (ko) of the statutes is repealed.

12 **SECTION 665.** 20.410 (3) (kp) of the statutes is renumbered 20.437 (1) (kp) and
13 amended to read:

14 20.437 (1) (kp) *Indian juvenile Interagency and intra-agency aids; tribal*
15 *delinquency placements*. The amounts in the schedule to be used for unexpected or
16 unusually high-cost out-of-home care placements of Indian juveniles who have
17 been adjudicated delinquent by tribal courts. All moneys transferred from the
18 appropriation account under s. 20.505 (8) (hm) 21d. shall be credited to this
19 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
20 balance on June 30 of each year shall revert to the appropriation account under s.
21 20.505 (8) (hm).

22 **SECTION 666.** 20.425 (1) (i) of the statutes is amended to read:

23 20.425 (1) (i) *Fees, collective bargaining training, publications, and appeals.*
24 The amounts in the schedule for the performance of fact-finding, mediation,
25 certification, and arbitration functions, for the provision of copies of transcripts, for

SENATE BILL 21**SECTION 666**

1 the cost of operating training programs under ss. 111.09 (3), 111.71 (5m), and 111.94
2 (3), for the preparation of publications, transcripts, reports, and other copied
3 material, and for costs related to conducting appeals under s. 230.45. All moneys
4 received under ss. 111.09 (1) and (2), 111.70 (4) (d) 3. b., 111.71 (1) and (2), 111.83 (3)
5 (b), 111.94 (1) and (2), and 230.45 (3), all moneys received from arbitrators and
6 arbitration panel members, and individuals who are interested in serving in such
7 positions, and from individuals and organizations who participate in other collective
8 bargaining training programs conducted by the commission, and all moneys received
9 from the sale of publications, transcripts, reports, and other copied material shall be
10 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), at the end
11 of the fiscal year any unencumbered balance exceeding 10 percent of that fiscal year's
12 expenditures under this appropriation account lapses to the general fund.

13 **SECTION 667.** 20.433 (1) (g) of the statutes is amended to read:

14 20.433 (1) (g) *General program operations.* From all moneys received under s.
15 69.22 (1m), the amounts in the schedule to be used for the expenses of the child abuse
16 and neglect prevention board under s. 48.982 (2) and (3), for statewide projects under
17 s. 48.982 (5), for the general program operations of the family resource center grant
18 program under s. 48.982 (6), and for technical assistance to organizations under s.
19 48.982 (4) and (6). Notwithstanding s. 20.001 (3) (a), there is transferred from this
20 appropriation account to the appropriation account under par. (h) all moneys in this
21 appropriation account that are unexpended and unencumbered at the close of a fiscal
22 year. The child abuse and neglect prevention board may transfer all moneys in this
23 appropriation account that are unexpended and unencumbered to the appropriation
24 account under par. (h) at any time.

25 **SECTION 668.** 20.433 (1) (h) of the statutes is amended to read:

SENATE BILL 21**SECTION 668**

1 20.433 (1) (h) *Grants to organizations*. All moneys received under s. 69.22 (1m),
2 less the amounts appropriated under par. (g), and all moneys transferred from the
3 appropriation account under par. (g), to be used for grants to organizations under s.
4 48.982 (4) and (6).

5 **SECTION 669.** 20.435 (1) (gm) of the statutes is amended to read:

6 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
7 *services*. The amounts in the schedule for the purposes specified in ss. ~~252.23, 252.24,~~
8 ~~252.245,~~ 253.12, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39,
9 254.41, 254.47, 254.61 to 254.88, ~~255.08 (2),~~ and 256.15 (8), ch. 69, for the purchase
10 and distribution of medical supplies, and to analyze and provide data under s.
11 250.04. All moneys received under ss. 250.04 (3m), ~~252.23 (4) (a), 252.24 (4) (a),~~
12 ~~252.245 (9),~~ 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41,
13 254.47, 254.61 to 254.88, ~~255.08 (2) (b),~~ and 256.15 (5) (f) and (8) (d) and ch. 69, other
14 than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to
15 this appropriation account.

16 **SECTION 670.** 20.435 (1) (gm) of the statutes, as affected by 2015 Wisconsin Act
17 (this act), is amended to read:

18 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
19 *services*. The amounts in the schedule for the purposes specified in ss. 253.12,
20 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39, 254.41, ~~254.47,~~
21 ~~254.61 to 254.88,~~ 255.08 (2), and 256.15 (8), ch. 69, for the purchase and distribution
22 of medical supplies, and to analyze and provide data under s. 250.04. All moneys
23 received under ss. 250.04 (3m), 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31
24 to 254.39, 254.41, ~~254.47, 254.61 to 254.88,~~ 255.08 (2) (b), and 256.15 (5) (f) and (8)

SENATE BILL 21**SECTION 670**

1 (d) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies
2 shall be credited to this appropriation account.

3 **SECTION 671.** 20.435 (1) (hg) of the statutes is amended to read:

4 20.435 (1) (hg) *General program operations; health care information.* The
5 amounts in the schedule to fund the activities of the department of health services
6 under ch. 153, to contract with the data organization under s. 153.05 (2r), and to
7 make payments to a corporation under s. 153.81 to support health information
8 exchange. The contract fees paid under s. 153.05 (6m) and assessments paid under
9 s. 153.60 shall be credited to this appropriation account.

10 **SECTION 672.** 20.435 (2) (gk) of the statutes is amended to read:

11 20.435 (2) (gk) *Institutional operations and charges.* The amounts in the
12 schedule for care, other than under s. 51.06 (1r), provided by the centers for the
13 developmentally disabled, to reimburse the cost of providing the services and to
14 remit any credit balances to county departments that occur on and after
15 July 1, 1978, in accordance with s. 51.437 (4rm) (c); for care, other than under s.
16 46.043, provided by the mental health institutes, to reimburse the cost of providing
17 the services and to remit any credit balances to county departments that occur on and
18 after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for maintenance of
19 state-owned housing at centers for the developmentally disabled and mental health
20 institutes; for repair or replacement of property damaged at the mental health
21 institutes or at centers for the developmentally disabled; for grants under 2015
22 Wisconsin Act (this act), section 9118 (7); and for reimbursing the total cost of
23 using, producing, and providing services, products, and care. All moneys received
24 as payments from medical assistance on and after August 1, 1978; as payments from
25 all other sources including other payments under s. 46.10 and payments under s.

SENATE BILL 21**SECTION 672**

1 51.437 (4rm) (c) received on and after July 1, 1978; as medical assistance payments,
2 other payments under s. 46.10, and payments under s. 51.42 (3) (as) 2. received on
3 and after January 1, 1979; as payments for the rental of state-owned housing and
4 other institutional facilities at centers for the developmentally disabled and mental
5 health institutes; for the sale of electricity, steam, or chilled water; as payments in
6 restitution of property damaged at the mental health institutes or at centers for the
7 developmentally disabled; for the sale of surplus property, including vehicles, at the
8 mental health institutes or at centers for the developmentally disabled; and for other
9 services, products, and care shall be credited to this appropriation, except that any
10 payment under s. 46.10 received for the care or treatment of patients admitted under
11 s. 51.10, 51.15, or 51.20 for which the state is liable under s. 51.05 (3), of forensic
12 patients committed under ch. 971 or 975, admitted under ch. 975, or transferred
13 under s. 51.35 (3), or of patients transferred from a state prison under s. 51.37 (5),
14 to the Mendota Mental Health Institute or the Winnebago Mental Health Institute
15 shall be treated as general purpose revenue — earned, as defined under s. 20.001 (4);
16 and except that moneys received under s. 51.06 (6) may be expended only as provided
17 in s. 13.101 (17).

18 **SECTION 673.** 20.435 (2) (gk) of the statutes, as affected by 2015 Wisconsin Act
19 (this act), is amended to read:

20 20.435 (2) (gk) *Institutional operations and charges.* The amounts in the
21 schedule for care, other than under s. 51.06 (1r), provided by the centers for the
22 developmentally disabled, to reimburse the cost of providing the services and to
23 remit any credit balances to county departments that occur on and after
24 July 1, 1978, in accordance with s. 51.437 (4rm) (c); for care, other than under s.
25 46.043, provided by the mental health institutes, to reimburse the cost of providing

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1 the services and to remit any credit balances to county departments that occur on and
2 after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for maintenance of
3 state-owned housing at centers for the developmentally disabled and mental health
4 institutes; for repair or replacement of property damaged at the mental health
5 institutes or at centers for the developmentally disabled; ~~for grants under 2015~~
6 ~~Wisconsin Act (this act), section 9118 (7);~~ and for reimbursing the total cost of
7 using, producing, and providing services, products, and care. All moneys received
8 as payments from medical assistance on and after August 1, 1978; as payments from
9 all other sources including other payments under s. 46.10 and payments under s.
10 51.437 (4rm) (c) received on and after July 1, 1978; as medical assistance payments,
11 other payments under s. 46.10, and payments under s. 51.42 (3) (as) 2. received on
12 and after January 1, 1979; as payments for the rental of state-owned housing and
13 other institutional facilities at centers for the developmentally disabled and mental
14 health institutes; for the sale of electricity, steam, or chilled water; as payments in
15 restitution of property damaged at the mental health institutes or at centers for the
16 developmentally disabled; for the sale of surplus property, including vehicles, at the
17 mental health institutes or at centers for the developmentally disabled; and for other
18 services, products, and care shall be credited to this appropriation, except that any
19 payment under s. 46.10 received for the care or treatment of patients admitted under
20 s. 51.10, 51.15, or 51.20 for which the state is liable under s. 51.05 (3), of forensic
21 patients committed under ch. 971 or 975, admitted under ch. 975, or transferred
22 under s. 51.35 (3), or of patients transferred from a state prison under s. 51.37 (5),
23 to the Mendota Mental Health Institute or the Winnebago Mental Health Institute
24 shall be treated as general purpose revenue — earned, as defined under s. 20.001 (4);

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1 and except that moneys received under s. 51.06 (6) may be expended only as provided
2 in s. 13.101 (17).

3 **SECTION 674.** 20.435 (4) (title) of the statutes is repealed and recreated to read:
4 20.435 (4) (title) MEDICAID SERVICES.

5 **SECTION 675.** 20.435 (4) (a) of the statutes is amended to read:

6 20.435 (4) (a) *General program operations.* The amounts in the schedule for
7 general program operations, including health care financing regulation,
8 administration, field services, operation of the council on physical disabilities under
9 s. 46.29, and medical assistance eligibility determinations under s. 49.45 (2) (a) 3.

10 **SECTION 676.** 20.435 (4) (b) of the statutes is amended to read:

11 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts
12 in the schedule to provide a portion of the state share of Medical Assistance program
13 benefits administered under subch. IV of ch. 49, for a portion of the Badger Care
14 health care program under s. 49.665, to provide a portion of the Medical Assistance
15 program benefits administered under subch. IV of ch. 49 that are not also provided
16 under par. (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion
17 of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund
18 services provided by resource centers or other entities under s. 46.283, for services
19 under the family care benefit program under s. 46.284 (5), for assisting victims of
20 diseases, as provided in ss. 49.68, 49.683, and 49.685, for distributing grants under
21 s. 146.64, and for reduction of any operating deficits as specified in 2005 Wisconsin
22 Act 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from
23 this appropriation account to the appropriation account under sub. (5) (kc) funds in
24 the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001
25 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation

SENATE BILL 21**SECTION 676**

1 account and may transfer between fiscal years funds that it transfers from the
2 appropriation account under sub. (5) (kc) for the purposes specified in s. 46.485 (3r).
3 Notwithstanding s. 20.002 (1), the department may transfer from this appropriation
4 account to the appropriation account under sub. (7) par. (bd) funds in the amount and
5 for the purposes specified in s. 49.45 (6v).

6 **SECTION 677.** 20.435 (4) (b) of the statutes, as affected by 2015 Wisconsin Act
7 (this act), is amended to read:

8 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts
9 in the schedule to provide a portion of the state share of Medical Assistance program
10 benefits administered under subch. IV of ch. 49, for a portion of the Badger Care
11 health care program under s. 49.665, to provide a portion of the Medical Assistance
12 program benefits administered under subch. IV of ch. 49 that are not also provided
13 under par. (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion
14 of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund
15 services provided by resource centers or other entities under s. 46.283, for services
16 under the family care program under s. 46.284 (5), for assisting victims of diseases,
17 as provided in ss. 49.68, 49.683, and 49.685, for distributing grants under s. 146.64,
18 and for reduction of any operating deficits as specified in 2005 Wisconsin Act 15,
19 section 3. Notwithstanding s. 20.002 (1), the department may transfer from this
20 appropriation account to the appropriation account under sub. (5) (kc) funds in the
21 amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001
22 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation
23 account and may transfer between fiscal years funds that it transfers from the
24 appropriation account under sub. (5) (kc) for the purposes specified in s. 46.485 (3r).
25 ~~Notwithstanding s. 20.002 (1), the department may transfer from this appropriation~~

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1 ~~account to the appropriation account under par. (bd) funds in the amount and for the~~
2 ~~purposes specified in s. 49.45 (6v).~~

3 **SECTION 678.** 20.435 (4) (bd) of the statutes, as affected by 2015 Wisconsin Act
4 (this act), is amended to read:

5 20.435 (4) (bd) *Long-term care programs.* The amounts in the schedule for
6 assessments, case planning, services, administration and risk reserve escrow
7 accounts under s. 46.27, for pilot projects under s. 46.271 (1), to fund services
8 provided by resource centers other entities under s. 46.283 (5), for services under the
9 family care program under s. 46.284 (5), for services and supports under s. 46.2803
10 (2), for services provided under the children's community options program under s.
11 46.272, and for the payment of premiums under s. 49.472 (5). ~~If the department~~
12 ~~transfers funds to this appropriation from the appropriation account under sub. (4)~~
13 ~~(b), the amounts in the schedule for the fiscal year for which the transfer is made are~~
14 ~~increased by the amount of the transfer for the purposes specified in s. 49.45 (6v).~~
15 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may under this
16 paragraph transfer moneys between fiscal years. Except for moneys authorized for
17 transfer under this appropriation or under s. 46.27 (7) (fm) or (g), all moneys under
18 this appropriation that are allocated under s. 46.27 and are not spent or encumbered
19 by counties or by the department by December 31 of each year shall lapse to the
20 general fund on the succeeding January 1 unless transferred to the next calendar
21 year by the joint committee on finance.

22 **SECTION 679.** 20.435 (4) (bm) of the statutes is amended to read:

23 20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*
24 *administration; contract costs, insurer reports, and resource centers.* Biennially, the
25 amounts in the schedule to provide a portion of the state share of administrative

SENATE BILL 21**SECTION 679**

1 contract costs for the Medical Assistance program under subch. IV of ch. 49 and the
2 Badger Care health care program under s. 49.665 and to provide the state share of
3 administrative costs for the food stamp program under s. 49.79, other than payments
4 under s. 49.78 (8), to develop and implement a registry of recipient immunizations,
5 to reimburse 3rd parties for their costs under s. 49.475, for costs associated with
6 outreach activities, for state administration of state supplemental grants to
7 supplemental security income recipients under s. 49.77, and for services of resource
8 centers or other entities under s. 46.283. No state positions may be funded in the
9 department of health services from this appropriation, except positions for the
10 performance of duties under a contract in effect before January 1, 1987, related to
11 the administration of the Medical Assistance program between the subunit of the
12 department primarily responsible for administering the Medical Assistance
13 program and another subunit of the department. Total administrative funding
14 authorized for the program under s. 49.665 may not exceed 10% of the amounts
15 budgeted under pars. (p) and (x).

16 **SECTION 680.** 20.435 (4) (g) of the statutes is amended to read:

17 20.435 (4) (g) *Family care benefit; cost sharing.* All moneys received from client
18 cost-sharing requirements under s. 46.286 (2) to be expended for the provision of
19 services under the family care ~~benefit~~ program under s. 46.284 (5).

20 **SECTION 681.** 20.435 (4) (gm) of the statutes is amended to read:

21 20.435 (4) (gm) *Medical assistance; provider refunds and collections.* All
22 moneys received from provider refunds, third party liability payments, drug rebates,
23 audit recoveries, and other collections related to expenditures made from pars. (b),
24 (jz), and (w), except for those moneys deposited in the appropriation accounts under
25 par. (im) or (in) regardless of the fiscal year in which the expenditure from par. (b),

SENATE BILL 21**SECTION 681**

1 (jz), or (w) is made, to provide a portion of the state share of Medical Assistance
2 program benefits administered under subch. IV of ch. 49; to provide a portion of the
3 Badger Care health care program under s. 49.665; to provide a portion of the Medical
4 Assistance program benefits administered under subch. IV of ch. 49 that are not also
5 provided under par. (o); to fund the pilot project under s. 46.27 (9) and (10); to fund
6 services provided by resource centers or other entities under s. 46.283; to fund
7 services under the family care benefit program under s. 46.284 (5); and to assist
8 victims of diseases, as provided in ss. 49.68, 49.683, and 49.685.

9 **SECTION 682.** 20.435 (4) (h) of the statutes is repealed and recreated to read:

10 20.435 (4) (h) *County contributions.* All moneys received from counties as
11 contributions to the family care program, as defined in s. 46.2805 (4m), the program
12 of all-inclusive care for the elderly, as defined in s. 46.2805 (9m), and the Family Care
13 Partnership Program described under s. 46.2805 (4k) and from counties under ss.
14 46.99 (3) and (3m) and 46.995; to fund services under the family care program under
15 s. 46.284 (5) and services under the program of all-inclusive care for the elderly and
16 the Family Care Partnership Program and for an entity to administer and to pay for
17 services provided under the birth to 3 waiver program under s. 46.99 and the
18 disabled children's long-term support program.

19 **SECTION 683.** 20.435 (4) (i) of the statutes is amended to read:

20 20.435 (4) (i) *Gifts, grants, and payments; health care financing.* All moneys
21 received from gifts, grants, bequests and trust funds to provide ~~health care financing~~
22 Medical Assistance, food stamp, and disability and elder services consistent with the
23 purpose of the gift, grant, bequest or trust fund, and all moneys received from
24 payments from nongovernmental individuals and entities for departmental
25 administrative services, for the purposes for which those payments are received.

SENATE BILL 21**SECTION 684**

1 **SECTION 684.** 20.435 (4) (iL) of the statutes is amended to read:

2 20.435 (4) (iL) *Medical assistance provider assessments; health services*
3 *regulation.* All moneys received from assessments charged under s. 49.45 (2) (b) 9.
4 and all moneys received under s. 150.13, for performance by the department of audits
5 and investigations under s. 49.45 (3) (g) and for the purposes specified in ch. 150.

6 **SECTION 685.** 20.435 (4) (im) of the statutes is amended to read:

7 20.435 (4) (im) *Medical assistance; correct payment recovery; collections;*
8 *community services; other recoveries.* All moneys received from the recovery of
9 correct medical assistance payments under ss. 49.496 and 49.849, all moneys
10 received as collections and other recoveries from providers, drug manufacturers, and
11 other 3rd parties under medical assistance performance-based contracts, all moneys
12 received from the recovery of costs of care under ss. 46.27 (7g) and 49.849 for
13 enrollees who are ineligible for Medical Assistance, all moneys not appropriated
14 under par. (in), and all moneys credited to this appropriation account under s. 49.89
15 (7) (f), for payments to counties and tribal governing bodies under s. 49.496 (4) (a),
16 for payment of claims under s. 49.849 (5), for payments to the federal government for
17 its share of medical assistance benefits recovered, for the state share of medical
18 assistance benefits provided under subch. IV of ch. 49, for payments to care
19 management organizations for provision of the family care benefit under s. 46.284
20 (5), for payments for long-term community support services funded under s. 46.27
21 (7) as provided in s. 46.27 (7g) (e) and 49.849 (6) (b), for administration of the waiver
22 program under s. 46.99, and for costs related to collections and other recoveries.

23 **SECTION 686.** 20.435 (4) (jt) of the statutes is repealed.

24 **SECTION 687.** 20.435 (4) (kv) of the statutes is repealed.

25 **SECTION 688.** 20.435 (4) (o) of the statutes is amended to read:

SENATE BILL 21**SECTION 688**

1 20.435 (4) (o) *Federal aid; medical assistance.* All federal moneys received for
2 meeting costs of Medical Assistance administered under ss. 46.284 (5) and 49.665
3 and subch. IV of ch. 49, to be used for those purposes, for transfer to the Medical
4 Assistance trust fund, for those purposes, and for transfer to the appropriation
5 account under sub. (5) (kx) for the purposes specified under sub. (5) (kx), ~~and to~~
6 ~~transfer to the appropriation account under s. 20.435 (7) (im) \$19,100 in fiscal year~~
7 ~~2009–10 and \$20,900 in fiscal year 2010–11.~~

8 **SECTION 689.** 20.435 (4) (pa) of the statutes is amended to read:

9 20.435 (4) (pa) *Federal aid; Medical Assistance and food stamp contracts*
10 *administration.* All federal moneys received for the federal share of the cost of
11 contracting for payment and services administration and reporting, other than
12 moneys received under pars. (nn) and (np), to reimburse 3rd parties for their costs
13 under s. 49.475, for administrative contract costs for the food stamp program under
14 s. 49.79, and for services of resource centers or other entities under s. 46.283.

15 **SECTION 690.** 20.435 (4) (x) of the statutes is amended to read:

16 20.435 (4) (x) ~~*Badger Care health care program; Medical Assistance trust fund;*~~
17 ~~*children’s services; Badger Care health care program.*~~ From the Medical Assistance
18 trust fund, all moneys received under s. 49.45 (39) (bm) for reducing waiting lists for
19 children’s long-term care services or other programs benefitting children and all
20 moneys received for the Badger Care health care program under s. 49.665.

21 **SECTION 691.** 20.435 (4) (xe) of the statutes is amended to read:

22 20.435 (4) (xe) *Critical access hospital assessment fund; hospital payments.*
23 From the critical access hospital assessment fund, all moneys received from the
24 assessment under s. 50.38 (2) (b), ~~except moneys appropriated under s. 20.285 (1) (qe)~~
25 ~~and (qj),~~ to make payments to critical access hospitals required under s. 49.45 (3) (e)

SENATE BILL 21**SECTION 691**

1 12. for services provided under the Medical Assistance Program under subch. IV of
2 ch. 49; to make refunds under s. 50.38 (6m); and to make the transfer under s. 50.38
3 (10).

4 **SECTION 692.** 20.435 (5) (bc) of the statutes is amended to read:

5 20.435 (5) (bc) *Grants for community programs.* The amounts in the schedule
6 for grants for and contracts to establish community programs under s. 46.48, for
7 pretrial intoxicated driver intervention grants under s. 51.49, and for opioid
8 treatment programs under s. 51.422. Notwithstanding ss. 20.001 (3) (a) and 20.002
9 (1), the department may transfer funds between fiscal years under this paragraph.
10 Except for amounts authorized to be carried forward under s. 46.48 and as otherwise
11 provided in this paragraph, all funds allocated but not encumbered by December 31
12 of each year lapse to the general fund on the next January 1 unless carried forward
13 to the next calendar year by the joint committee on finance. Notwithstanding ss.
14 20.001 (3) (a) and 20.002 (1), the department shall transfer from this appropriation
15 account to the appropriation account for the department of children and families
16 under s. 20.437 (2) (dz) funds allocated by the department under s. 46.48 (30) but
17 unexpended on June 30 of each year.

18 **SECTION 693.** 20.435 (5) (be) of the statutes is amended to read:

19 20.435 (5) (be) *Mental health treatment services.* The amounts in the schedule
20 for mental health treatment services ~~for individuals who are in or are relocated from~~
21 ~~institutions for mental diseases under ss. 46.266 and 46.268~~ at a county-operated
22 institution for mental disease as selected by the department of health services.
23 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds
24 between fiscal years under this paragraph. All funds allocated but not encumbered

SENATE BILL 21**SECTION 693**

1 by December 31 of each year lapse to the general fund on the next January 1 unless
2 carried forward to the next calendar year by the joint committee on finance.

3 **SECTION 694.** 20.435 (5) (bL) of the statutes is repealed.

4 **SECTION 695.** 20.435 (5) (da) of the statutes is amended to read:

5 20.435 (5) (da) *Reimbursements to local units of government.* A sum sufficient
6 for the cost of care as provided in s. 51.22 (3) for persons who have a developmental
7 disability or who require mental health or alcoholism or other drug abuse treatment.

8 **SECTION 696.** 20.435 (5) (gg) of the statutes is amended to read:

9 20.435 (5) (gg) *Collection remittances to local units of government.* All moneys
10 received under ss. 46.03 (18) and 46.10, less moneys credited to sub. (7) (ge) and (h)
11 (4) (hp), for the purposes of remitting departmental collections under s. 46.03 (18) (g)
12 or 46.10 (8m) (a) 3. and 4.

13 **SECTION 697.** 20.435 (5) (hx) of the statutes is amended to read:

14 20.435 (5) (hx) *Services related to drivers, receipts.* The amounts in the
15 schedule for services related to drivers. All moneys received by the secretary of
16 administration from the driver improvement surcharge on court fines and
17 forfeitures authorized under s. 346.655 and all moneys transferred from the
18 appropriation account under s. 20.395 (5) (di) shall be credited to this appropriation
19 account. The secretary of administration shall annually transfer to the
20 appropriation account under s. 20.395 (5) (ek) 9.75 percent of all moneys credited to
21 this appropriation account from the driver improvement surcharge. Any
22 unencumbered moneys in this appropriation account may be transferred to par. (hy)
23 and ss. 20.115 (9) (im), 20.255 (1) (hm), ~~20.285 (1) (ia)~~, 20.395 (5) (ci) and (di), and
24 20.455 (5) (h) by the secretary of administration, after consultation with the
25 secretaries of health services and transportation, the superintendent of public

SENATE BILL 21**SECTION 697**

1 instruction, the attorney general, and the president of the University of Wisconsin
2 System laboratory of hygiene board.

3 **SECTION 698.** 20.435 (7) (title) of the statutes is repealed and recreated to read:

4 20.435 (7) (title) DISABILITY AND ELDER SERVICES.

5 **SECTION 699.** 20.435 (7) (a) of the statutes is repealed.

6 **SECTION 700.** 20.435 (7) (b) of the statutes is amended to read:

7 20.435 (7) (b) *Community aids and Medical Assistance payments.* The
8 amounts in the schedule for human services under s. 46.40, to fund services provided
9 by resource centers or other entities under s. 46.283 (5), to fund activities in support
10 of resource center operations, for services under the family care benefit program
11 under s. 46.284 (5), for Medical Assistance payment adjustments under s. 49.45 (52)
12 (a) for services described in s. 49.45 (52) (a) 1., for Medical Assistance payments
13 under s. 49.45 (6tw), and for Medical Assistance payments under s. 49.45 (53) for
14 services described in s. 49.45 (53) that are provided before January 1, 2012. Social
15 services disbursements under s. 46.03 (20) (b) may be made from this appropriation.
16 Refunds received relating to payments made under s. 46.03 (20) (b) for the provision
17 of services for which moneys are appropriated under this paragraph shall be
18 returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the
19 department of health services may transfer funds between fiscal years under this
20 paragraph. The department shall deposit into this appropriation funds it recovers
21 under ss. 46.495 (2) (b) and 51.423 (15), from prior year audit adjustments including
22 those resulting from audits of services under s. 46.26, 1993 stats., or s. 46.27. Except
23 for amounts authorized to be carried forward under s. 46.45, all funds recovered
24 under ss. 46.495 (2) (b) and 51.423 (15) and all funds allocated under s. 46.40 and not
25 spent or encumbered by December 31 of each year shall lapse to the general fund on

SENATE BILL 21**SECTION 700**

1 the succeeding January 1 unless carried forward to the next calendar year by the
2 joint committee on finance.

3 **SECTION 701.** 20.435 (7) (b) of the statutes, as affected by 2015 Wisconsin Act
4 (this act), is amended to read:

5 20.435 (7) (b) *Community aids and Medical Assistance payments.* The
6 amounts in the schedule for human services and community mental health services
7 under s. 46.40, to fund services provided by resource centers or other entities under
8 s. 46.283 (5), to fund activities in support of resource center operations, for services
9 under the family care program under s. 46.284 (5), for Medical Assistance payment
10 adjustments under s. 49.45 (52) (a) for services described in s. 49.45 (52) (a) 1., for
11 Medical Assistance payments under s. 49.45 (6tw), and for Medical Assistance
12 payments under s. 49.45 (53) for services described in s. 49.45 (53) that are provided
13 before January 1, 2012. Social services disbursements under s. 46.03 (20) (b) may
14 be made from this appropriation. Refunds received relating to payments made under
15 s. 46.03 (20) (b) for the provision of services for which moneys are appropriated under
16 this paragraph shall be returned to this appropriation. Notwithstanding ss. 20.001
17 (3) (a) and 20.002 (1), the department of health services may transfer funds between
18 fiscal years under this paragraph. The department shall deposit into this
19 appropriation funds it recovers under ss. 46.495 (2) (b) and 51.423 (15), from prior
20 year audit adjustments including those resulting from audits of services under s.
21 46.26, 1993 stats., or s. 46.27. Except for amounts authorized to be carried forward
22 under s. 46.45, all funds recovered under ss. 46.495 (2) (b) and 51.423 (15) and all
23 funds allocated under s. 46.40 and not spent or encumbered by December 31 of each
24 year shall lapse to the general fund on the succeeding January 1 unless carried
25 forward to the next calendar year by the joint committee on finance.

SENATE BILL 21**SECTION 702**

1 **SECTION 702.** 20.435 (7) (bc) of the statutes is amended to read:

2 20.435 (7) (bc) *Grants for community programs.* The amounts in the schedule
3 for grants for community programs under s. 46.48. Notwithstanding ss. 20.001 (3)
4 (a) and 20.002 (1), the department may transfer funds between fiscal years under
5 this paragraph. ~~Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department~~
6 ~~of health services may credit or deposit into this appropriation account funds for the~~
7 ~~purpose specified in s. 46.48 (13) that the department transfers from the~~
8 ~~appropriation account under sub. (5) (bL) that are allocated by the department under~~
9 ~~that appropriation account but unexpended or unencumbered on June 30 of each~~
10 ~~year. Except for amounts authorized to be carried forward under s. 46.48 and as~~
11 ~~otherwise provided in this paragraph, all funds allocated but not encumbered by~~
12 ~~December 31 of each year lapse to the general fund on the next January 1 unless~~
13 ~~carried forward to the next calendar year by the joint committee on finance.~~

14 **SECTION 703.** 20.435 (7) (bd) of the statutes is renumbered 20.435 (4) (bd) and
15 amended to read:

16 20.435 (4) (bd) *Long-term care programs.* The amounts in the schedule for
17 assessments, case planning, services, administration and risk reserve escrow
18 accounts under s. 46.27, for pilot projects under s. 46.271 (1), to fund services
19 provided by resource centers or other entities under s. 46.283 (5), for services under
20 the family care benefit program under s. 46.284 (5), for services and supports under
21 s. 46.2803 (2), and for the payment of premiums under s. 49.472 (5). If the
22 department transfers funds to this appropriation from the appropriation account
23 under sub. (4) (b), the amounts in the schedule for the fiscal year for which the
24 transfer is made are increased by the amount of the transfer for the purposes
25 specified in s. 49.45 (6v). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the

SENATE BILL 21**SECTION 703**

1 department may under this paragraph transfer moneys between fiscal years. Except
2 for moneys authorized for transfer under this appropriation or under s. 46.27 (7) (fm)
3 or (g), all moneys under this appropriation that are allocated under s. 46.27 and are
4 not spent or encumbered by counties or by the department by December 31 of each
5 year shall lapse to the general fund on the succeeding January 1 unless transferred
6 to the next calendar year by the joint committee on finance.

7 **SECTION 704.** 20.435 (7) (da) of the statutes is repealed.

8 **SECTION 705.** 20.435 (7) (g) of the statutes is repealed.

9 **SECTION 706.** 20.435 (7) (gc) of the statutes is repealed.

10 **SECTION 707.** 20.435 (7) (gm) of the statutes is repealed.

11 **SECTION 708.** 20.435 (7) (h) of the statutes is renumbered 20.435 (4) (hp) and
12 amended to read:

13 20.435 (4) (hp) *Disabled children's long-term support waivers.* All moneys
14 received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a
15 waiver under s. 46.27 (11), 46.275, or 46.278 or provided under the disabled children's
16 long-term support program, as defined in s. 46.011 (1g), ~~less the amounts~~
17 ~~appropriated under par. (gc),~~ for distribution to counties according to a formula
18 developed by the department as a portion of the state share of payments for services
19 for children under the waiver under s. 46.278 or for services provided under the
20 disabled children's long-term support program.

21 **SECTION 709.** 20.435 (7) (hc) of the statutes is repealed.

22 **SECTION 710.** 20.435 (7) (hs) of the statutes is renumbered 20.435 (4) (hs).

23 **SECTION 711.** 20.435 (7) (i) of the statutes is repealed.

24 **SECTION 712.** 20.435 (7) (im) of the statutes is repealed.

SENATE BILL 21**SECTION 713**

1 **SECTION 713.** 20.435 (7) (jb) of the statutes is renumbered 20.435 (4) (jc) and
2 amended to read:

3 20.435 (4) (jc) *Fees for administrative services.* All moneys received from fees
4 charged for providing state mailings, special computer services, training programs,
5 printed materials, and publications ~~relating to long-term care services~~, for the
6 purpose of providing those state mailings, special computer services, training
7 programs, printed materials, and publications.

8 **SECTION 714.** 20.435 (7) (kc) of the statutes is created to read:

9 20.435 (7) (kc) *Independent living center grants.* The amounts in the schedule
10 for the purpose of making grants to independent living centers for the severely
11 disabled under s. 46.96. All moneys transferred from s. 20.445 (5) (n) shall be
12 credited to this appropriation account.

13 **SECTION 715.** 20.435 (7) (kx) of the statutes is repealed.

14 **SECTION 716.** 20.435 (7) (ky) of the statutes is amended to read:

15 20.435 (7) (ky) *Interagency and intra-agency aids.* All Except as provided in
16 par. (kc), all moneys received from other state agencies and all moneys received by
17 the department from the department for aids to individuals and organizations
18 relating to long-term care services, for the purposes for which received.

19 **SECTION 717.** 20.435 (7) (m) of the statutes is repealed.

20 **SECTION 718.** 20.435 (7) (mc) of the statutes is repealed.

21 **SECTION 719.** 20.435 (7) (n) of the statutes is repealed.

22 **SECTION 720.** 20.437 (1) (e) of the statutes is created to read:

23 20.437 (1) (e) *Services for sex-trafficking victims.* The amounts in the schedule
24 for treatment and services for sex-trafficking victims under s. 48.48 (19).

25 **SECTION 721.** 20.437 (1) (kz) of the statutes is amended to read:

SENATE BILL 21**SECTION 721**

1 20.437 (1) (kz) *Interagency and intra-agency aids; tribal placements and*
2 *guardianships.* The amounts in the schedule to be used for unexpected or unusually
3 high-cost out-of-home care placements of Indian children by tribal courts, other
4 than placements to which par. (kp) applies, and for subsidized guardianship
5 payments under s. 48.623 (1) or (6) for guardianships of Indian children ordered by
6 tribal courts. All moneys transferred from the appropriation account under s. 20.505
7 (8) (hm) 21. shall be credited to this appropriation account. Notwithstanding s.
8 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
9 appropriation account under section 20.505 (8) (hm).

10 **SECTION 722.** 20.437 (1) (o) of the statutes is amended to read:

11 20.437 (1) (o) *Federal aid; children and family aids.* All federal moneys
12 received in amounts pursuant to allocation plans developed by the department for
13 the provision or purchase of services authorized under par. (b) and all federal moneys
14 received as child welfare funds under 42 USC 620 to 626 for the provision or purchase
15 of child welfare projects and services as ~~limited under s. 48.985~~. Disbursements from
16 this appropriation may be made directly to counties for services to children and
17 families under s. 49.32 (2) (b) or 49.325 or directly to counties in accordance with
18 federal requirements for the disbursement of federal funds.

19 **SECTION 723.** 20.437 (1) (o) of the statutes, as affected by 2015 Wisconsin Act
20 (this act), is amended to read:

21 20.437 (1) (o) *Federal aid; children, youth, and family aids.* All federal moneys
22 received in amounts pursuant to allocation plans developed by the department for
23 the provision or purchase of services authorized under ~~par.~~ par. (b) and (c) and all
24 federal moneys received as child welfare funds under 42 USC 620 to 626 for the
25 provision or purchase of child welfare projects and services. Disbursements from

SENATE BILL 21**SECTION 723**

1 this appropriation may be made directly to counties for services to children and
2 families under s. 49.32 (2) (b) or 49.325 or directly to counties in accordance with
3 federal requirements for the disbursement of federal funds.

4 **SECTION 724.** 20.445 (1) (aa) of the statutes is renumbered 20.145 (6) (aa).

5 **SECTION 725.** 20.445 (1) (ak) of the statutes is created to read:

6 20.445 (1) (ak) *Unemployment insurance administration; substance abuse*
7 *treatment.* Biennially, the amounts in the schedule to provide substance abuse
8 treatment to claimants for unemployment insurance under s. 108.133 (2) (c).

9 **SECTION 726.** 20.445 (1) (aL) of the statutes is created to read:

10 20.445 (1) (aL) *Unemployment insurance administration; controlled*
11 *substances testing.* Biennially, the amounts in the schedule to conduct testing for
12 controlled substances and for related expenses under s. 108.133, other than
13 providing substance abuse treatment under s. 108.133 (2) (c).

14 **SECTION 727.** 20.445 (1) (b) of the statutes is amended to read:

15 20.445 (1) (b) *Workforce training ~~program~~; programs, grants, and services. As*
16 *a continuing appropriation, the amounts in the schedule for the apprenticeship*
17 *completion award program under s. 106.05 (2), local youth apprenticeship grants*
18 *under s. 106.13 (3m), workforce training grants and services under s. 106.27 (1) and*
19 *(1g), and career and technical education incentive grants under s. 106.273.*

20 **SECTION 728.** 20.445 (1) (d) of the statutes is repealed.

21 **SECTION 729.** 20.445 (1) (e) of the statutes is repealed.

22 **SECTION 730.** 20.445 (1) (em) of the statutes is repealed.

23 **SECTION 731.** 20.445 (1) (ga) of the statutes is amended to read:

SENATE BILL 21**SECTION 731**

1 20.445 (1) (ga) *Auxiliary services*. All moneys received from fees collected
2 under ss. ~~102.16 (2m) (d)~~, 103.005 (15) and 106.09 (7) for the delivery of services
3 under ss. ~~102.16 (2m) (f)~~, 103.005 (15) and 106.09 and ch. 108.

4 **SECTION 732.** 20.445 (1) (km) of the statutes is amended to read:

5 20.445 (1) (km) *Nursing workforce survey and grants*. All moneys transferred
6 from the appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm) for developing,
7 compiling, processing, evaluating, and reporting on the survey required under s.
8 106.30 (2) and (3) and for awarding grants under s. 106.30 (5) (a).

9 **SECTION 733.** 20.445 (1) (p) of the statutes is renumbered 20.145 (6) (p) and
10 amended to read:

11 20.145 (6) (p) *Worker's compensation; federal moneys*. All federal moneys
12 received for the worker's compensation activities of the department office, to be used
13 for those purposes.

14 **SECTION 734.** 20.445 (1) (q) of the statutes is renumbered 20.485 (2) (q) and
15 amended to read:

16 20.485 (2) (q) *Veteran employment grants*. ~~From the veterans trust fund, a~~ A
17 sum sufficient for the payment of veteran employment grants under s. ~~106.32~~ 45.435.

18 **SECTION 735.** 20.445 (1) (ra) of the statutes is amended to read:

19 20.445 (1) (ra) *Worker's compensation operations fund; administration*. From
20 the worker's compensation operations fund, the amounts in the schedule for the
21 administration of the worker's compensation program by the department, for
22 transfer to the uninsured employers fund under s. 102.81 (1) (c), and for transfer to
23 the appropriation accounts under par. (rp) and sub. (2) (ra). All moneys received
24 under ss. 102.28 (2) (b) and 102.75 shall be credited to this appropriation account.
25 From this appropriation, an amount not to exceed \$5,000 may be expended each

SENATE BILL 21**SECTION 735**

1 fiscal year for payment of expenses for travel and research by the council on worker's
2 compensation, an amount not to exceed \$500,000 may be transferred in each fiscal
3 year to the uninsured employers fund under s. 102.81 (1) (c), the amount in the
4 schedule under par. (rp) shall be transferred to the appropriation account under par.
5 (rp), and the amount in the schedule under sub. (2) (ra) shall be transferred to the
6 appropriation account under sub. (2) (ra).

7 **SECTION 736.** 20.445 (1) (ra) of the statutes, as affected by 2015 Wisconsin Act
8 (this act), is renumbered 20.145 (6) (ra) and amended to read:

9 20.145 (6) (ra) *Worker's compensation operations fund; administration.* From
10 the worker's compensation operations fund, the amounts in the schedule for the
11 administration of the worker's compensation program by the department office, for
12 transfer to the uninsured employers fund under s. 102.81 (1) (c), and for transfer to
13 the appropriation accounts under par. (rp) and ~~sub. s. 20.445~~ (2) (ra). All moneys
14 received under ss. 102.28 (2) (b) and 102.75 shall be credited to this appropriation
15 account. From this appropriation, an amount not to exceed \$5,000 may be expended
16 each fiscal year for payment of expenses for travel and research by the council on
17 worker's compensation, an amount not to exceed \$500,000 may be transferred in
18 each fiscal year to the uninsured employers fund under s. 102.81 (1) (c), the amount
19 in the schedule under par. (rp) shall be transferred to the appropriation account
20 under par. (rp), and the amount in the schedule under sub. (2) (ra) shall be
21 transferred to the appropriation account under sub. (2) (ra).

22 **SECTION 737.** 20.445 (1) (rb) of the statutes is renumbered 20.145 (6) (rb).

23 **SECTION 738.** 20.445 (1) (rp) of the statutes is renumbered 20.145 (6) (rp).

24 **SECTION 739.** 20.445 (1) (s) of the statutes is renumbered 20.145 (6) (s).

SENATE BILL 21**SECTION 740**

1 **SECTION 740.** 20.445 (1) (sm) of the statutes is renumbered 20.145 (6) (sm) and
2 amended to read:

3 20.145 (6) (sm) *Uninsured employers fund; payments.* From the uninsured
4 employers fund, a sum sufficient to make the payments under s. 102.81 (1) and to
5 obtain reinsurance under s. 102.81 (2). No moneys may be expended or encumbered
6 under this paragraph until the first day of the first July beginning after the day that
7 the ~~secretary of workforce development~~ commissioner of insurance files the
8 certificate under s. 102.80 (3) (a).

9 **SECTION 741.** 20.445 (1) (t) of the statutes is renumbered 20.145 (6) (t).

10 **SECTION 742.** 20.445 (2) (ra) of the statutes is amended to read:

11 20.445 (2) (ra) *Worker's compensation operations fund; worker's compensation*
12 *activities.* From the worker's compensation operations fund, the amounts in the
13 schedule for the worker's compensation activities of the labor and industry review
14 commission. All moneys transferred from the appropriation account under ~~sub. (1)~~
15 s. 20.145 (6) (ra) shall be credited to this appropriation account.

16 **SECTION 743.** 20.445 (5) (a) of the statutes is amended to read:

17 20.445 (5) (a) *General program operations; purchased services for clients.* As
18 a continuing appropriation, the amounts in the schedule for general program
19 operations, including field services to clients and administrative services, for the
20 purchase of goods and services authorized under ch. 47, and for vocational
21 rehabilitation ~~and other independent living services to~~ for persons with disabilities.

22 **SECTION 744.** 20.445 (5) (n) of the statutes is amended to read:

23 20.445 (5) (n) *Federal program aids and operations.* All moneys received from
24 the federal government, as authorized by the governor under s. 16.54, for the state
25 administration of continuing programs ~~and for grants to independent living centers~~

SENATE BILL 21**SECTION 744**

1 ~~under s. 47.02 (3m) (p)~~ and all federal moneys received for the purchase of goods and
2 services under ch. 47 and for the purchase of vocational rehabilitation programs for
3 individuals and organizations, to be expended for the purposes specified. The
4 department shall, in each fiscal year, transfer \$600,000 of the moneys from the
5 account under this paragraph to the appropriation account under s. 20.435 (7) (kc).

6 **SECTION 745.** 20.455 (1) (gk) of the statutes is created to read:

7 20.455 (1) (gk) *Solicitor general.* All moneys received from the department
8 under this subsection or sub. (3) or, if needed, other moneys received from the
9 department for the expenses related to s. 165.055 (3).

10 **SECTION 746.** 20.455 (1) (gs) of the statutes is amended to read:

11 20.455 (1) (gs) *Delinquent obligation collection.* ~~From the All moneys received~~
12 ~~under s. 165.30 (3) (b), the amounts in the schedule that are required to be credited~~
13 ~~to this appropriation account under s. 165.30 (3) (b), for expenses related to the~~
14 collection of delinquent obligations under s. 165.30.

15 **SECTION 747.** 20.455 (1) (km) of the statutes is amended to read:

16 20.455 (1) (km) *Interagency and intra-agency assistance.* ~~The amounts in the~~
17 ~~schedule to provide legal services to state agencies.~~ All moneys received from the
18 department or any other state agency for legal services shall be credited to this
19 appropriation to state agencies, to provide those services.

20 **SECTION 748.** 20.455 (2) (cr) of the statutes is repealed.

21 **SECTION 749.** 20.455 (2) (i) (intro.) of the statutes is amended to read:

22 20.455 (2) (i) *Penalty surcharge, receipts.* (intro.) The amounts in the schedule
23 for the purposes of s. 165.85 (5) (b) ~~and for crime laboratory equipment.~~ All moneys
24 received from the penalty surcharge on court fines and forfeitures under s. 757.05
25 (2) and all moneys transferred to this appropriation account from the appropriation

SENATE BILL 21**SECTION 749**

1 accounts specified in subds. 1. to ~~15.~~ 16. shall be credited to this appropriation
2 account. Moneys may be transferred from this paragraph to pars. (j), and (ja), ~~and~~
3 ~~(jb)~~ by the secretary of administration for expenditures based upon determinations
4 by the department of justice. The following amounts shall be transferred to the
5 following appropriation accounts:

6 **SECTION 750.** 20.455 (2) (i) 7. of the statutes is created to read:

7 20.455 (2) (i) 7. The amount transferred to par. (kz) shall be \$525,100.

8 **SECTION 751.** 20.455 (2) (i) 8. of the statutes is repealed.

9 **SECTION 752.** 20.455 (2) (i) 16. of the statutes is created to read:

10 20.455 (2) (i) 16. The amount transferred to s. 20.625 (1) (k) shall be the amount
11 in the schedule under s. 20.625 (1) (k).

12 **SECTION 753.** 20.455 (2) (jb) of the statutes, as affected by 2013 Wisconsin Act
13 20, is amended to read:

14 20.455 (2) (jb) *Crime laboratory equipment and supplies.* The amounts in the
15 schedule for the maintenance, repair, upgrading, and replacement costs of the
16 laboratory equipment, for supplies used to maintain, repair, upgrade, and replace
17 that equipment, and for operating costs, in the state and regional crime laboratories.
18 All moneys transferred from par. (i) (Lm) for the purpose of this appropriation shall
19 be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the
20 unencumbered balance on June 30 of each year shall be transferred to the
21 appropriation account under par. (i) (Lm).

22 **SECTION 754.** 20.455 (2) (kb) of the statutes is repealed.

23 **SECTION 755.** 20.455 (2) (kd) of the statutes is amended to read:

24 20.455 (2) (kd) *Drug law enforcement, crime laboratories, and genetic evidence*
25 *activities.* The amounts in the schedule for activities relating to drug law

SENATE BILL 21**SECTION 755**

1 enforcement, drug law violation prosecution assistance, and activities of the state
2 and regional crime laboratories, ~~and for transferring to the appropriation account~~
3 ~~under s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km).~~ All
4 moneys transferred to this appropriation account from the appropriation account
5 under par. (Lm) shall be credited to this appropriation account. Notwithstanding s.
6 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
7 appropriation account under par. (Lm).

8 **SECTION 756.** 20.455 (2) (ki) of the statutes is amended to read:

9 20.455 (2) (ki) *Interoperable communications system.* The amounts in the
10 schedule to operate a statewide public safety interoperable communication system.
11 All moneys transferred from the appropriation account under s. 20.505 (1) (id) 2.
12 shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the
13 unencumbered balance on June 30 of each year shall be transferred to the
14 appropriation account under s. 20.505 (1) (id).

15 **SECTION 757.** 20.455 (2) (kj) of the statutes is repealed.

16 **SECTION 758.** 20.455 (2) (kn) of the statutes is amended to read:

17 20.455 (2) (kn) *Alternatives to prosecution and incarceration for persons who*
18 *use alcohol or other drugs; justice information fee.* The amounts in the schedule for
19 administering and making grants to counties under s. 165.95 (2). All moneys
20 transferred from the appropriation account under s. 20.505 (1) (id) 5. shall be
21 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the
22 unencumbered balance on June 30 of each year shall be transferred to the
23 appropriation account under s. 20.505 (1) (id).

24 **SECTION 759.** 20.455 (2) (ko) of the statutes is amended to read:

SENATE BILL 21**SECTION 759**

1 20.455 (2) (ko) *Wisconsin justice information sharing program*. The amounts
2 in the schedule for the development and operation of a justice information system.
3 All moneys transferred from the appropriation account under s. 20.505 (1) (id) 5d.
4 shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the
5 unencumbered balance on June 30 of each year shall be transferred to the
6 appropriation account under s. 20.505 (1) (id).

7 **SECTION 760.** 20.455 (2) (ky) of the statutes is amended to read:

8 20.455 (2) (ky) *Law enforcement programs and youth diversion —*
9 *administration*. The amounts in the schedule for administering grants for law
10 enforcement assistance and for administering the youth diversion state justice
11 assistance grants program under s. ~~165.987~~ 165.71. All moneys transferred from the
12 appropriation account under par. (i) 13. shall be credited to this appropriation
13 account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30
14 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

15 **SECTION 761.** 20.455 (2) (kz) of the statutes is created to read:

16 20.455 (2) (kz) *State justice assistance grants*. The amounts in the schedule to
17 provide grants under s. 165.71. All moneys transferred from par. (i) 7. and s. 20.505
18 (1) (id) 1m. for the purpose of this appropriation shall be credited to this
19 appropriation account. On June 30 of each year, 70 percent of the unencumbered
20 balance shall revert to the appropriation account under s. 20.505 (1) (id) and 30
21 percent of the unencumbered balance shall revert to the appropriation account
22 under par. (i).

23 **SECTION 762.** 20.455 (2) (Lm) of the statutes is amended to read:

24 20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis*. All moneys
25 received from crime laboratories and drug law enforcement surcharges authorized

SENATE BILL 21**SECTION 762**

1 under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s.
2 973.046 (1r) to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay
3 for the costs of mailing and materials under s. 165.76 for the submission of biological
4 specimens by the departments of corrections and health services and by persons in
5 charge of law enforcement and tribal law enforcement agencies, to transfer to the
6 appropriation account under par. (jb) the amounts in the schedule under par. (jb), and
7 to transfer to the appropriation account accounts under par. (kd) and s. 20.475 (1)
8 (km) the amounts in the schedule under par. (kd) and s. 20.475 (1) (km).

9 **SECTION 763.** 20.455 (3) (g) of the statutes is amended to read:

10 20.455 (3) (g) *Gifts, grants and proceeds.* All moneys received from gifts and
11 grants and all proceeds from services, conferences, and sales of publications and
12 promotional materials to carry out the purposes for which made or collected, except
13 as provided in sub. (2) (gm) and (gp) ~~and to transfer to s. 20.505 (1) (kg), at the~~
14 ~~discretion of the attorney general, an amount not to exceed \$98,300 annually.~~

15 **SECTION 764.** 20.455 (5) (ke) of the statutes is repealed.

16 **SECTION 765.** 20.465 (1) (km) of the statutes is amended to read:

17 20.465 (1) (km) *Agency services.* The amounts in the schedule to render
18 services to the department and to other state agencies and perform other general
19 program operations. All moneys received from other state agencies and all moneys
20 received by the department from the department for services rendered shall be
21 credited to this appropriation.

22 **SECTION 766.** 20.465 (3) (g) of the statutes is amended to read:

23 20.465 (3) (g) *Program services.* ~~The amounts in the schedule for conferences,~~
24 ~~training and other services provided by the division of emergency management and~~
25 ~~for expenses incurred under s. 323.13 (2) (f) and (g).~~ All moneys received for

SENATE BILL 21**SECTION 766**

1 conferences, training, and other services provided by the division of emergency
2 management shall be credited to this appropriation. ~~All and all~~ moneys received
3 from assessments and contributions under s. 323.13 (2) (f) and (g) shall be credited
4 to this appropriation, for conferences, training, and other services provided by the
5 division of emergency management and for expenses incurred under s. 323.13 (2) (f)
6 and (g).

7 **SECTION 767.** 20.475 (1) (d) of the statutes is amended to read:

8 20.475 (1) (d) *Salaries and fringe benefits.* The amounts in the schedule for
9 salaries and fringe benefits of district attorneys and state employees of the office of
10 the district attorney and for payments under s. 978.045 (2) (b).

11 **SECTION 768.** 20.475 (1) (km) of the statutes is amended to read:

12 20.475 (1) (km) *Deoxyribonucleic acid evidence activities.* The amounts in the
13 schedule for deoxyribonucleic acid evidence activities. All moneys transferred to this
14 appropriation account from the appropriation account under s. 20.455 (2) (kd) for the
15 purpose of this appropriation (Lm) shall be credited to this appropriation account.
16 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
17 shall revert to the appropriation account under s. 20.455 (2) (Lm).

18 **SECTION 769.** 20.485 (2) (vm) of the statutes is amended to read:

19 20.485 (2) (vm) *Assistance to needy veterans and veteran start-up businesses.*
20 The amounts in the schedule for aid payments under s. 45.40 and for the grant to
21 VETTransfer, Inc., under s. 45.45.

22 **SECTION 770.** 20.485 (3) (b) of the statutes is amended to read:

23 20.485 (3) (b) *Self insurance.* A sum sufficient to cover deficiencies in the
24 amounts necessary to repay principal and interest on veterans housing loans made
25 under s. 45.37 and financed by bonds sold under s. ~~234.40~~ 235.409.

SENATE BILL 21**SECTION 771**

1 **SECTION 771.** 20.485 (3) (e) of the statutes is amended to read:

2 20.485 (3) (e) *General program deficiency.* A sum sufficient to pay any general
3 program deficiency under s. 45.37, including any deficiency in the capital reserve
4 fund requirement under s. ~~234.42~~ 235.42.

5 **SECTION 772.** 20.490 of the statutes is repealed.

6 **SECTION 773.** 20.505 (1) (bv) of the statutes is created to read:

7 20.505 (1) (bv) *Appropriation obligations repayment; sports and entertainment*
8 *facilities.* The amounts in the schedule to pay debt service costs due in the current
9 fiscal year on appropriation obligations issued under s. 16.527 (3) (d), to make
10 payments of the state under agreements and ancillary arrangements entered into
11 under s. 16.527 (4) (e), to make deposits into reserve funds, and to pay related
12 issuance or administrative expenses.

13 **SECTION 774.** 20.505 (1) (cg) of the statutes is repealed.

14 **SECTION 775.** 20.505 (1) (dv) of the statutes is repealed.

15 **SECTION 776.** 20.505 (1) (fo) of the statutes is repealed.

16 **SECTION 777.** 20.505 (1) (gr) of the statutes is renumbered 20.142 (3) (gr) and
17 amended to read:

18 20.142 (3) (gr) *Disabled veteran-owned, woman-owned, and minority business*
19 *certification fees.* All moneys received from fees collected under s. ~~16.283~~ 203.03 (3)
20 (c) for the costs of certifying disabled veteran-owned businesses under s. ~~16.283~~
21 203.03; all moneys received from fees collected under s. ~~16.285~~ 203.05 (1) (bm), for
22 the costs of certifying woman-owned businesses under s. ~~16.285~~ 203.05; and all
23 moneys received from fees collected under s. ~~16.287~~ 203.07 (2) (dm) for the costs of
24 certifying minority businesses under s. ~~16.287~~ 203.07.

25 **SECTION 778.** 20.505 (1) (id) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 778**

1 20.505 (1) (id) *Justice information fee receipts.* (intro.) All moneys less
2 \$700,000 received from the justice information surcharge under s. 814.86 (1) for the
3 purpose of annually transferring the amounts indicated in subds. 1. to § 7. The
4 following amounts shall be transferred to the following appropriation accounts:

5 **SECTION 779.** 20.505 (1) (id) 1m. of the statutes is created to read:

6 20.505 (1) (id) 1m. The amount transferred to s. 20.455 (2) (kz) shall be
7 \$1,224,900.

8 **SECTION 780.** 20.505 (1) (id) 3. of the statutes is repealed.

9 **SECTION 781.** 20.505 (1) (id) 4. of the statutes is repealed.

10 **SECTION 782.** 20.505 (1) (id) 8. of the statutes is repealed.

11 **SECTION 783.** 20.505 (1) (in) of the statutes is created to read:

12 20.505 (1) (in) *Appropriation obligation proceeds; sports and entertainment*
13 *facilities.* All moneys received from the sale of appropriation obligations that are
14 issued under s. 16.527 (3) (d), and any earnings on such moneys and on any other
15 moneys held for the purpose of this paragraph, to assist a sports and entertainment
16 district under subch. VI of ch. 229 in the construction of sports and entertainment
17 facilities, including the acquisition or lease of property, and to provide for reserves
18 and for expenses of issuance and administration of the appropriation obligations,
19 and to pay interest on the appropriation obligations, the redemption price of
20 refunded appropriation obligations and any related obligations incurred under
21 agreements entered into under s. 16.527 (4) (e), as determined by the department of
22 administration. Estimated disbursements under this paragraph shall not be
23 included in the schedule under s. 20.005.

24 **SECTION 784.** 20.505 (1) (ka) of the statutes is amended to read:

SENATE BILL 21**SECTION 784**

1 20.505 (1) (ka) *Materials and services to state agencies and certain districts.*
2 The amounts in the schedule to provide services primarily to state agencies or local
3 professional baseball park districts created under subch. III of ch. 229, other than
4 services specified in pars. (im), (is), and (kb) to (ku) and subs. (2) (k) and (5) (ka); to
5 repurchase inventory items sold primarily to state agencies or such districts; to pay
6 expenses of committees created by law or executive order; to pay this state's
7 contribution to the advisory commission on intergovernmental relations, ~~and; to pay~~
8 for the operation of the office of lean government to pay state membership dues,
9 travel expenses, and miscellaneous expenses for state participation in the Council
10 of State Governments, the Education Commission of the States under s. 39.76, the
11 Council of Great Lakes Governors, the Great Lakes Commission, and such other
12 national or regional interstate governmental bodies as the governor determines; and
13 to pay for the services and operations of the office of continuity of government under
14 s. 16.20. All moneys received from the provision of services primarily to state
15 agencies and such districts and from the sale of inventory items primarily to state
16 agencies and such districts, and all moneys received from assessments under s. 16.20
17 (4), other than moneys received and disbursed under pars. (im), (is), and (kb) to (ku)
18 and subs. (2) (k) and (5) (ka), shall be credited to this appropriation account.

19 **SECTION 785.** 20.505 (1) (ke) of the statutes is repealed.

20 **SECTION 786.** 20.505 (1) (kf) of the statutes is amended to read:

21 20.505 (1) (kf) *Procurement services.* For administration of the department's
22 procurement functions under subch. IV of ch. 16. All moneys received from state
23 agencies under s. ss. 16.004 (20) (b) and 16.71 (6) for procurement services provided
24 by the department to the agencies, from assessments for procurement savings
25 realized by the agencies receiving those services, and from agencies and vendors

SENATE BILL 21**SECTION 786**

1 under s. 16.701 (1m) for costs of the electronic procurement system under that
2 section.

3 **SECTION 787.** 20.505 (1) (kg) of the statutes is repealed.

4 **SECTION 788.** 20.505 (1) (kh) of the statutes is amended to read:

5 20.505 (1) (kh) *Justice information systems.* The amounts in the schedule for
6 the development and operation of automated justice information systems under s.
7 16.971 (9). All moneys transferred from the appropriation account under par. (id) 1.
8 shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the
9 unencumbered balance on June 30 of each year shall be transferred to the
10 appropriation account under par. (id).

11 **SECTION 789.** 20.505 (1) (ki) of the statutes is created to read:

12 20.505 (1) (ki) *Postage costs.* As a continuing appropriation, the amounts in
13 the schedule to pay state agency postage costs. All moneys received from state
14 agencies for the payment of state agency postage costs shall be credited to this
15 appropriation account.

16 **SECTION 790.** 20.505 (1) (kk) of the statutes is created to read:

17 20.505 (1) (kk) *Information technology security or desktop management*
18 *services; interagency transfers.* All moneys received as assessments from the
19 appropriations of executive branch agencies as required under s. 16.972 (2) (j) for the
20 purpose of funding transferred positions, employees, and equipment related to
21 information technology security or desktop management services under s. 16.972 (2)
22 (j).

23 **SECTION 791.** 20.505 (1) (kL) of the statutes is amended to read:

24 20.505 (1) (kL) *Printing, mail, communication, and information technology*
25 *services; state agencies; veterans services. ~~From the sources specified in ss. 16.971,~~*

SENATE BILL 21**SECTION 791**

1 ~~16.972, 16.973, and 16.974 (3),~~ The amounts in the schedule to provide printing, mail
2 processing, electronic communications, ~~and~~ information technology development,
3 management, and processing services, but not enterprise resource planning system
4 services under s. 16.971 (2) (cf), to state agencies, ~~the amounts in the schedule and~~
5 veterans services under s. 16.973 (9). All moneys received for the provision of such
6 services under ss. 16.971, 16.972, 16.973, 16.974 (3), and 16.997 (2) (d), other than
7 moneys received and disbursed under ss. 20.225 (1) (kb) and 20.505 (1) (ip), shall be
8 credited to this appropriation account.

9 **SECTION 792.** 20.505 (1) (km) of the statutes is repealed.

10 **SECTION 793.** 20.505 (1) (md) of the statutes is repealed.

11 **SECTION 794.** 20.505 (1) (s) of the statutes is amended to read:

12 20.505 (1) (s) *Diesel truck idling reduction grant administration.* From the
13 petroleum inspection fund, the amounts in the schedule for administering the Diesel
14 Truck Idling Reduction Grant Program under s. 16.956. No funds may be
15 encumbered under this paragraph after December 31, 2016 2021.

16 **SECTION 795.** 20.505 (1) (sa) of the statutes is amended to read:

17 20.505 (1) (sa) *Diesel truck idling reduction grants.* From the petroleum
18 inspection fund, the amounts in the schedule for diesel truck idling reduction grants
19 under s. 16.956. No funds may be encumbered under this paragraph after June 30,
20 2015 2020.

21 **SECTION 796.** 20.505 (2) (k) of the statutes is amended to read:

22 20.505 (2) (k) *Risk management costs.* All moneys received from agencies and
23 the University of Wisconsin System Authority under s. 16.865 (8) and all moneys
24 transferred from the appropriation under par. (ki) for the costs of paying claims for
25 losses of and damage to state and authority property, settlements of state and

SENATE BILL 21**SECTION 796**

1 authority liability under ss. 165.25 (6), and 775.04, and state liability under ss.
2 895.46 (1) and 895.47, and state employer costs for worker's compensation claims of
3 state employees under ch. 102, for related administrative costs under par. (ki), and
4 for the purpose of effecting any lapse required under s. 16.865 (9).

5 **SECTION 797.** 20.505 (2) (ki) of the statutes is amended to read:

6 20.505 (2) (ki) *Risk management administration.* The amounts in the schedule
7 from moneys transferred under par. (k) for the administration of state risk
8 management programs for worker's compensation claims, and state and University
9 of Wisconsin System Authority risk management programs for losses of and damage
10 to state and authority property and state and authority liability. Notwithstanding
11 s. 20.001 (3) (a), the unencumbered balance of this appropriation at the end of each
12 fiscal year shall be transferred to the appropriation under par. (k).

13 **SECTION 798.** 20.505 (4) (f) of the statutes is repealed.

14 **SECTION 799.** 20.505 (4) (kp) of the statutes is amended to read:

15 20.505 (4) (kp) *Hearings and appeals fees.* The amounts in the schedule for the
16 general program operations of the division of hearings and appeals ~~services to the~~
17 ~~department of health services under s. 227.43 (1) (bu), the department of children~~
18 ~~and families under s. 227.43 (1) (by), the department of public instruction under s.~~
19 ~~227.43 (1) (bd), and to all agencies under s. 227.43 (1m).~~ All moneys received from
20 the fees charged under s. 227.43 (3) ~~(br), (c), (d), and (e)~~ shall be credited to this
21 appropriation account.

22 **SECTION 800.** 20.505 (4) (s) of the statutes is amended to read:

23 20.505 (4) (s) *Telecommunications access; school districts educational agencies.*
24 Biennially, from the universal service fund, the amounts in the schedule to make
25 payments to telecommunications providers under contracts under s. 16.971 (13),

SENATE BILL 21**SECTION 800**

1 (14), and (15) to the extent that the amounts due are not paid from the appropriation
2 under sub. (1) (is), to make payments to telecommunications providers under
3 contracts under s. 16.971 (16) to the extent that the amounts due are not paid from
4 the appropriation under sub. (1) (kL), to make payments to telecommunications
5 providers under contracts under s. 16.971 (13) to the extent that the amounts due are
6 not paid from the appropriation under sub. (1) (ke), and to make grants to school
7 district consortia under s. 16.997 (7). Notwithstanding s. 20.001 (3) (b), the
8 unencumbered balance on June 30 of each odd-numbered year shall be transferred
9 to the appropriation account under s. 20.155 (3) (rm).

10 **SECTION 801.** 20.505 (4) (t) of the statutes is repealed.

11 **SECTION 802.** 20.505 (4) (tm) of the statutes is repealed.

12 **SECTION 803.** 20.505 (4) (tu) of the statutes is repealed.

13 **SECTION 804.** 20.505 (4) (tw) of the statutes is repealed.

14 **SECTION 805.** 20.505 (5) (h) of the statutes is created to read:

15 20.505 (5) (h) *Self-amortizing facilities; University of Wisconsin System*
16 *Authority.* All moneys received from the University of Wisconsin System Authority
17 in payment of principal and interest costs incurred in financing self-amortizing
18 university facilities and under an agreement or ancillary arrangement entered into
19 under s. 18.06 (8) (a), to reimburse s. 20.866 (1) (u) for those payments.

20 **SECTION 806.** 20.505 (8) (hm) 6c. of the statutes is amended to read:

21 20.505 (8) (hm) 6c. The amount transferred to s. ~~20.380 (2) (ke)~~ 20.370 (1) (dk)
22 shall be the amount in the schedule under s. ~~20.380 (2) (ke)~~ 20.370 (1) (dk).

23 **SECTION 807.** 20.505 (8) (hm) 6r. of the statutes is repealed.

24 **SECTION 808.** 20.505 (8) (hm) 11a. of the statutes is repealed.

25 **SECTION 809.** 20.505 (8) (hm) 18r. of the statutes is repealed.

SENATE BILL 21**SECTION 810**

1 **SECTION 810.** 20.505 (8) (hm) 21d. of the statutes is amended to read:

2 20.505 (8) (hm) 21d. The amount transferred to s. ~~20.410 (3)~~ 20.437 (1) (kp)
3 shall be the amount in the schedule under s. ~~20.410 (3)~~ 20.437 (1) (kp).

4 **SECTION 811.** 20.525 (1) (f) of the statutes is renumbered 20.437 (1) (fm) and
5 amended to read:

6 20.437 (1) (fm) *Literacy improvement aids.* The amounts in the schedule for
7 grants to support literacy improvement under s. ~~14.20 (2)~~ 48.53 (3) (a).

8 **SECTION 812.** 20.525 (1) (q) of the statutes is renumbered 20.437 (1) (q) and
9 amended to read:

10 20.437 (1) (q) *Grants for literacy and early childhood development programs.*
11 From the ~~governor's~~ read to lead development fund, a sum sufficient for grants to
12 support literacy and early childhood development programs under s. ~~14.20 (2)~~ 48.53
13 (3) (b).

14 **SECTION 813.** 20.545 (intro.) of the statutes is repealed.

15 **SECTION 814.** 20.545 (1) (title) of the statutes is repealed.

16 **SECTION 815.** 20.545 (1) (i) of the statutes is renumbered 20.505 (1) (ic).

17 **SECTION 816.** 20.545 (1) (j) of the statutes is repealed.

18 **SECTION 817.** 20.545 (1) (jm) of the statutes is renumbered 20.505 (1) (jc).

19 **SECTION 818.** 20.545 (1) (k) of the statutes is renumbered 20.505 (1) (kz) and
20 amended to read:

21 20.505 (1) (kz) *General program operations.* The amounts in the schedule to
22 administer state employment relations functions and the civil service system under
23 subch. V of ch. 111 and ch. 230, to pay awards under s. 230.48, and to defray the
24 expenses of the state employees suggestion board. All moneys received from state
25 agencies for materials and services provided by the ~~office~~ division of state

SENATE BILL 21**SECTION 818**

1 ~~employment relations personnel management in the department of administration~~
2 shall be credited to this appropriation.

3 **SECTION 819.** 20.545 (1) (ka) of the statutes is renumbered 20.505 (1) (kn).

4 **SECTION 820.** 20.545 (1) (km) of the statutes is renumbered 20.505 (1) (ks).

5 **SECTION 821.** 20.545 (1) (m) of the statutes is repealed.

6 **SECTION 822.** 20.545 (1) (pz) of the statutes is repealed.

7 **SECTION 823.** 20.566 (2) (a) of the statutes is amended to read:

8 20.566 (2) (a) *General program operations.* The amounts in the schedule for
9 administration of property tax laws, public utility tax laws, and distribution of state
10 taxes, and administration of general program operations under s. 73.10 ~~and~~
11 ~~administration of the assessor educational program under s. 73.08.~~

12 **SECTION 824.** 20.566 (2) (g) of the statutes is repealed.

13 **SECTION 825.** 20.566 (2) (h) of the statutes is amended to read:

14 20.566 (2) (h) *Reassessments.* The amounts in the schedule for the purposes
15 of ~~ss. 70.055 and s. 70.75.~~ All moneys received under ~~ss. 70.055 and s. 70.75~~ shall be
16 credited to this appropriation. ~~Notwithstanding s. 20.001 (3) (a), at the end of the~~
17 ~~2005–06 fiscal year the unencumbered balance of this appropriation account shall~~
18 ~~lapse to the general fund.~~

19 **SECTION 826.** 20.575 (1) (g) of the statutes is amended to read:

20 20.575 (1) (g) *Program fees.* The amounts in the schedule for the purpose of
21 carrying out general program operations. Except as provided under par. (ka), all
22 amounts received by the secretary of state, including fees under s. 137.02 and all
23 moneys transferred from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g), shall
24 be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), any

SENATE BILL 21**SECTION 826**

1 unencumbered balance at the close of a fiscal year exceeding 10% of that fiscal year's
2 expenditures under this appropriation shall lapse to the general fund.

3 **SECTION 827.** 20.585 (1) (k) of the statutes is amended to read:

4 20.585 (1) (k) *Administrative expenses.* From moneys transferred from the
5 appropriation account under s. 20.566 (4) (j), the amounts in the schedule for the
6 promotion of the unclaimed property program under ch. 177. Notwithstanding s.
7 20.001 (3) (a), at the end of each fiscal year the unencumbered balance in this
8 appropriation shall revert to the appropriation under s. 20.566 (4) (j).

9 **SECTION 828.** 20.625 (1) (a) of the statutes is amended to read:

10 20.625 (1) (a) *Circuit courts.* A sum sufficient for salaries and expenses of the
11 judges, ~~reporters and assistant reporters~~ of the circuit courts.

12 **SECTION 829.** 20.625 (1) (as) of the statutes is repealed.

13 **SECTION 830.** 20.625 (1) (c) of the statutes is repealed.

14 **SECTION 831.** 20.625 (1) (cg) of the statutes is created to read:

15 20.625 (1) (cg) *Circuit court costs.* Biennially, the amounts in the schedule to
16 make payments to counties for circuit court costs under s. 758.19 (5).

17 **SECTION 832.** 20.625 (1) (d) of the statutes is repealed.

18 **SECTION 833.** 20.625 (1) (e) of the statutes is repealed.

19 **SECTION 834.** 20.625 (1) (k) of the statutes is amended to read:

20 20.625 (1) (k) *Court interpreters.* The amounts in the schedule to pay
21 interpreter fees reimbursed under s. 758.19 (8) and ~~2009 Wisconsin Act 28, section~~
22 ~~9109 (1).~~ All moneys transferred from the appropriation account under s. 20.505 (1)
23 (id) ~~8.~~ 20.455 (2) (i) 16. shall be credited to this appropriation account.
24 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
25 shall be transferred to the appropriation account under s. 20.455 (2) (i).

SENATE BILL 21

1 **SECTION 835.** 20.665 (intro.) of the statutes is repealed.

2 **SECTION 836.** 20.665 (1) (title) of the statutes is repealed.

3 **SECTION 837.** 20.665 (1) (a) and (cm) of the statutes are consolidated,
4 renumbered 20.680 (3) (d) and amended to read:

5 20.680 (3) (d) *General Judicial commission general program operations and*
6 *contractual agreements.* ~~The Biennially, the~~ amounts in the schedule for the general
7 program operations of the judicial commission. ~~—(cm)—Contractual agreements.~~
8 ~~Biennially, the amounts in the schedule~~ and for payments relating to contractual
9 agreements for investigations ~~or,~~ prosecutions, or both.

10 **SECTION 838.** 20.665 (1) (mm) of the statutes is renumbered 20.680 (3) (m) and
11 amended to read:

12 20.680 (3) (m) *Federal aid; judicial commission.* All federal moneys received
13 as authorized under s. 16.54 and approved by the joint committee on finance to carry
14 out the purposes for which made and received.

15 **SECTION 839.** 20.670 of the statutes is repealed.

16 **SECTION 840.** 20.680 (2) (title) of the statutes is amended to read:

17 20.680 (2) (title) DIRECTOR OF STATE COURTS AND LAW LIBRARY.

18 **SECTION 841.** 20.680 (2) (a) of the statutes is amended to read:

19 20.680 (2) (a) *General program operations.* ~~The Biennially, the~~ amounts in the
20 schedule to carry into effect the functions of the director of state courts and general
21 program operations for the state law library.

22 **SECTION 842.** 20.680 (2) (b) of the statutes is repealed.

23 **SECTION 843.** 20.680 (3) (title) of the statutes is amended to read:

24 20.680 (3) (title) BAR EXAMINERS AND RESPONSIBILITY; JUDICIAL COMMISSION.

25 **SECTION 844.** 20.680 (4) (title) of the statutes is repealed.

SENATE BILL 21**SECTION 845**

1 **SECTION 845.** 20.680 (4) (a) of the statutes is repealed.

2 **SECTION 846.** 20.680 (4) (g) of the statutes is renumbered 20.680 (2) (L).

3 **SECTION 847.** 20.680 (4) (h) of the statutes is repealed.

4 **SECTION 848.** 20.835 (2) (bb) of the statutes is amended to read:

5 20.835 (2) (bb) *Jobs tax credit.* ~~As a continuing appropriation, the amounts in~~
6 ~~the schedule~~ A sum sufficient to make the payments under ss. 71.07 (3q) (d) 2., 71.28
7 (3q) (d) 2., and 71.47 (3q) (d) 2.

8 **SECTION 849.** 20.835 (2) (bg) of the statutes is created to read:

9 20.835 (2) (bg) *Business development credit.* A sum sufficient to make the
10 payments under ss. 71.07 (3y) (d) 2., 71.28 (3y) (d) 2., and 71.47 (3y) (d) 2.

11 **SECTION 850.** 20.835 (2) (ci) of the statutes is repealed.

12 **SECTION 851.** 20.835 (2) (cL) of the statutes is repealed.

13 **SECTION 852.** 20.835 (2) (cm) of the statutes is repealed.

14 **SECTION 853.** 20.835 (2) (cn) of the statutes is repealed.

15 **SECTION 854.** 20.855 (1) (a) of the statutes is amended to read:

16 20.855 (1) (a) *Obligation on operating notes.* A sum sufficient to pay principal,
17 interest and premium, if any, due on operating notes, including amounts due on
18 periodic payments, and to make payments under an agreement or ancillary
19 arrangement entered into under s. ~~18.73 (5) (a)~~ 16.526 (4) (e) 1., pursuant to
20 ~~resolutions~~ certifications authorizing the issuance of the operating notes under s.
21 ~~18.73 (1)~~ 16.526 (4) (am).

22 **SECTION 855.** 20.855 (1) (b) of the statutes is amended to read:

23 20.855 (1) (b) *Operating note expenses.* A sum sufficient to pay for the expenses
24 of issuing operating notes and reserves securing such notes issued under subch. III
25 of ch. ~~18~~ s. 16.526.

SENATE BILL 21**SECTION 856**

1 **SECTION 856.** 20.855 (1) (f) of the statutes is amended to read:

2 20.855 (1) (f) *Payment of fees to financial institutions.* A sum sufficient to pay
3 fees to financial institutions relating to the investment of moneys in the general fund
4 in the state investment fund, ~~other than moneys in program revenue appropriation~~
5 ~~accounts under s. 20.285~~, that are not otherwise paid from earnings from the
6 investment of the moneys.

7 **SECTION 857.** 20.855 (1) (q) of the statutes is amended to read:

8 20.855 (1) (q) *Redemption of operating notes.* From the operating note
9 redemption fund, a sum sufficient to pay principal, interest and premium, if any, due
10 on operating notes issued under ~~subch. III of ch. 18 s. 16.526~~.

11 **SECTION 858.** 20.855 (4) (d) of the statutes is created to read:

12 20.855 (4) (d) *Grants for economic development district.* As a continuing
13 appropriation, the amounts in the schedule for grants awarded to a city under s.
14 16.293 for an economic development district.

15 **SECTION 859.** 20.865 (intro.) of the statutes is amended to read:

16 **20.865 Program supplements.** (intro.) There is appropriated to the various
17 state agencies from the respective funds and accounts from which their
18 appropriations are financed, the amounts provided in this section as approved by the
19 department of administration under ss. 16.50 and 20.928, but only after the amounts
20 included in the respective program appropriations for the purposes specified in this
21 section have been exhausted. Every expenditure under this section for purposes
22 normally financed by a program revenue appropriation or segregated revenue
23 appropriation from program receipts shall be charged to the appropriate account, but
24 if there are insufficient moneys available in that account, the expenditure shall be
25 charged to the fund from which the appropriation is made. Those general fund

SENATE BILL 21**SECTION 859**

1 expenditures paid from general purpose revenues for purposes financed by program
2 revenues shall be separately accounted for and the general fund, except as otherwise
3 provided in sub. (2) (d), (j) and (t) ~~and s. 36.52~~, shall be reimbursed for those
4 expenditures as soon as moneys become available in the appropriate account.

5 **SECTION 860.** 20.865 (1) (c) of the statutes, as affected by 2011 Wisconsin Act
6 32, is amended to read:

7 20.865 (1) (c) *Compensation and related adjustments.* A sum sufficient to
8 supplement the appropriations to state agencies for the cost of compensation and
9 related adjustments approved by the legislature under s. 111.92 for represented
10 employees and by the joint committee on employment relations under s. 230.12 and
11 by the legislature, when required, for nonrepresented employees in the classified
12 service and comparable adjustments for nonrepresented employees in the
13 unclassified service, except those nonrepresented employees specified in ss. 20.923
14 (6) (c) and 230.08 (2) (f), as determined under s. 20.928, ~~other than adjustments~~
15 ~~funded under par. (ej)~~. Unclassified employees included under s. 20.923 (2) need not
16 be paid comparable adjustments.

17 **SECTION 861.** 20.865 (1) (ci) of the statutes, as affected by 2011 Wisconsin Act
18 32, is repealed.

19 **SECTION 862.** 20.865 (1) (cj) of the statutes is repealed.

20 **SECTION 863.** 20.865 (1) (ic) of the statutes, as affected by 2011 Wisconsin Act
21 32, is repealed.

22 **SECTION 864.** 20.865 (1) (si) of the statutes, as affected by 2011 Wisconsin Act
23 32, is repealed.

24 **SECTION 865.** 20.865 (3) (i) of the statutes is amended to read:

SENATE BILL 21**SECTION 865**

1 20.865 (3) (i) *Payments for municipal services; program revenues.* From the
2 appropriate program revenue and program revenue — service accounts, a sum
3 sufficient to supplement the program revenue appropriations to state agencies to
4 make payments for municipal services provided by municipalities to state facilities,
5 as determined under s. 70.119 (7) (b), for the administration of programs financed
6 from program revenue or program revenue — service appropriations, ~~except~~
7 ~~program revenue derived from academic student fees levied by the board of regents~~
8 ~~of the University of Wisconsin System.~~

9 **SECTION 866.** 20.866 (1) (u) of the statutes is amended to read:

10 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
11 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (je) and (7) (b) and (s),
12 20.190 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c)
13 and (e), 20.255 (1) (d), 20.285 (1) (d), ~~(je), and (gj)~~, 20.320 (1) (c) and (t) and (2) (c),
14 20.370 (7) (aa), (ac), (ad), (ag), (aq), (ar), (at), (au), (bq), (br), (cb), (cc), (cd), (cg), (cq),
15 (cr), (cs), (ct), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au), 20.410 (1) (e), (ec),
16 and (ko) and (3) (e), 20.435 (2) (ee), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and
17 (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g), (h), and (kc), 20.855 (8) (a),
18 and 20.867 (1) (a) and (b) and (3) (a), (b), (bb), (bc), (bd), (be), (bf), (bg), (bh), (bi), (bj),
19 (bL), (bm), (bn), (bp), (bq), (br), (bu), (bv), (cb), (cd), (cf), (ch), (cj), (g), (h), (i), (kd), and
20 (q) for the payment of principal, interest, premium due, if any, and payment due, if
21 any, under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a)
22 relating to any public debt contracted under subchs. I and IV of ch. 18.

23 **SECTION 867.** 20.866 (2) (s) (intro.) of the statutes is amended to read:

24 20.866 (2) (s) *University of Wisconsin; academic facilities.* (intro.) From the
25 capital improvement fund, a sum sufficient for the board of regents of the University

SENATE BILL 21**SECTION 867**

1 of Wisconsin System Authority to acquire, construct, develop, enlarge or improve
2 university academic educational facilities and facilities to support such facilities.
3 The state may contract public debt in an amount not to exceed \$2,255,401,100 for this
4 purpose. Of this amount:

5 **SECTION 868.** 20.866 (2) (t) of the statutes is amended to read:

6 20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the
7 capital improvement fund, a sum sufficient for the board of regents of the University
8 of Wisconsin System Authority to acquire, construct, develop, enlarge or improve
9 university self-amortizing educational facilities and facilities to support such
10 facilities. The state may contract public debt in an amount not to exceed
11 \$2,718,606,300 for this purpose. Of this amount, \$4,500,000 is allocated only for the
12 University of Wisconsin–Madison indoor practice facility for athletic programs and
13 only at the time that ownership of the facility is transferred to the state.

14 **SECTION 869.** 20.866 (2) (td) of the statutes is amended to read:

15 20.866 (2) (td) *Safe drinking water loan program.* From the capital
16 improvement fund, a sum sufficient to be transferred to the environmental
17 improvement fund for the safe drinking water loan program under s. 281.61. The
18 state may contract public debt in an amount not to exceed ~~\$60,200,000~~ \$67,700,000
19 for this purpose.

20 **SECTION 870.** 20.866 (2) (tf) of the statutes is amended to read:

21 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital
22 improvement fund, a sum sufficient for the department of natural resources to fund
23 nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e).
24 The state may contract public debt in an amount not to exceed ~~\$32,000,000~~
25 \$39,000,000 for this purpose.

SENATE BILL 21**SECTION 871**

1 **SECTION 871.** 20.866 (2) (th) of the statutes is amended to read:

2 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From
3 the capital improvement fund, a sum sufficient for the department of natural
4 resources to provide cost-sharing grants for urban nonpoint source water pollution
5 abatement and storm water management projects under s. 281.66, to provide
6 municipal flood control and riparian restoration cost-sharing grants under s.
7 281.665, and to make the grant under 2007 Wisconsin Act 20, section 9135 (1i). The
8 state may contract public debt in an amount not to exceed ~~\$46,900,000~~ \$51,900,000
9 for this purpose. Of this amount, \$500,000 is allocated in fiscal biennium 2001–03
10 for dam rehabilitation grants under s. 31.387.

11 **SECTION 872.** 20.866 (2) (ti) of the statutes is amended to read:

12 20.866 (2) (ti) *Natural resources; contaminated sediment removal.* From the
13 capital improvement fund, a sum sufficient for the department of natural resources
14 to fund removal of contaminated sediment under s. 281.87. The state may contract
15 public debt in an amount not to exceed ~~\$32,000,000~~ \$37,000,000 for this purpose.

16 **SECTION 873.** 20.866 (2) (tx) of the statutes is amended to read:

17 20.866 (2) (tx) *Natural resources; dam safety projects.* From the capital
18 improvement fund, a sum sufficient for the department of natural resources to
19 provide financial assistance to counties, cities, villages, towns, and public inland
20 lake protection and rehabilitation districts for dam safety projects under s. 31.385.
21 The state may contract public debt in an amount not to exceed ~~\$17,500,000~~
22 \$21,500,000 for this purpose.

23 **SECTION 874.** 20.866 (2) (ugm) of the statutes is amended to read:

24 20.866 (2) (ugm) *Transportation; major interstate bridge construction.* From
25 the capital improvement fund, a sum sufficient for the department of transportation

SENATE BILL 21**SECTION 874**

1 to fund major interstate bridge projects under s. 84.016. The state may contract
2 public debt in an amount not to exceed ~~\$225,000,000~~ \$255,000,000 for this purpose.

3 **SECTION 875.** 20.866 (2) (up) of the statutes is amended to read:

4 20.866 (2) (up) *Transportation; rail passenger route development.* From the
5 capital improvement fund, a sum sufficient for the department of transportation to
6 fund rail passenger route development under s. 85.061 (3). The state may contract
7 public debt in an amount not to exceed ~~\$122,000,000~~ \$79,000,000 for this purpose.
8 Of this amount, not more than \$10,000,000 may be used to fund the purposes
9 specified in s. 85.061 (3) (a) 2. and 3.

10 **SECTION 876.** 20.866 (2) (uup) of the statutes is amended to read:

11 20.866 (2) (uup) *Transportation; southeast rehabilitation projects, southeast*
12 *megaprojects, and high-cost bridge projects.* From the capital improvement fund, a
13 sum sufficient for the department of transportation to fund the Marquette
14 interchange reconstruction project under s. 84.014, as provided under s. 84.555, the
15 reconstruction of the I 94 north-south corridor and the zoo interchange, as provided
16 under s. 84.555 (1m), southeast Wisconsin freeway megaprojects under s. 84.0145,
17 as provided under s. 84.555 (1m), and high-cost state highway bridge projects under
18 s. 84.017, as provided under s. 84.555 (1m). The state may contract public debt in
19 an amount not to exceed \$704,750,000 for these purposes. In addition, the state may
20 contract public debt in an amount not to exceed \$107,000,000 for the reconstruction
21 of the Zoo interchange and I 94 north-south corridor, as provided under s. 84.555
22 (1m), as southeast Wisconsin freeway megaprojects under s. 84.0145, and in an
23 amount not to exceed ~~\$200,000,000~~ \$216,800,000 for high-cost state highway bridge
24 projects under s. 84.017, as provided under s. 84.555 (1m).

25 **SECTION 877.** 20.866 (2) (uut) of the statutes is amended to read:

SENATE BILL 21**SECTION 877**

1 20.866 (2) (uut) *Transportation; state highway rehabilitation, certain projects.*
2 From the capital improvement fund, a sum sufficient for the department of
3 transportation to fund state highway rehabilitation projects, as provided under s.
4 84.57. The state may contract public debt in an amount not to exceed ~~\$141,000,000~~
5 \$383,386,600 for this purpose.

6 **SECTION 878.** 20.866 (2) (uw) of the statutes is amended to read:

7 20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the
8 capital improvement fund, a sum sufficient for the department of transportation to
9 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and
10 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).
11 The state may contract public debt in an amount not to exceed ~~\$208,500,000~~
12 \$251,500,000 for these purposes.

13 **SECTION 879.** 20.866 (2) (we) of the statutes is amended to read:

14 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement
15 fund, a sum sufficient for the department of agriculture, trade and consumer
16 protection to provide for soil and water resource management under s. 92.14. The
17 state may contract public debt in an amount not to exceed ~~\$54,075,000~~ \$61,075,000
18 for this purpose.

19 **SECTION 880.** 20.866 (2) (xm) of the statutes is amended to read:

20 20.866 (2) (xm) *Building commission; refunding tax-supported and*
21 *self-amortizing general obligation debt.* From the capital improvement fund, a sum
22 sufficient to refund the whole or any part of any unpaid indebtedness used to finance
23 tax-supported or self-amortizing facilities. In addition to the amount that may be
24 contracted under par. (xe), the state may contract public debt in an amount not to
25 exceed ~~\$3,785,000,000~~ \$5,285,000,000 for this purpose. Such indebtedness shall be

SENATE BILL 21**SECTION 880**

1 construed to include any premium and interest payable with respect thereto. Debt
2 incurred by this paragraph shall be repaid under the appropriations providing for
3 the retirement of public debt incurred for tax-supported and self-amortizing
4 facilities in proportional amounts to the purposes for which the debt was refinanced.
5 No moneys may be expended under this paragraph unless the true interest costs to
6 the state can be reduced by the expenditure.

7 **SECTION 881.** 20.867 (3) (h) of the statutes is amended to read:

8 20.867 (3) (h) *Principal repayment, interest, and rebates.* A sum sufficient to
9 guarantee full payment of principal and interest costs for self-amortizing or
10 partially self-amortizing facilities enumerated under ss. 20.115 (2) (je), 20.190 (1) (j),
11 20.245 (1) (j), ~~20.285 (1) (gj) and (je)~~, 20.370 (7) (eq), 20.485 (1) (go), and 20.867 (3)
12 (kd) if moneys available in those appropriations are insufficient to make full
13 payment, to make full payment of the amounts determined by the building
14 commission under s. 13.488 (1) (m) if the appropriation under s. 20.115 (2) (je), 20.190
15 (1) (j), 20.245 (1) (j), ~~20.285 (1) (gj) and (je)~~, 20.485 (1) (g), or 20.867 (3) (kd) is
16 insufficient to make full payment of those amounts, and to make payments under an
17 agreement or ancillary arrangement entered into under s. 18.06 (8) (a). All amounts
18 advanced under the authority of this paragraph shall be repaid to the general fund
19 whenever the balance of the appropriation for which the advance was made is
20 sufficient to meet any portion of the amount advanced. The department of
21 administration may take whatever action is deemed necessary including the making
22 of transfers from program revenue appropriations and corresponding appropriations
23 from program receipts in segregated funds and including actions to enforce
24 contractual obligations that will result in additional program revenue for the state,
25 to ensure recovery of the amounts advanced.

SENATE BILL 21**SECTION 882**

1 **SECTION 882.** 20.867 (3) (k) of the statutes is amended to read:

2 20.867 (3) (k) *Interest rebates on obligation proceeds; program revenues.* All
3 moneys transferred from the appropriations under pars. (g) and (i) and ss. 20.190 (1)
4 (j), 20.245 (1) (j), ~~20.285 (1) (gj)~~, 20.410 (1) (ko) and 20.505 (5) (g) and (kc) to make the
5 payments determined by the building commission under s. 13.488 (1) (m) on the
6 proceeds of obligations specified in those paragraphs.

7 **SECTION 883.** 20.885 of the statutes is created to read:

8 **20.885 Grants to Forward Wisconsin Development Authority.** There is
9 appropriated to the department of administration for the following programs:

10 (1) GENERAL ADMINISTRATION. (m) *Federal aid.* All moneys received from the
11 federal government as authorized by the governor under s. 16.54, for grants to the
12 Forward Wisconsin Development Authority, which the Forward Wisconsin
13 Development Authority shall use for the purposes for which received.

14 (2) HOUSING PROGRAMS. (a) *General program operations.* As a continuing
15 appropriation, the amounts in the schedule for grants to the Forward Wisconsin
16 Development Authority, for that authority's housing and loan guarantee general
17 program operations under subchs. II and V of ch. 235.

18 (ad) *Housing rehabilitation loan program.* As a continuing appropriation, the
19 amounts in the schedule for general program operations under s. 235.51.

20 (ah) *Capital reserve fund deficiency.* As a continuing appropriation, the
21 amounts in the schedule for grants to the Forward Wisconsin Development
22 Authority to restore the capital reserve fund requirement in accordance with s.
23 235.024 (4) or 235.54.

SENATE BILL 21**SECTION 883**

1 (at) *Homeowner eviction lien protection program.* As a continuing
2 appropriation, the amounts in the schedule to operate the homeowner eviction and
3 lien protection program under s. 235.605.

4 (q) *Loan-loss reserve fund.* As a continuing appropriation, from the state
5 housing authority reserve fund, the amounts in the schedule for grants to the
6 Forward Wisconsin Development Authority, which the Forward Wisconsin
7 Development Authority shall use for a loan-loss reserve fund in accordance with s.
8 235.52.

9 (qm) *Environmental fund transfer to Wisconsin development reserve fund.*
10 From the environmental fund, as a continuing appropriation, the amounts in the
11 schedule for grants to the Forward Wisconsin Development Authority, which the
12 Forward Wisconsin Development Authority shall deposit in the Wisconsin
13 development reserve fund under s. 235.93.

14 (r) *Agrichemical management fund transfer to Wisconsin development reserve*
15 *fund.* From the agrichemical management fund, as a continuing appropriation, the
16 amounts in the schedule for grants to the Forward Wisconsin Development
17 Authority, which the Forward Wisconsin Development Authority shall deposit in the
18 Wisconsin development reserve fund under s. 235.93.

19 (s) *Petroleum inspection fund transfer to Wisconsin development reserve fund.*
20 From the petroleum inspection fund, the amounts in the schedule for grants to the
21 Forward Wisconsin Development Authority, which the Forward Wisconsin
22 Development Authority shall deposit in the Wisconsin development reserve fund
23 under s. 235.93.

24 **(3) ECONOMIC DEVELOPMENT PROGRAMS.** (a) *General program operations.* As a
25 continuing appropriation, the amounts in the schedule for grants to the Forward

SENATE BILL 21

1 Wisconsin Development Authority, for the Forward Wisconsin Development
2 Authority's economic development programs developed, implemented, and operated
3 under ch. 235.

4 (am) *Regional revolving loan fund grants.* The amounts in the schedule for
5 grants to the Forward Wisconsin Development Authority to establish the regional
6 revolving loan fund program under s. 235.137.

7 (ap) *Wisconsin development reserve fund.* As a continuing appropriation, the
8 amounts in the schedule for grants to the Forward Wisconsin Development
9 Authority, which the Forward Wisconsin Development Authority shall deposit in the
10 Wisconsin development reserve fund under s. 235.93.

11 (r) *Economic development fund; programs.* From the economic development
12 fund, as a continuing appropriation, the amounts in the schedule for grants to the
13 Forward Wisconsin Development Authority for funding economic development
14 programs administered by the Forward Wisconsin Development Authority under ch.
15 235.

16 (s) *Brownfield site assessment grants.* Biennially, from the environmental
17 fund, the amounts in the schedule for grants to the Forward Wisconsin Development
18 Authority for brownfield site assessment grants under s. 235.133.

19 **SECTION 884.** 20.901 (1) (b) of the statutes is amended to read:

20 20.901 (1) (b) Notwithstanding ss. 230.047 and 230.29, in the case of an
21 emergency which is the result of natural or human causes, state agencies may
22 cooperate to maintain required state services through the temporary interchange of
23 employees. The interchange of employees may be of 2 types: where an appointing
24 authority declares an emergency in writing to the governor; or where the governor
25 or his or her designee declares an emergency. If an appointing authority declares an

SENATE BILL 21**SECTION 884**

1 emergency, the interchange of employees is voluntary on the part of those employees
2 designated by the sending state agency as available for interchange. If the governor
3 or his or her designee declares an emergency, the governor may require a temporary
4 interchange of employees. An emergency which is declared by an appointing
5 authority may not exceed 72 hours unless an extension is approved by the governor
6 or his or her designee. An employee who is assigned temporary interchange duties
7 may be required to perform work which is not normally performed by the employee
8 or described in his or her position classification. An interchange employee shall be
9 paid at the rate of pay for the employee's permanent job unless otherwise authorized
10 by the ~~director of the office~~ administrator of the division of state employment
11 relations personnel management in the department of administration. State
12 agencies receiving employees on interchanges shall keep appropriate records and
13 reimburse the sending state agencies for authorized salaries and expenses. The
14 ~~director of the office~~ administrator of the division of state employment relations
15 personnel management in the department of administration may institute
16 temporary pay administration policies as required to facilitate the handling of such
17 declared emergencies.

18 **SECTION 885.** 20.901 (4) of the statutes is amended to read:

19 20.901 (4) EDUCATIONAL INTER-SYSTEM COOPERATION. The board of regents of the
20 University of Wisconsin System Authority and the technical college system board
21 shall establish arrangements for joint use of facilities and joint staffing of programs
22 operated by either system, in such ways as to make their educational and public
23 services programs as fully and economically available to the citizens of the state as
24 possible. Such arrangements may include, but are not limited to, inter-system
25 rental agreements, contracts for services provided by one system in support of

SENATE BILL 21**SECTION 885**

1 programs of the other system, joint management of facilities and programs at specific
2 locations, joint enrollment of students and joint employment of staff.

3 **SECTION 886.** 20.912 (4) of the statutes is amended to read:

4 20.912 (4) **INSOLVENT DEPOSITORIES.** When the bank, savings and loan
5 association, savings bank, or credit union on which any check, share draft, or other
6 draft is drawn by the secretary of administration before payment of such check, share
7 draft, or other draft becomes insolvent or is taken over by the ~~division of banking~~
8 department of financial institutions and professional standards, the federal home
9 loan bank board, the U.S. office of thrift supervision, the federal deposit insurance
10 corporation, the resolution trust corporation, the office of credit unions, the
11 administrator of federal credit unions, or the U.S. comptroller of the currency, the
12 secretary of administration shall on the demand of the person in whose favor such
13 check, share draft, or other draft was drawn and upon the return to the secretary of
14 such check, share draft, or other draft issue a replacement for the same amount.

15 **SECTION 887.** 20.916 (2) of the statutes is amended to read:

16 20.916 (2) **REIMBURSEMENT OF JOB APPLICANTS.** Subject to rules of the ~~director~~
17 ~~of the office~~ administrator of the division of state employment relations personnel
18 management in the department of administration, reimbursement may be made to
19 applicants for all or part of actual and necessary travel expenses incurred in
20 connection with oral examination and employment interviews.

21 **SECTION 888.** 20.916 (4) (a) of the statutes is amended to read:

22 20.916 (4) (a) If any state agency determines that the duties of any employee
23 require the use of an automobile, it may authorize such employee to use a privately
24 owned automobile in the employee's work for the state, and reimburse the employee
25 for such use at a rate set at least biennially by the ~~office~~ division of state employment

SENATE BILL 21**SECTION 888**

1 relations personnel management in the department of administration under sub. (8),
2 subject to the approval of the joint committee on employment relations.

3 **SECTION 889.** 20.916 (4m) (b) of the statutes is amended to read:

4 20.916 (4m) (b) Except as otherwise provided in this paragraph, if any state
5 agency determines that an employee's duties require the use of a motor vehicle, and
6 use of a privately owned motor vehicle is authorized by the agency under similar
7 circumstances, the agency shall authorize the employee to use a privately owned
8 motorcycle for the employee's duties and shall reimburse the employee for the use
9 of the motorcycle at rates determined at least biennially by the ~~director of the office~~
10 administrator of the division of state employment relations personnel management
11 in the department of administration under sub. (8), subject to the approval of the
12 joint committee on employment relations. No state agency may authorize an
13 employee to use or reimburse an employee for the use of a privately owned motorcycle
14 under this paragraph if more than one individual is transported on the motorcycle.
15 All allowances for the use of a motorcycle shall be paid upon approval and
16 certification of the amounts payable by the head of the state agency for which the
17 employee performs duties to the department of administration.

18 **SECTION 890.** 20.916 (5) (a) of the statutes is amended to read:

19 20.916 (5) (a) If the use of a privately owned or chartered aircraft is more
20 efficient and economical for the conduct of state business than commercial
21 transportation, the head of a state agency may authorize an employee to charter an
22 aircraft with or without a pilot; and may authorize any member or employee to use
23 a privately owned aircraft and reimburse the member or employee for such use of a
24 privately owned aircraft at a rate set at least biennially by the ~~office~~ division of state
25 employment relations personnel management in the department of administration

SENATE BILL 21**SECTION 890**

1 under sub. (8), subject to the approval of the joint committee on employment
2 relations.

3 **SECTION 891.** 20.916 (8) (a) of the statutes is amended to read:

4 20.916 (8) (a) ~~The director of the office~~ administrator of the division of state
5 employment relations personnel management in the department of administration
6 shall recommend to the joint committee on employment relations uniform travel
7 schedule amounts for travel by state officers and employees whose compensation is
8 established under s. 20.923 or 230.12. Such amounts shall include maximum
9 permitted amounts for meal and lodging costs, other allowable travel expenses under
10 sub. (9) (d), and portage tips, except as authorized under s. 16.53 (12) (c). In lieu
11 of the maximum permitted amounts for expenses under sub. (9) (b), (c), and (d), the
12 ~~director~~ administrator may recommend to the committee a per diem amount and
13 method of reimbursement for any or all expenses under sub. (9) (b), (c), and (d).

14 **SECTION 892.** 20.916 (9) (d) of the statutes is amended to read:

15 20.916 (9) (d) *Other allowable travel expenses.* Employees shall be reimbursed
16 for actual, reasonable, and necessary expenses, including specifically laundry,
17 telephone, facsimile, portage, and tips, when traveling on state business, but not
18 to exceed any limitations or maximums established by the ~~director of the office~~
19 administrator of the division of state ~~employment relations personnel management~~
20 in the department of administration under sub. (8) and s. 16.53 (12) (c).

21 **SECTION 893.** 20.916 (9) (f) 1. of the statutes is amended to read:

22 20.916 (9) (f) 1. ‘Scheduled air travel.’ Reimbursement for air travel shall be
23 limited to the lowest appropriate airfare, as determined by the ~~director of the office~~
24 administrator of the division of state ~~employment relations personnel management~~
25 in the department of administration. An employee may be reimbursed for air travel

SENATE BILL 21**SECTION 893**

1 at a rate other than the lowest appropriate airfare only if the employee submits a
2 written explanation of the reasonableness of the expense.

3 **SECTION 894.** 20.916 (9) (f) 3. of the statutes is amended to read:

4 20.916 (9) (f) 3. ‘Reimbursement.’ Receipt limits for all claims for
5 reimbursement of transportation expense shall be established by the ~~director of the~~
6 office administrator of the division of state ~~employment relations~~ personnel
7 management in the department of administration in the compensation plan under
8 s. 230.12.

9 **SECTION 895.** 20.916 (10) of the statutes is repealed.

10 **SECTION 896.** 20.917 (1) (c) of the statutes is amended to read:

11 20.917 (1) (c) Payment for moving expenses may be granted to a person
12 reporting to his or her first place of employment or reporting upon reemployment
13 after leaving the civil service, if payment is recommended by the appointing
14 authority and approved in writing by the ~~director of the office~~ administrator of the
15 division of state ~~employment relations~~ personnel management in the department of
16 administration prior to the time when the move is made.

17 **SECTION 897.** 20.917 (1) (d) of the statutes is amended to read:

18 20.917 (1) (d) Payment may not be granted if the distance between the old and
19 new residences of the employee is less than a minimum distance established by the
20 ~~director of the office~~ administrator of the division of state ~~employment relations~~
21 personnel management in the department of administration for payment of moving
22 expenses.

23 **SECTION 898.** 20.917 (2) (a) of the statutes is amended to read:

24 20.917 (2) (a) The ~~director of the office~~ administrator of the division of state
25 employment relations personnel management in the department of administration

SENATE BILL 21**SECTION 898**

1 may establish a maximum amount for payment of any employee moving costs under
2 sub. (1) (a) to (c). This amount shall be submitted for the approval of the joint
3 committee on employment relations in the manner provided in s. 20.916 (8), and
4 upon approval shall become a part of the compensation plan under s. 230.12 (1).

5 **SECTION 899.** 20.917 (3) (a) 1. of the statutes is amended to read:

6 20.917 (3) (a) 1. Lodging allowances shall be in accordance with the schedule
7 established by the ~~director of the office~~ administrator of the division of state
8 ~~employment relations personnel management in the department of administration,~~
9 but may not exceed the rate established under s. 13.123 (1) (a) 1.

10 **SECTION 900.** 20.917 (3) (a) 2. of the statutes is amended to read:

11 20.917 (3) (a) 2. Lodging allowance payments are subject to prior approval in
12 writing by the ~~director of the office~~ administrator of the division of state ~~employment~~
13 ~~relations personnel management in the department of administration.~~

14 **SECTION 901.** 20.917 (5) (b) of the statutes is amended to read:

15 20.917 (5) (b) Payments under this subsection are in addition to any payments
16 made under sub. (1). Payments under this subsection may be made only with the
17 prior written approval of the ~~director of the office~~ administrator of the division of
18 ~~state employment relations personnel management in the department of~~
19 administration.

20 **SECTION 902.** 20.917 (6) of the statutes is amended to read:

21 20.917 (6) The ~~director of the office~~ administrator of the division of state
22 ~~employment relations personnel management in the department of administration~~
23 may, in writing, delegate to an appointing authority the authority to approve
24 reimbursement for moving expenses under sub. (1) (c), a temporary lodging
25 allowance under sub. (3) (a) 2. or expenses under sub. (5) (b).

SENATE BILL 21**SECTION 903**

1 **SECTION 903.** 20.921 (1) (a) (intro.) of the statutes is amended to read:

2 20.921 (1) (a) (intro.) Any state officer or employee or any employee of the
3 University of Wisconsin System Authority or the University of Wisconsin Hospitals
4 and Clinics Authority may request in writing through the state agency in which the
5 officer or employee is employed or through the authority that a specified part of the
6 officer's or employee's salary be deducted and paid by the state or by the authority
7 to a payee designated in such request for any of the following purposes:

8 **SECTION 904.** 20.921 (1) (a) 2m. of the statutes is amended to read:

9 20.921 (1) (a) 2m. Payment of amounts owed to state agencies, to the University
10 of Wisconsin System Authority, or to the University of Wisconsin Hospitals and
11 Clinics Authority by the employee.

12 **SECTION 905.** 20.921 (1) (a) 3. of the statutes is amended to read:

13 20.921 (1) (a) 3. Payment of premiums for group hospital and surgical–medical
14 insurance or plan, group life insurance, and other group insurance, where such
15 groups consist of state officers and employees or employees of the University of
16 Wisconsin System Authority or the University of Wisconsin Hospitals and Clinics
17 Authority and where such insurance or plans are provided or approved by the group
18 insurance board.

19 **SECTION 906.** 20.921 (1) (a) 4. of the statutes is amended to read:

20 20.921 (1) (a) 4. Other group or charitable purposes approved by the governor
21 and the department of administration under the rules of the department of
22 administration for state officers or employees, by the Board of Regents of the
23 University of Wisconsin System Authority for authority employees, or by the board
24 of directors of the University of Wisconsin Hospitals and Clinics Authority for
25 authority employees.

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1 **SECTION 907.** 20.921 (1) (b) of the statutes is amended to read:

2 20.921 (1) (b) Except as provided in s. 111.84 (1) (f), the request under par. (a)
3 shall be made to the state agency, to the University of Wisconsin System Authority,
4 or to the University of Wisconsin Hospitals and Clinics Authority in the form and
5 manner and contain the directions and information prescribed by each state agency
6 or by the authority. The request may be withdrawn or the amount paid to the payee
7 may be changed by notifying the state agency or the authority to that effect, but no
8 such withdrawal or change shall affect a payroll certification already prepared.

9 **SECTION 908.** 20.921 (1) (bm) of the statutes is amended to read:

10 20.921 (1) (bm) Any state officer or employee or any employee of the University
11 of Wisconsin System Authority or the University of Wisconsin Hospitals and Clinics
12 Authority may request in writing that a specified part of his or her salary be deferred
13 under a deferred compensation plan of a deferred compensation plan provider
14 selected under s. 40.80. The request shall be made to the state agency or to the
15 authority in the form and manner prescribed in the deferred compensation plan and
16 may be withdrawn as prescribed in that plan.

17 **SECTION 909.** 20.921 (1) (c) of the statutes is amended to read:

18 20.921 (1) (c) Written requests under this subsection shall be filed with the
19 state agency, the University of Wisconsin System Authority, or the University of
20 Wisconsin Hospitals and Clinics Authority and shall constitute authority to the state
21 agency or to the authority to make certification for each such officer or employee and
22 for payment of the amounts so deducted or deferred.

23 **SECTION 910.** 20.921 (1) (d) 1. of the statutes is amended to read:

24 20.921 (1) (d) 1. For the purpose of handling savings bond purchases, each state
25 agency not on the central payroll system, the University of Wisconsin System

SENATE BILL 21**SECTION 910**

1 Authority, and the University of Wisconsin Hospitals and Clinics Authority shall
2 designate an officer or employee thereof who shall serve as trustee. The trustee shall
3 serve without compensation as such. The state agency or the authority shall furnish
4 the trustee the necessary files, supplies and clerical and accounting assistance. Each
5 trustee shall file with the state agency or the authority a bond in such amount as the
6 state agency or the authority determines, with a corporation authorized to do surety
7 business in this state as surety, which bond shall be conditioned upon the trustee's
8 faithful execution of his or her trust. The trustee shall file another or additional bond
9 whenever the state agency or the authority so determines. The cost of any bond
10 required by a state agency shall be paid out of the appropriation made to the state
11 agency for its administration. For those state agencies on the central payroll system,
12 the trustee shall be a person designated by the secretary of administration.

13 **SECTION 911.** 20.921 (1) (f) of the statutes is amended to read:

14 20.921 (1) (f) The office of the governor shall prepare a statement explaining
15 the bond purchase plan and its purpose and transmit copies of such statement to each
16 state agency, the University of Wisconsin System Authority, and to the University
17 of Wisconsin Hospitals and Clinics Authority for distribution to their officers and
18 employees.

19 **SECTION 912.** 20.921 (2) (a) of the statutes is amended to read:

20 20.921 (2) (a) Whenever it becomes necessary in pursuance of any federal or
21 state law or court-ordered assignment of income under s. 46.10 (14) (e), 49.345 (14)
22 (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 to make deductions from
23 the salaries of state officers or employees, employees of the University of Wisconsin
24 System Authority, or employees of the University of Wisconsin Hospitals and Clinics
25 Authority, the state agency or authority by which the officers or employees are

SENATE BILL 21**SECTION 912**

1 employed is responsible for making those deductions and paying over the total of
2 those deductions for the purposes provided by the laws or orders under which they
3 were made.

4 **SECTION 913.** 20.921 (2) (b) of the statutes is amended to read:

5 20.921 (2) (b) The head of each state agency, the president of the University of
6 Wisconsin System Authority, or the chief executive officer of the University of
7 Wisconsin Hospitals and Clinics Authority shall deduct from the salary of any
8 employee the amount certified under s. 7.33 (5) which is received by the employee for
9 service as an election official while the employee is on a paid leave of absence under
10 s. 7.33 (3).

11 **SECTION 914.** 20.923 (2) (b) of the statutes is amended to read:

12 20.923 (2) (b) The annual salary of each state senator, and representative to
13 the assembly, ~~justice of the supreme court, court of appeals judge and circuit judge~~
14 shall be reviewed and established in the same manner as provided for positions in
15 the classified service under s. 230.12 (3). ~~The salary established for the chief justice~~
16 ~~of the supreme court shall be different than the salaries established for the associate~~
17 ~~justices of the supreme court.~~

18 **SECTION 915.** 20.923 (3) of the statutes is amended to read:

19 20.923 (3) JUSTICES AND JUDGES. The annual salary for any supreme court
20 justice or judge of the court of appeals or circuit court shall be ~~established under sub.~~
21 ~~(2), except that any~~ reviewed and established in the same manner as provided for
22 positions in the classified service under s. 230.12 (3), but shall be based on
23 recommendations submitted to the joint committee on employment relations by the
24 judicial compensation commission under s. 757.84 (2). The compensation

SENATE BILL 21**SECTION 915**

1 adjustments granted under s. 230.12 shall not become effective until such time as
2 any justice or judge takes the oath of office.

3 **SECTION 916.** 20.923 (4) (intro.) of the statutes is amended to read:

4 20.923 (4) STATE AGENCY POSITIONS. (intro.) State agency heads, the
5 ~~administrator of the division~~ director of the bureau of merit recruitment and
6 selection in the ~~office of state employment relations~~ department of administration
7 and commission chairpersons and members shall be identified and limited in
8 number in accordance with the standardized nomenclature contained in this
9 subsection, and shall be assigned to the executive salary groups listed in pars. (a) to
10 (h). Except for positions specified in pars. (c) 3m. and (g) 1e. and sub. (12), all
11 unclassified division administrator positions enumerated under s. 230.08 (2) (e)
12 shall be assigned, when approved by the joint committee on employment relations,
13 by the ~~director of the office~~ administrator of the division of state employment
14 relations personnel management in the department of administration to one of 10
15 executive salary groups. The joint committee on employment relations, by majority
16 vote of the full committee, may amend recommendations for initial position
17 assignments and changes in assignments to the executive salary groups submitted
18 by the ~~director of the office~~ administrator of the division of state employment
19 relations personnel management in the department of administration. All division
20 administrator assignments and amendments to assignments of administrator
21 positions approved by the committee shall become part of the compensation plan.
22 Whenever a new unclassified division administrator position is created, the
23 appointing authority may set the salary for the position until the joint committee on
24 employment relations approves assignment of the position to an executive salary
25 group. If the committee approves assignment of the position to an executive salary

SENATE BILL 21**SECTION 916**

1 group having a salary range minimum or maximum inconsistent with the salary
2 paid to the incumbent at the time of such approval, the incumbent's salary shall be
3 adjusted by the appointing authority to conform with the committee's action,
4 effective on the date of that action. Positions are assigned as follows:

5 **SECTION 917.** 20.923 (4) (c) 2. of the statutes is amended to read:

6 20.923 (4) (c) 2. ~~Administration~~ Financial institutions and professional
7 standards, department of; office of business development: director.

8 **SECTION 918.** 20.923 (4) (c) 3m. of the statutes is amended to read:

9 20.923 (4) (c) 3m. Administration, department of; office division of state
10 ~~employment relations; division personnel management; bureau~~ of merit recruitment
11 and selection: administrator.

12 **SECTION 919.** 20.923 (4) (f) 1. of the statutes is amended to read:

13 20.923 (4) (f) 1. Administration, department of; office division of state
14 ~~employment relations; director~~ personnel management: administrator.

15 **SECTION 920.** 20.923 (4) (f) 3d. of the statutes is created to read:

16 20.923 (4) (f) 3d. Financial institutions and professional standards,
17 department of: secretary.

18 **SECTION 921.** 20.923 (4) (f) 3f. of the statutes is repealed.

19 **SECTION 922.** 20.923 (4) (f) 8m. of the statutes is repealed.

20 **SECTION 923.** 20.923 (6) (as) of the statutes is amended to read:

21 20.923 (6) (as) Each elective executive officer other than the state treasurer,
22 secretary of state, attorney general and superintendent of public instruction: a
23 deputy or assistant.

24 **SECTION 924.** 20.923 (6) (d) of the statutes is repealed.

25 **SECTION 925.** 20.923 (6) (Lm) of the statutes is repealed.

SENATE BILL 21**SECTION 926**

1 **SECTION 926.** 20.923 (6) (m) of the statutes, as affected by 2011 Wisconsin Act
2 32, is repealed.

3 **SECTION 927.** 20.923 (7) (intro.) of the statutes is amended to read:

4 20.923 (7) WISCONSIN TECHNICAL COLLEGE SYSTEM SENIOR EXECUTIVE POSITIONS.
5 (intro.) The salary range for the director and the executive assistant of the Wisconsin
6 Technical College System shall be contained in the recommendations of the director
7 of the office administrator of the division of state employment relations personnel
8 management in the department of administration under s. 230.12 (3) (e). The board
9 of the Wisconsin Technical College System shall set the salaries for these positions
10 within the range to which the positions are assigned to recognize merit, to permit
11 orderly salary progression, and to recognize competitive factors. The salary of any
12 incumbent in the positions identified in pars. (a) and (b) may not exceed the
13 maximum of the salary range for the group to which the position is assigned. The
14 positions are assigned as follows:

15 **SECTION 928.** 20.923 (8) of the statutes is amended to read:

16 20.923 (8) DEPUTIES. Salaries for deputies appointed pursuant to ss. 13.94 (3)
17 (b), 15.04 (2), ~~230.04 (16)~~, and 551.601 (1) shall be set by the appointing authority.
18 The salary shall not exceed the maximum of the salary range one range below the
19 salary range of the executive salary group to which the department or agency head
20 is assigned. ~~The positions of assistant secretary of state, assistant state treasurer~~
21 ~~and associate director of the historical society shall be treated as an unclassified~~
22 ~~deputies deputy for pay purposes under this subsection.~~ The salary of the deputy
23 director of the office of business development in the department of administration
24 is assigned to executive salary group 2.

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1 **SECTION 929.** 20.923 (8) of the statutes, as affected by 2015 Wisconsin Act ...
2 (this act), is amended to read:

3 **20.923 (8) DEPUTIES.** Salaries for deputies appointed pursuant to ss. 13.94 (3)
4 (b), 15.04 (2), and 551.601 (1) shall be set by the appointing authority. The salary
5 shall not exceed the maximum of the salary range one range below the salary range
6 of the executive salary group to which the department or agency head is assigned.
7 The associate director of the historical society shall be treated as an unclassified
8 deputy for pay purposes under this subsection. The salary of the deputy director of
9 the office of business development in the department of ~~administration~~ financial
10 institutions and professional standards is assigned to executive salary group 2.

11 **SECTION 930.** 20.923 (9) of the statutes is amended to read:

12 **20.923 (9) ASSISTANT DEPUTY SECRETARY AND EXECUTIVE ASSISTANTS.** Salaries for
13 assistant deputy secretaries and executive assistants appointed under ss. 15.05 (3)
14 and 15.06 (4m) shall be set by the appointing authority. The salary for an assistant
15 deputy secretary or an executive assistant appointed under s. 15.05 (3) or 15.06 (4m),
16 other than the salary for the executive assistant to the director of the technical
17 college system, may not exceed the maximum of the salary range 2 ranges below the
18 salary range for the executive salary group to which the department or agency head
19 is assigned. The position of administrative assistant to the lieutenant governor shall
20 be treated as are executive assistants for pay purposes under this subsection. The
21 salary for the executive assistant appointed under s. 230.04 (16) shall be set by the
22 appointing authority. ~~The salary for that position may not exceed the maximum of~~
23 ~~the salary range 2 ranges below the salary range for the executive salary group to~~
24 ~~which the appointing authority is assigned.~~

25 **SECTION 931.** 20.923 (12) of the statutes is repealed.

SENATE BILL 21**SECTION 932**

1 **SECTION 932.** 20.923 (14) (b) of the statutes, as affected by 2011 Wisconsin Act
2 32, is repealed.

3 **SECTION 933.** 20.923 (18) (a) of the statutes is amended to read:

4 20.923 (18) (a) The ~~office~~ division of ~~state employment relations~~ personnel
5 management in the department of administration shall determine what positions in
6 the classified service are comparable positions to the unclassified positions of 3 sales
7 representatives of prison industries and one sales manager of prison industries who
8 are appointed under s. 303.01 (10). For each such unclassified position, the ~~office~~
9 division of ~~state employment relations~~ personnel management in the department of
10 administration shall determine the minimum salary for each comparable position in
11 the classified service and shall set an amount equal to that minimum salary as the
12 salary for that unclassified position.

13 **SECTION 934.** 20.924 (1) (a) of the statutes is amended to read:

14 20.924 (1) (a) Shall authorize the design and construction of any building,
15 structure or facility costing in excess of \$760,000 \$3,000,000 regardless of funding
16 source, only if that project is enumerated in the authorized state building program.

17 **SECTION 935.** 20.924 (1) (b) of the statutes is amended to read:

18 20.924 (1) (b) Shall authorize the acquisition of land, or the repair, remodeling
19 or improvement to any existing building, structure or facility costing in excess of
20 \$760,000 \$3,000,000, regardless of funding source, only if that project is enumerated
21 in the authorized state building program. This paragraph does not apply to the
22 acquisition of land by the building commission in the city of Madison within a block
23 number specified in s. 13.48 (18). This paragraph does not apply to projects
24 authorized under s. 16.858.

25 **SECTION 936.** 20.924 (1) (d) of the statutes is amended to read:

SENATE BILL 21**SECTION 936**

1 20.924 (1) (d) Shall exercise considered judgment in supervising the
2 implementation of the state building program, and may under s. 13.48 (2) (at)
3 authorize limited changes in the project program, and in the project budget if the
4 commission determines that unanticipated program conditions or bidding
5 conditions require the change to effectively and economically construct the project.
6 However, total state funds for major projects under the authorized state building
7 program for each agency shall not be exceeded.

8 **SECTION 937.** 20.924 (1) (e) of the statutes is amended to read:

9 20.924 (1) (e) May under s. 13.48 (2) (at) authorize the application of federal
10 grants or private gift funds or other moneys in addition to or in lieu of the projects
11 and project funds enumerated in the authorized state building program.

12 **SECTION 938.** 20.924 (1) (em) of the statutes is amended to read:

13 20.924 (1) (em) May under s. 13.48 (2) (at) substitute any available source of
14 funding in whole or in part for borrowing authority under s. 20.866 (2) (s) to (zm) and
15 (zz) that is authorized to be used to fund a project enumerated under the authorized
16 state building program.

17 **SECTION 939.** 20.927 (1m) of the statutes is amended to read:

18 20.927 (1m) Except as provided under subs. (2) and (3), no funds of this state
19 or of any county, city, village, town or long-term care district under s. 46.2895 or of
20 any subdivision or agency of this state, including an authority created in ch. 36 or
21 233, or of any subdivision or agency of any county, city, village or town and no federal
22 funds passing through the state treasury shall be authorized for or paid to a
23 physician or surgeon or a hospital, clinic or other medical facility for the performance
24 of an abortion.

SENATE BILL 21**SECTION 940**

1 **SECTION 940.** 20.927 (1m) of the statutes, as affected by 2015 Wisconsin Act ...
2 (this act), is amended to read:

3 20.927 **(1m)** Except as provided under subs. (2) and (3), no funds of this state
4 or of any county, city, village, or town ~~or long-term care district under s. 46.2895~~ or
5 of any subdivision or agency of this state, including an authority created in ch. 36 or
6 233, or of any subdivision or agency of any county, city, village or town and no federal
7 funds passing through the state treasury shall be authorized for or paid to a
8 physician or surgeon or a hospital, clinic or other medical facility for the performance
9 of an abortion.

10 **SECTION 941.** 20.9275 (1) (b) of the statutes is amended to read:

11 20.9275 **(1)** (b) “Local governmental unit” means a city, village, town, or county
12 ~~or long-term care district under s. 46.2895~~ or an agency or subdivision of a city,
13 village, town, or county.

14 **SECTION 942.** 20.9275 (1) (g) of the statutes is amended to read:

15 20.9275 **(1)** (g) “State agency” means an office, department, agency, institution
16 of higher education, association, society or other body in state government created
17 or authorized to be created by the constitution or any law, which is entitled to expend
18 moneys appropriated by law, including the legislature, the courts and an authority
19 created in ch. 36, 231, or 233.

20 **SECTION 943.** 20.928 (1) of the statutes is amended to read:

21 20.928 **(1)** Each state agency head shall certify to the department of
22 administration, at such time and in such manner as the secretary of administration
23 prescribes, the sum of money needed by the state agency from the appropriations
24 under s. 20.865 (1) (c), ~~(ei), (ej)~~, (d), (i), ~~(ie)~~, (j), (s), ~~(si)~~, and (t). Upon receipt of the
25 certifications together with such additional information as the secretary of

SENATE BILL 21**SECTION 943**

1 administration prescribes, the secretary shall determine the amounts required from
2 the respective appropriations to supplement state agency budgets.

3 **SECTION 944.** 20.928 (1m) of the statutes is repealed.

4 **SECTION 945.** 20.928 (4) of the statutes is repealed.

5 **SECTION 946.** 23.09 (3) (b) of the statutes is amended to read:

6 23.09 (3) (b) If the department and the board of regents of the University of
7 Wisconsin System Authority enter into an agreement to create a faculty position at
8 the University of Wisconsin–Madison for a forest landscape ecologist, the
9 department and the University of Wisconsin–Madison shall develop an annual work
10 plan for the ecologist. In developing the annual work plan, the department shall
11 consult with the council on forestry.

12 **SECTION 947.** 23.09 (12) (c) of the statutes is amended to read:

13 23.09 (12) (c) State aid under this subsection to any county shall be distributed
14 by the department according to the procedures adopted in rules promulgated by the
15 natural resources board department. State aid granted to any county under this
16 subsection shall be matched by the county and the state's share may not exceed
17 one-half of the actual cost of the project. Personnel, equipment, and materials
18 furnished by the county may be included in computing the county share contribution.

19 **SECTION 948.** 23.09 (20m) (a) 3. of the statutes is amended to read:

20 23.09 (20m) (a) 3. “Nonprofit conservation organization” ~~has the meaning~~
21 given in s. 23.0955 (1) means a nonprofit corporation, a charitable trust, or other
22 nonprofit association whose purposes include the acquisition of property for
23 conservation purposes and that is described in section 501 (c) (3) of the internal
24 revenue code and is exempt from federal income tax under section 501 (a) of the
25 internal revenue code.

SENATE BILL 21**SECTION 949**

1 **SECTION 949.** 23.091 (2) of the statutes is amended to read:

2 23.091 (2) **MASTER PLAN.** The department may designate a recreational area
3 only after a master plan for use and management of the area is prepared, public
4 hearings on the plan are held in the county where the largest portion of land in the
5 project is located, the procedures prescribed in s. 1.11 are complied with, and the plan
6 is approved by the ~~natural resources board~~ secretary.

7 **SECTION 950.** 23.0912 (1b) (b) of the statutes is amended to read:

8 23.0912 (1b) (b) “Nonprofit conservation organization” has the meaning given
9 in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

10 **SECTION 951.** 23.0915 (2) (d) (intro.) of the statutes is amended to read:

11 23.0915 (2) (d) (intro.) In a given fiscal year, in addition to expending the
12 amount designated for a purpose under sub. (1) (a) or (c) to (k), or the amount equal
13 to the expenditure limit for that purpose, as adjusted under pars. (a) and (b),
14 whichever amount is applicable, the department may also expend for that purpose
15 up to 50% of the designated amount for that purpose for the given fiscal year for a
16 project or activity if the ~~natural resources board~~ secretary determines all of the
17 following:

18 **SECTION 952.** 23.0916 (2) (b) (intro.) of the statutes is amended to read:

19 23.0916 (2) (b) *Authority to prohibit access; earlier acquisitions; trails.* (intro.)
20 Except as provided in par. (c), the person receiving a stewardship grant subject to par.
21 (a) or (am) may prohibit public access for one or more nature-based outdoor activities
22 only if the ~~natural resources board~~ secretary determines that it is necessary to do so
23 in order to do any of the following:

24 **SECTION 953.** 23.0916 (2) (c) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 953**

1 23.0916 (2) (c) *Authority to prohibit access; later acquisitions.* (intro.) For
2 acquisitions of land or easements that are not for state trails or the ice age trail the
3 person receiving a stewardship grant subject to par. (am) may prohibit public access
4 for one or more nature-based outdoor activities only if the ~~natural resources board~~
5 secretary determines that it is necessary to do so in order to do any of the following:

6 **SECTION 954.** 23.0916 (3) (b) of the statutes is amended to read:

7 23.0916 (3) (b) *Authority to prohibit access; earlier acquisitions; trails.* The
8 department may prohibit public access on land or an easement subject to par. (a) for
9 one or more nature-based outdoor activities if the ~~natural resources board~~ secretary
10 determines that it is necessary to do so to protect public safety, protect a unique
11 animal or plant community, or accommodate usership patterns, as defined by rule
12 by the department. This paragraph applies to all acquisitions of land in fee simple
13 and easements on former managed forest land that occur on former managed forest
14 land before July 1, 2011, and to the acquisition of easements on former managed
15 forest land for state trails and the ice age trail that occur on or after July 1, 2011.

16 **SECTION 955.** 23.0916 (3) (c) of the statutes is amended to read:

17 23.0916 (3) (c) *Authority to prohibit access; later acquisitions.* The department
18 may prohibit public access on land or an easement subject to par. (a) for one or more
19 nature-based outdoor activities only if the ~~natural resources board~~ secretary
20 determines that it is necessary to do so to protect public safety or to protect a unique
21 animal or plant community. This paragraph applies to acquisitions of land in fee
22 simple and easements on former managed forest land for purposes other than for
23 state trails and the ice age trail that occur on or after July 1, 2011.

24 **SECTION 956.** 23.0916 (3m) of the statutes is repealed.

25 **SECTION 957.** 23.0916 (5) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 957**

1 23.0916 (5) RULES. (intro.) The ~~natural resources board~~ department, by rule,
2 shall develop all of the following:

3 **SECTION 958.** 23.09165 (1) (c) of the statutes is amended to read:

4 23.09165 (1) (c) “Nonprofit conservation organization” has the meaning given
5 in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

6 **SECTION 959.** 23.0917 (1) (dm) of the statutes is amended to read:

7 23.0917 (1) (dm) “Nonprofit conservation organization” has the meaning given
8 in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

9 **SECTION 960.** 23.0917 (4) (cm) 4. of the statutes is amended to read:

10 23.0917 (4) (cm) 4. Infrastructure improvements to the Kettle Moraine Springs
11 fish hatchery. This subdivision does not apply after June 30, ~~2017~~ 2018.

12 **SECTION 961.** 23.0917 (5) (d) (intro.) of the statutes is amended to read:

13 23.0917 (5) (d) (intro.) For a given fiscal year, in addition to obligating the
14 amount of the annual bonding authority for a subprogram under sub. (3) or (4), or
15 the amount equal to the annual bonding authority for that subprogram, as adjusted
16 under pars. (a) and (b), whichever amount is applicable, the department may also
17 obligate for that subprogram up to 100% of the annual bonding authority for that
18 subprogram for that given fiscal year for a project or activity if the ~~natural resources~~
19 ~~board~~ secretary determines that all of the following conditions apply:

20 **SECTION 962.** 23.0917 (8) (h) of the statutes is created to read:

21 23.0917 (8) (h) Beginning with fiscal year 2015–16, the department may not
22 obligate moneys from the appropriation under s. 20.866 (2) (ta) under the land
23 acquisition subprogram if the annual general fund debt service on amounts obligated
24 under s. 20.866 (2) (ta) exceeds \$54,305,700.

25 **SECTION 963.** 23.0918 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 963**

1 23.0918 (2) Unless the ~~natural resources board~~ secretary determines
2 otherwise in a specific case, only the income from the gifts, grants, or bequests in the
3 fund is available for expenditure. The ~~natural resources board~~ secretary may
4 authorize expenditures only for preserving, developing, managing, or maintaining
5 land under the jurisdiction of the department that is used for any of the purposes
6 specified in s. 23.09 (2) (d). In this subsection, unless otherwise provided in a gift,
7 grant, or bequest, principal and income are determined as provided under subch. XI
8 of ch. 701.

9 **SECTION 964.** 23.092 (1b) of the statutes is amended to read:

10 23.092 (1b) In this section, “nonprofit conservation organization” has the
11 meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

12 **SECTION 965.** 23.095 (2m) of the statutes is amended to read:

13 23.095 (2m) PROHIBITION ON LAND IN KICKAPOO VALLEY RESERVE. No person may
14 damage or attempt to damage any natural resource or archaeological feature located
15 in the Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (2).

16 **SECTION 966.** 23.0953 (4) of the statutes is amended to read:

17 23.0953 (4) A county may not convert the land, or any rights in the land,
18 acquired with grant moneys awarded under sub. (2) (a) 2. to a use that is inconsistent
19 with the type of nature-based outdoor recreation or conservation activity for which
20 the grant was awarded unless the ~~natural resources board~~ secretary approves the
21 conversion.

22 **SECTION 967.** 23.0955 of the statutes is repealed.

23 **SECTION 968.** 23.0956 of the statutes is repealed.

24 **SECTION 969.** 23.0957 of the statutes is repealed.

25 **SECTION 970.** 23.096 (1) (ag) of the statutes is amended to read:

SENATE BILL 21**SECTION 970**

1 23.096 (1) (ag) “Nonprofit conservation organization” has the meaning given
2 in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

3 **SECTION 971.** 23.096 (2m) (intro.) of the statutes is amended to read:

4 23.096 (2m) (intro.) Notwithstanding sub. (2) (b), in each fiscal year beginning
5 with fiscal year 2010–11 and ending with fiscal year 2019–20, the department may
6 award grants under this section that equal up to 75 percent of the acquisition costs
7 of the property if the ~~natural resources board~~ secretary determines that all of the
8 following apply:

9 **SECTION 972.** 23.097 (1g) of the statutes is amended to read:

10 23.097 (1g) The department shall award grants to counties, cities, villages,
11 towns, and nonprofit organizations for up to 50% of the cost of ~~tree management~~
12 ~~plans, tree inventories, brush residue projects, the development of tree management~~
13 ~~ordinances, tree disease evaluations, public education concerning trees in urban~~
14 ~~areas and other tree projects~~ removing, saving, and replacing trees in urban areas
15 that have been damaged by disease, infestation, or catastrophic storm events.

16 **SECTION 973.** 23.097 (1r) of the statutes is repealed.

17 **SECTION 974.** 23.098 (1) (c) of the statutes is amended to read:

18 23.098 (1) (c) “Nonprofit conservation organization” has the meaning given in
19 s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

20 **SECTION 975.** 23.117 (4) of the statutes is amended to read:

21 23.117 (4) Any council that is created by the ~~natural resources board~~ secretary
22 under s. 15.04 (1) (c) to advise the department on the opening of trails in state parks
23 and in the Kettle Moraine state forest for use by bicycles or electric personal assistive
24 mobility devices shall have its recommendations regarding such use reviewed and
25 approved by the ~~natural resources board~~ secretary before they are implemented.

SENATE BILL 21

1 **SECTION 976.** 23.12 of the statutes is repealed.

2 **SECTION 977.** 23.125 (title) of the statutes is amended to read:

3 **23.125 (title) Natural resources board council member conflicts of**
4 **interest.**

5 **SECTION 978.** 23.125 (1) of the statutes is amended to read:

6 23.125 (1) If a member of the natural resources board council is the holder of
7 a permit or license issued by the department under chs. 280 to 299, that member may
8 not engage in a discussion at a board council meeting or participate in a board council
9 decision on any matter that substantially relates to the permit or license.

10 **SECTION 979.** 23.125 (2) of the statutes is amended to read:

11 23.125 (2) If a member of the natural resources board council receives, or has
12 during the previous 2 years received, a significant portion of his or her income
13 directly or indirectly from a holder of or applicant for a permit or license issued by
14 the department under chs. 280 to 299, that member may not engage in a discussion
15 at a board council meeting or participate in a board council decision on any matter
16 that substantially relates to the permit or license, except that this restriction does
17 not apply with respect to a permit or license held or applied for by an agency,
18 department, or subdivision of this state.

19 **SECTION 980.** 23.145 (1) of the statutes is amended to read:

20 23.145 (1) The natural resources board secretary shall on or before June 30,
21 2017, offer for sale at least 10,000 acres of land owned by the state, under the
22 jurisdiction of the department, and outside of project boundaries that were
23 established by the department on or before May 1, 2013.

24 **SECTION 981.** 23.15 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 981**

1 23.15 (1) The ~~natural resources board~~ secretary may sell, at public or private
2 sale, lands, and structures owned by the state under the jurisdiction of the
3 department of natural resources, except central or district office facilities, when the
4 ~~natural resources board~~ secretary determines that the lands are no longer necessary
5 for the state's use for conservation purposes and, if real property, the real property
6 is not the subject of a petition under s. 16.310 (2).

7 **SECTION 982.** 23.15 (2) of the statutes is amended to read:

8 23.15 (2) ~~Said natural resources board~~ The secretary shall present to the
9 governor a full and complete report of the lands to be sold, the reason for the sale,
10 the price for which said the lands should be sold ~~together with, and~~ an application
11 for the sale of the ~~same~~ lands. The governor shall ~~thereupon~~ make ~~such~~ any
12 investigation as the governor deems necessary respecting said the lands to be sold
13 and approve or disapprove ~~such~~ the application. If the governor ~~shall approve~~
14 approves the same, application, the governor shall issue a permit ~~shall be issued by~~
15 ~~the governor~~ for ~~such~~ the sale on the terms set forth in the application.

16 **SECTION 983.** 23.15 (2m) (a) (intro.) of the statutes is amended to read:

17 23.15 (2m) (a) (intro.) Notwithstanding sub. (1), the ~~natural resources board~~
18 secretary shall sell, at fair market value, land in the lower Wisconsin state riverway,
19 as defined in s. 30.40 (15), that is not exempt under s. 30.48 (2) and that is acquired
20 by the department after August 9, 1989, if all of the following conditions are met:

21 **SECTION 984.** 23.15 (2m) (b) of the statutes is amended to read:

22 23.15 (2m) (b) Notwithstanding sub. (1), the ~~natural resources board~~ secretary
23 is not required to make a finding that land to be sold under par. (a) is no longer
24 necessary for the state's use for conservation purposes.

25 **SECTION 985.** 23.15 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 985**

1 23.15 (3) Upon completion of such the sale, ~~the chairperson and secretary of~~
2 ~~the natural resources board, or the secretary of natural resources, if the secretary is~~
3 ~~duly authorized by the natural resources board,~~ shall execute such instruments as
4 are necessary to transfer title and ~~the natural resources board or its~~ secretary or his
5 or her duly authorized agents shall deliver the ~~same~~ executed instruments to the
6 purchaser upon payment of the amount set forth in the application.

7 **SECTION 986.** 23.15 (4) of the statutes is amended to read:

8 23.15 (4) ~~Said natural resources board~~ The secretary effecting the sale of any
9 ~~such~~ lands and structures shall, upon receiving payment ~~therefor,~~ deposit the funds
10 in the conservation fund to be used exclusively for the purpose of purchasing other
11 areas of land for the ~~creating~~ creation and ~~establishing~~ establishment of public
12 hunting and fishing grounds, wildlife and fish refuges, and state parks and for land
13 in the lower Wisconsin state riverway as defined in s. 30.40 (15).

14 **SECTION 987.** 23.167 (2) (intro.) of the statutes is amended to read:

15 23.167 (2) (intro.) The department, in consultation with the Wisconsin
16 ~~Economic Development Corporation~~ Forward Wisconsin Development Authority,
17 shall do all of the following for each economic development program administered by
18 the department:

19 **SECTION 988.** 23.169 (1) of the statutes is amended to read:

20 23.169 (1) The department shall coordinate any economic development
21 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward
22 Wisconsin Development Authority.

23 **SECTION 989.** 23.169 (2) of the statutes is amended to read:

24 23.169 (2) Annually, no later than October 1, the department shall submit to
25 the joint legislative audit committee and to the appropriate standing committees of

SENATE BILL 21**SECTION 989**

1 the legislature under s. 13.172 (3) a comprehensive report assessing economic
2 development programs, as defined in s. 23.167 (1), administered by the department.
3 The report shall include all of the information required under s. ~~238.07~~ 235.016 (2).
4 The department shall collaborate with the ~~Wisconsin Economic Development~~
5 ~~Corporation~~ Forward Wisconsin Development Authority to make readily accessible
6 to the public on an Internet-based system the information required under this
7 section.

8 **SECTION 990.** 23.175 (1) (b) of the statutes is amended to read:

9 23.175 (1) (b) “State agency” means any office, department, agency, institution
10 of higher education, association, society or other body in state government created
11 or authorized to be created by the constitution or any law which is entitled to expend
12 moneys appropriated by law, including any authority created under subch. II of ch.
13 114 or ch. 36, 231, 233, ~~234~~ 235, or 237 but not including the legislature or the courts.

14 **SECTION 991.** 23.1987 (1) of the statutes is amended to read:

15 23.1987 (1) From the moneys appropriated under s. 20.866 (2) (ta), the
16 department shall set aside \$7,000,000 in each fiscal year beginning with fiscal year
17 2014–15 and \$7,000,000 in ending with fiscal year ~~2015–16~~ 2017–18 that may be
18 obligated only for infrastructure improvements to the Kettle Moraine Springs fish
19 hatchery. For purposes of s. 23.0917, moneys obligated under this subsection shall
20 be treated as moneys obligated under the property development and local assistance
21 subprogram under s. 23.0917 (4). Section 23.0917 (5g) does not apply with respect
22 to amounts obligated before July 1, ~~2017~~ 2018, under this subsection.

23 **SECTION 992.** 23.295 of the statutes is repealed.

24 **SECTION 993.** 23.30 (3) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 993**

1 23.30 (3) ~~NATURAL RESOURCES BOARD~~ DEPARTMENT (intro.) The ~~natural~~
2 ~~resources board~~ department is the body through which all governmental agencies
3 and nongovernmental agencies may coordinate their policies, plans, and activities
4 with regard to Wisconsin outdoor recreation resources. To this end it shall:

5 **SECTION 994.** 23.30 (3) (b) to (g) of the statutes are amended to read:

6 23.30 (3) (b) Coordinate the development of a comprehensive long-range plan
7 for the acquisition and development of areas necessary for a statewide system of
8 recreational facilities. The comprehensive plan shall be based upon the outdoor
9 recreation plans of the several state agencies and local governmental agencies, and
10 shall be coordinated and modified as the ~~board~~ department deems necessary to
11 comply with its policies and standards.

12 (c) Recommend to the legislature outdoor recreation program appropriations
13 and allocations which, in conjunction with other financial sources supporting
14 outdoor recreation resources, are necessary to carry out plans coordinated by the
15 ~~board~~ department.

16 (d) Consider progress reports from state agencies to determine that all state
17 appropriations for outdoor recreation are being so expended that the policies and
18 plans formulated by the ~~board~~ department will be accomplished.

19 (f) Advise federal agencies concerned of the pattern in which all federal outdoor
20 recreation resources financial assistance and loan programs to state and local
21 governmental agencies and to nongovernmental associations and private
22 individuals will most completely implement the policies and plans of the ~~board~~
23 department.

SENATE BILL 21**SECTION 994**

1 (g) Negotiate agreements between agencies concerned when in the board's
2 department's judgment there is an overlap of authority or responsibilities in the
3 completion of a project.

4 **SECTION 995.** 23.31 (1) (a) of the statutes is amended to read:

5 23.31 (1) (a) To provide and develop recreation resources facilities within this
6 state, the ~~natural resources board~~ secretary, subject to the limits provided in s.
7 20.866 (2) (tp), (ts), and (tt), may direct that state debt be contracted for providing
8 recreation resources facilities or making additions to existing recreation resources
9 facilities.

10 **SECTION 996.** 23.31 (1) (b) of the statutes is amended to read:

11 23.31 (1) (b) With ~~their~~ its biennial budget request to the department of
12 administration, the ~~natural resources board~~ department shall include its request
13 and plan for recreational acquisition and development funding under s. 23.30. This
14 plan shall be approved by the governor and shall contain the policies regarding the
15 priority types of land to be acquired and the nature and categories of the
16 developments to be undertaken. ~~Changes in~~ The department may not change the
17 priority types of land to be acquired and in or the nature and categories of
18 developments ~~may not be made~~ to be undertaken without approval of the governor.
19 Any deviation ~~which~~ that the governor approves shall be reviewed by the joint
20 committee on finance.

21 **SECTION 997.** 23.33 (5m) of the statutes is repealed.

22 **SECTION 998.** 23.50 (1) of the statutes is amended to read:

23 23.50 (1) The procedure in ss. 23.50 to 23.85 applies to all actions in circuit
24 court to recover forfeitures, plus costs, fees, and surcharges imposed under ch. 814,
25 for violations of ss. 77.09, 90.21, 134.60, 167.10 (3), 167.31 (2), 281.48 (2) to (5),

SENATE BILL 21**SECTION 998**

1 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81, and 299.64 (2),
2 subch. VI of ch. 77, this chapter, and chs. 26 to 31, ch. 169, and ch. 350, and any
3 administrative rules promulgated thereunder, violations specified under s. 280.98
4 (2) or 285.86, violations of s. 281.36 if the department chooses to proceed under s.
5 281.36 (14) (f), violations of ch. 951 if the animal involved is a captive wild animal,
6 violations of rules of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927
7 (7) (k), violations to which s. 299.85 (7) (a) 2. or 4. applies, or violations of local
8 ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or
9 30.77.

10 **SECTION 999.** 23.53 (1) of the statutes is amended to read:

11 23.53 (1) The citation created under this section shall, in all actions to recover
12 forfeitures, plus costs, fees, and surcharges imposed under ch. 814, for violations of
13 those statutes enumerated in s. 23.50 (1), any administrative rules promulgated
14 thereunder, and any rule of the Kickapoo reserve management board under s. ~~41.41~~
15 23.0927 (7) (k) be used by any law enforcement officer with authority to enforce those
16 laws, except that the uniform traffic citation created under s. 345.11 may be used by
17 a traffic officer employed under s. 110.07 in enforcing s. 167.31 or by an officer of a
18 law enforcement agency of a municipality or county or a traffic officer employed
19 under s. 110.07 in enforcing s. 287.81. In accordance with s. 345.11 (1m), the citation
20 shall not be used for violations of ch. 350 relating to highway use. The citation may
21 be used for violations of local ordinances enacted by any local authority in accordance
22 with s. 23.33 (11) (am) or 30.77.

23 **SECTION 1000.** 23.56 (1) of the statutes is amended to read:

24 23.56 (1) A person may be arrested for a violation of those statutes enumerated
25 in s. 23.50 (1), any administrative rules promulgated thereunder, any rule of the

SENATE BILL 21**SECTION 1000**

1 Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7) (k), or any local
2 ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or
3 30.77, after a warrant that substantially complies with s. 968.04 has been issued.
4 Except as provided in sub. (2), the person arrested shall be brought without
5 unreasonable delay before a court having jurisdiction to try the action.

6 **SECTION 1001.** 23.57 (1) (intro.) of the statutes is amended to read:

7 23.57 (1) (intro.) A person may be arrested without a warrant when the
8 arresting officer has probable cause to believe that the person is committing or has
9 committed a violation of those statutes enumerated in s. 23.50 (1), any
10 administrative rules promulgated thereunder, any rule of the Kickapoo reserve
11 management board under s. ~~41.41~~ 23.0927 (7) (k), or any local ordinances enacted
12 by any local authority in accordance with s. 23.33 (11) (am) or 30.77; and:

13 **SECTION 1002.** 23.58 of the statutes is amended to read:

14 **23.58 Temporary questioning without arrest.** After having identified
15 himself or herself as an enforcing officer, an enforcing officer may stop a person in
16 a public place for a reasonable period of time when the officer reasonably suspects
17 that such person is committing, is about to commit or has committed a violation of
18 those statutes enumerated in s. 23.50 (1), any administrative rules promulgated
19 thereunder, any rule of the Kickapoo reserve management board under s. ~~41.41~~
20 23.0927 (7) (k), or any local ordinances enacted by any local authority in accordance
21 with s. 23.33 (11) (am) or 30.77. Such a stop may be made only where the enforcing
22 officer has proper authority to make an arrest for such a violation. The officer may
23 demand the name and address of the person and an explanation of the person's
24 conduct. Such detention and temporary questioning shall be conducted in the
25 vicinity where the person was stopped.

SENATE BILL 21**SECTION 1003**

1 **SECTION 1003.** 23.62 (1) (intro.) of the statutes is amended to read:

2 23.62 (1) (intro.) Whenever an enforcing officer has probable cause to believe
3 that a person subject to his or her authority is committing or has committed a
4 violation of those statutes enumerated in s. 23.50 (1), any administrative rules
5 promulgated thereunder, any rule of the Kickapoo reserve management board under
6 s. ~~41.41~~ 23.0927 (7) (k), or any local ordinances enacted by any local authority in
7 accordance with s. 23.33 (11) (am) or 30.77, the officer may proceed in the following
8 manner:

9 **SECTION 1004.** 23.85 of the statutes is amended to read:

10 **23.85 Statement to county board; payment to state.** Every county
11 treasurer shall, on the first day of the annual meeting of the county board of
12 supervisors, submit to it a verified statement of all forfeitures, costs, fees, and
13 surcharges imposed under ch. 814 and received during the previous year. The county
14 clerk shall deduct all expenses incurred by the county in recovering those forfeitures,
15 costs, fees, and surcharges from the aggregate amount so received, and shall
16 immediately certify the amount of clear proceeds of those forfeitures, costs, fees, and
17 surcharges to the county treasurer, who shall pay the proceeds to the state as
18 provided in s. 59.25 (3). Jail surcharges imposed under ch. 814 shall be treated
19 separately as provided in s. 302.46 and moneys collected from the crime prevention
20 funding board surcharge under s. 973.0455 (2) shall be treated separately as
21 provided in s. 973.0455 (2).

22 **SECTION 1005.** 24.61 (2) (a) 6m. of the statutes is created to read:

23 24.61 (2) (a) 6m. Bonds of the University of Wisconsin System Authority.

24 **SECTION 1006.** 24.62 (4) of the statutes is created to read:

SENATE BILL 21**SECTION 1006**

1 24.62 (4) If any land purchased by the board under s. 24.61 (2) (a) 10. from the
2 department was not at the time of purchase subject to assessment or levy of a real
3 property tax, the board shall make annual payments to the appropriate taxation
4 district from the appropriation account under s. 20.507 (1) (h) in the manner required
5 under s. 70.114.

6 **SECTION 1007.** 25.17 (1) (ge) of the statutes is amended to read:

7 25.17 (1) (ge) ~~Governor's read~~ Read to lead development fund (s. 25.79);

8 **SECTION 1008.** 25.17 (1) (zm) of the statutes is amended to read:

9 25.17 (1) (zm) All other funds of the state or of any state department or
10 institution, except funds which are required by specific provision of law to be
11 controlled and invested by any other authority, ~~and moneys in the University of~~
12 ~~Wisconsin trust funds, and in the trust funds of the state universities.~~

13 **SECTION 1009.** 25.17 (2) (c) of the statutes is amended to read:

14 25.17 (2) (c) Invest the State Housing Authority reserve fund as directed by the
15 Forward ~~Wisconsin Housing and Economic Development Authority~~ in housing
16 rehabilitation loan program bonds of the authority including subordinated bonds
17 that may also be special obligations of the authority. In making the investment, the
18 board shall accept the terms and conditions as the authority specifies and is relieved
19 of any obligations relative to prudent investment of the fund, including those set
20 forth under ch. 881.

21 **SECTION 1010.** 25.17 (3) (b) 9m. of the statutes is created to read:

22 25.17 (3) (b) 9m. Bonds of the University of Wisconsin System Authority.

23 **SECTION 1011.** 25.17 (9) of the statutes is amended to read:

24 25.17 (9) Give advice and assistance requested by the board of commissioners
25 of public lands ~~or the board of regents of the University of Wisconsin System~~

SENATE BILL 21**SECTION 1011**

1 concerning the investment of any moneys that under sub. (1) are excepted from the
2 moneys to be loaned or invested by the investment board, and assign, sell, convey and
3 deed to the board of commissioners of public lands ~~or the board of regents of the~~
4 ~~University of Wisconsin System~~ any investments made by the investment board as
5 may be mutually agreeable. ~~The cost of any services rendered to the board of regents~~
6 ~~of the University of Wisconsin System under this section shall be charged to the fund~~
7 ~~to which the moneys invested belong and shall be added to the appropriation to the~~
8 ~~investment board in s. 20.536.~~

9 **SECTION 1012.** 25.185 (1) (a) of the statutes is amended to read:

10 25.185 (1) (a) “Disabled veteran–owned financial adviser” means a financial
11 adviser certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

12 **SECTION 1013.** 25.185 (1) (b) of the statutes is amended to read:

13 25.185 (1) (b) “Disabled veteran–owned investment firm” means an
14 investment firm certified by ~~the department of administration~~ under s. ~~16.283~~
15 203.03 (3).

16 **SECTION 1014.** 25.185 (1) (c) of the statutes is amended to read:

17 25.185 (1) (c) “Minority financial adviser” means a financial adviser certified
18 by ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

19 **SECTION 1015.** 25.185 (1) (d) of the statutes is amended to read:

20 25.185 (1) (d) “Minority investment firm” means an investment firm certified
21 by ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

22 **SECTION 1016.** 25.29 (7) (intro.) of the statutes is amended to read:

23 25.29 (7) (intro.) All of the proceeds of the tax which is levied under s. 70.58,
24 and all moneys paid into the state treasury as the counties’ share of compensation
25 of emergency fire wardens under s. 26.14 shall be used for acquiring, preserving and

SENATE BILL 21**SECTION 1016**

1 developing the forests of the state, including the acquisition of lands owned by
2 counties by virtue of any tax deed and of other lands suitable for state forests, and
3 for the development of lands so acquired and the conduct of forestry thereon,
4 including the growing and planting of trees; for forest and marsh fire prevention and
5 control; ~~for grants to forestry cooperatives under s. 36.56;~~ for compensation of
6 emergency fire wardens; for maintenance, permanent property and forestry
7 improvements; for other forestry purposes authorized by law and for the payment of
8 aid for forests as authorized in s. 28.11 and subchs. I and VI of ch. 77.

9 **SECTION 1017.** 25.40 (1) (a) 2. of the statutes is amended to read:

10 25.40 (1) (a) 2. Other revenues specified in ch. 218 derived from the issuance
11 of licenses under the authority of the ~~division of banking~~ department of financial
12 institutions and professional standards which shall be paid into the general fund.

13 **SECTION 1018.** 25.40 (1) (a) 3. of the statutes is amended to read:

14 25.40 (1) (a) 3. Revenues collected under ss. 78.01, 341.09 (2) (d), (2m) (a) 1.,
15 (4), and (7), 341.14 (2), (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3),
16 341.16 (1) (a) and (b), (2), (2e), and (2m), 341.17 (8), 341.19 (1), 341.25, 341.255 (1),
17 (2) (a), (b), and (c), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and
18 (7), 341.264 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269
19 (2) (b), 341.30 (3), 341.305 (3), 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51
20 (2), and 342.14 that are pledged to any fund created under s. 84.59 (2).

21 **SECTION 1019.** 25.40 (1) (a) 4. of the statutes is amended to read:

22 25.40 (1) (a) 4. Moneys paid to the Board of Regents of the University of
23 Wisconsin System Authority under s. 341.14 (6r) (b) 4.

24 **SECTION 1020.** 25.40 (1) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 1020**

1 25.40 (1) (b) Motor vehicle fuel and general aviation fuel taxes and other
2 revenues collected under ch. 78 minus the costs of collecting delinquent taxes under
3 s. 73.03 (28), except such motor vehicle fuel tax revenues as are pledged to the fund
4 created under s. 84.59 (2).

5 **SECTION 1021.** 25.41 (1) of the statutes is amended to read:

6 25.41 (1) All moneys appropriated or transferred by law; all moneys received
7 from the federal government, from the ~~state housing and economic development~~
8 ~~authority~~ Forward Wisconsin Development Authority, or from any other source for
9 the purpose of the state housing authority reserve fund; and all income or interest
10 earned by, or increment to the state housing authority reserve fund due to the
11 investment thereof shall constitute the state housing authority reserve fund which
12 shall be used only as provided in this section.

13 **SECTION 1022.** 25.41 (2) of the statutes is amended to read:

14 25.41 (2) Except for the purpose of investment as provided in s. 25.17 (2) (c),
15 moneys in the fund shall be used only for the purpose of funding the appropriation
16 to the housing rehabilitation loan program loan loss reserve fund under s. ~~20.490~~
17 20.885 (2) (q). Nothing in this section may be construed as limiting the power of the
18 legislature, at any time, to abolish the fund.

19 **SECTION 1023.** 25.43 (1) (h) of the statutes is amended to read:

20 25.43 (1) (h) The fees imposed under ss. 281.58 (9) (d) ~~and~~, 281.60 (11m), and
21 281.61 (5) (b).

22 **SECTION 1024.** 25.43 (3) of the statutes is amended to read:

23 25.43 (3) Except for the purpose of investment as provided in s. 25.17 (2) (d),
24 the environmental improvement fund may be used only for the purposes authorized
25 under ss. 20.320 (1) (r), (s), (sm), (t), and (x), and (2) (s) and (x) ~~and~~ ~~(3) (e)~~, 20.370 (4)

SENATE BILL 21**SECTION 1024**

1 (mt), (mx), and (nz), (8) (mr), and (9) (mt), (mx), and (ny), 20.505 (1) (v), (x), and (y),
2 281.58, 281.59, 281.60, 281.61, and 281.62.

3 **SECTION 1025.** 25.50 (1) (d) of the statutes is amended to read:

4 25.50 (1) (d) “Local government” means any county, town, village, city, power
5 district, sewerage district, drainage district, town sanitary district, public inland
6 lake protection and rehabilitation district, local professional baseball park district
7 created under subch. III of ch. 229, long-term care district under s. 46.2895, local
8 professional football stadium district created under subch. IV of ch. 229, local
9 cultural arts district created under subch. V of ch. 229, public library system, school
10 district or technical college district in this state, any commission, committee, board
11 or officer of any governmental subdivision of this state, any court of this state, other
12 than the court of appeals or the supreme court, the University of Wisconsin System
13 Authority, or any authority created under s. 114.61, 231.02, 233.02, or ~~234.02~~
14 235.011.

15 **SECTION 1026.** 25.50 (1) (d) of the statutes, as affected by 2015 Wisconsin Act
16 (this act), is amended to read:

17 25.50 (1) (d) “Local government” means any county, town, village, city, power
18 district, sewerage district, drainage district, town sanitary district, public inland
19 lake protection and rehabilitation district, local professional baseball park district
20 created under subch. III of ch. 229, ~~long-term care district under s. 46.2895~~, local
21 professional football stadium district created under subch. IV of ch. 229, local
22 cultural arts district created under subch. V of ch. 229, public library system, school
23 district or technical college district in this state, any commission, committee, board
24 or officer of any governmental subdivision of this state, any court of this state, other

SENATE BILL 21**SECTION 1026**

1 than the court of appeals or the supreme court, the University of Wisconsin System
2 Authority, or any authority created under s. 114.61, 231.02, 233.02, or 235.011.

3 **SECTION 1027.** 25.50 (3m) of the statutes is created to read:

4 25.50 (3m) UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. Notwithstanding sub.
5 (3) (a), each day, the University of Wisconsin System Authority shall transfer to the
6 state treasurer for deposit into the fund the collected net cash balance from all
7 sources except auxiliary enterprises, segregated fees accumulated for building
8 projects, gifts, grants, and donations.

9 **SECTION 1028.** 25.77 (2) of the statutes is amended to read:

10 25.77 (2) All public funds that are related to payments under s. 49.45 and that
11 are transferred or certified under 42 CFR 433.51 (b) and used as the nonfederal and
12 federal share of Medical Assistance funding, except funds that are deposited into the
13 appropriation accounts under s. 20.435 (4) (h), (kx), or (ky).

14 **SECTION 1029.** 25.77 (8) of the statutes is amended to read:

15 25.77 (8) All moneys transferred from the appropriation under s. 20.285 (1) (gb)
16 deposited into the fund under s. 36.11 (59).

17 **SECTION 1030.** 25.77 (14) of the statutes is created to read:

18 25.77 (14) All moneys deposited under s. 49.45 (39) (bm)

19 **SECTION 1031.** 25.79 of the statutes is amended to read:

20 **25.79 Governor's read Read to lead development fund.** There is
21 established a separate nonlapsible trust fund, designated the governor's read to lead
22 development fund, consisting of all gifts, grants, bequests, and other contributions
23 made to the fund.

24 **SECTION 1032.** 26.105 of the statutes is repealed.

25 **SECTION 1033.** 26.30 (5) of the statutes is amended to read:

SENATE BILL 21**SECTION 1033**

1 26.30 (5) COOPERATIVE AGREEMENTS. To carry out the purposes of this section
2 the department may enter into arrangements or agreements with the University of
3 Wisconsin System Authority, the department of agriculture, trade and consumer
4 protection, other departments of this and other states, the U.S. department of
5 agriculture and other federal agencies and with counties, towns, corporations and
6 individuals.

7 **SECTION 1034.** 26.37 (1) (b) of the statutes is amended to read:

8 26.37 (1) (b) Establish an implementation committee for the consortium.
9 Members of the committee may include one or more representatives from the
10 department of natural resources, the ~~Wisconsin Economic Development Corporation~~
11 Forward Wisconsin Development Authority, and the forest products industry.

12 **SECTION 1035.** 26.37 (2) of the statutes is amended to read:

13 26.37 (2) The department of natural resources may not expend moneys from
14 the appropriations under s. 20.370 (5) (ax) or (6) (bt), 1997 stats., unless the
15 department of natural resources and the ~~Wisconsin Economic Development~~
16 ~~Corporation~~ Forward Wisconsin Development Authority first submit to the joint
17 committee on finance the plan required under sub. (1). If the cochairpersons of the
18 joint committee on finance do not notify the department of natural resources within
19 14 working days after the date of the submittal of the plan that the committee has
20 scheduled a meeting to review the plan, the plan may be implemented and moneys
21 may be expended as proposed by the department of natural resources. If, within 14
22 days after the date of the submittal of the plan, the cochairpersons of the committee
23 notify the department of natural resources that the committee has scheduled a
24 meeting to review the plan, moneys may be expended only after the plan has been
25 approved by the committee.

SENATE BILL 21**SECTION 1036**

1 **SECTION 1036.** 26.39 (7) of the statutes is repealed.

2 **SECTION 1037.** 27.01 (7) (f) 1. of the statutes is amended to read:

3 27.01 (7) (f) 1. Except as provided in par. (gm), the fee for an annual vehicle
4 admission receipt is ~~\$24.50~~ \$27.50 for each vehicle that has Wisconsin registration
5 plates, except that no fee is charged for a receipt issued under s. 29.235 (6).

6 **SECTION 1038.** 27.01 (7) (g) 1. of the statutes is amended to read:

7 27.01 (7) (g) 1. Except as provided in par. (gm), the fee for an annual vehicle
8 admission receipt is ~~\$34.50~~ \$37.50 for any vehicle that has a registration plate or
9 plates from another state, except that no fee is charged for a receipt issued under s.
10 29.235 (6).

11 **SECTION 1039.** 27.01 (7) (gm) 1. of the statutes is amended to read:

12 27.01 (7) (gm) 1. Instead of the fees under pars. (f) 1. and (g) 1., the department
13 shall charge an individual ~~\$12~~ \$15 or ~~\$17~~ \$20, respectively, for an annual vehicle
14 admission receipt if the individual applying for the receipt or a member of his or her
15 household owns a vehicle for which a current annual vehicle admission receipt has
16 been issued for the applicable fee under par. (f) 1. or (g) 1.

17 **SECTION 1040.** 27.01 (7) (gm) 3. of the statutes is amended to read:

18 27.01 (7) (gm) 3. Notwithstanding par. (f) 1., the fee for an annual vehicle
19 admission receipt for a vehicle that has Wisconsin registration plates and that is
20 owned by a resident senior citizen, as defined in s. 29.001 (72), is ~~\$9.50~~ \$12.50.

21 **SECTION 1041.** 27.01 (10) (d) 1. of the statutes is amended to read:

22 27.01 (10) (d) 1. The camping fee for each night at a campsite in a campground
23 which is classified as a Type “A” campground by the department is ~~\$10~~ \$12 for a
24 resident camping party.

25 **SECTION 1042.** 27.01 (10) (d) 2. of the statutes is amended to read:

SENATE BILL 21**SECTION 1042**

1 27.01 (10) (d) 2. The camping fee for each night at a campsite in a campground
2 which is classified as a Type “A” campground by the department is ~~\$12~~ \$14 for a
3 nonresident camping party.

4 **SECTION 1043.** 27.01 (10) (d) 3. of the statutes is amended to read:

5 27.01 (10) (d) 3. The camping fee for each night at a campsite in a state
6 campground which is classified as a Type “B” campground by the department is \$9
7 \$11 for a resident camping party.

8 **SECTION 1044.** 27.01 (10) (d) 4. of the statutes is amended to read:

9 27.01 (10) (d) 4. The camping fee for each night at a campsite in a state
10 campground which is classified as a Type “B” campground by the department is ~~\$11~~
11 \$13 for a nonresident camping party.

12 **SECTION 1045.** 27.01 (10) (d) 5. of the statutes is amended to read:

13 27.01 (10) (d) 5. The camping fee for each night at a campsite in a campground
14 which is classified as a Type “C” campground by the department is ~~\$8~~ \$10 for a
15 resident camping party.

16 **SECTION 1046.** 27.01 (10) (d) 6. of the statutes is amended to read:

17 27.01 (10) (d) 6. The camping fee for each night at a campsite in a campground
18 which is classified as a Type “C” campground by the department is \$10 \$12 for a
19 nonresident camping party.

20 **SECTION 1047.** 27.019 (12) of the statutes is amended to read:

21 27.019 (12) COOPERATION OF STATE DEPARTMENTS. The department of
22 agriculture, trade and consumer protection, the department of administration, the
23 department of natural resources and the agricultural extension division of the
24 University of Wisconsin System Authority shall cooperate with the several county
25 rural planning committees in carrying out this section.

SENATE BILL 21**SECTION 1048**

1 **SECTION 1048.** 28.07 of the statutes is amended to read:

2 **28.07 Cooperation.** The department may cooperate with the University of
3 Wisconsin System Authority, with departments and agencies of this or other states,
4 with federal agencies and with counties, towns, corporations and individuals, to
5 promote the best interest of the people and the state in forest surveys, research in
6 forestry and related subjects, forest protection and in assistance to landowners to
7 secure adoption of better forestry practice.

8 **SECTION 1049.** 28.11 (5m) of the statutes is repealed.

9 **SECTION 1050.** 28.11 (11) (a) 4. d. of the statutes is amended to read:

10 28.11 (11) (a) 4. d. One member appointed by the University of Wisconsin
11 System Authority from the College of Agricultural and Life Sciences.

12 **SECTION 1051.** 29.036 (1) (intro.) of the statutes is amended to read:

13 29.036 (1) (intro.) The sporting heritage council shall study, and provide advice
14 and make recommendations to the governor, the ~~natural resources board~~ secretary,
15 and the legislature about, issues relating to hunting, trapping, fishing, and other
16 types of outdoor recreation activities including all of the following:

17 **SECTION 1052.** 29.036 (2) of the statutes is amended to read:

18 29.036 (2) The sporting heritage council shall prepare a biennial report on the
19 status of the recruitment and retention of hunters, trappers, and anglers in this
20 state. The sporting heritage council shall submit its initial report under this
21 subsection no later than July 1, 2014, and shall submit subsequent reports no later
22 than July 1 of each even-numbered year thereafter, to the governor, to the
23 ~~chairperson of the natural resources board~~ secretary, and to the chief clerk of each
24 house of the legislature, for distribution to the appropriate standing committees
25 under s. 13.172 (3).

SENATE BILL 21**SECTION 1053**

1 **SECTION 1053.** 29.089 (1m) (b) 2. of the statutes is amended to read:

2 29.089 (1m) (b) 2. The natural resources board secretary determines that
3 prohibiting hunting, fishing, or trapping is necessary to protect public safety or to
4 protect a unique animal or plant community. ~~A determination to prohibit hunting,~~
5 ~~fishing, or trapping in a state park or a portion of a state park under this subdivision~~
6 ~~requires 4 or more members of the natural resources board to concur in that~~
7 ~~determination.~~

8 **SECTION 1054.** 29.506 (7m) (a) of the statutes is amended to read:

9 29.506 (7m) (a) The department shall issue a taxidermy school permit to a
10 person who applies for the permit; who, on August 15, 1991, holds a valid
11 taxidermist permit issued under this section; and who, on August 15, 1991, operates
12 a taxidermy school approved by the educational approval board under s. ~~38.50~~ 38.51,
13 1989 stats.

14 **SECTION 1055.** 29.541 (1) (a) (intro.) of the statutes is amended to read:

15 29.541 (1) (a) (intro.) Except as authorized under s. 29.934 (2) or ~~254.715~~
16 97.305, no innkeeper, manager or steward of any restaurant, club, hotel, boarding
17 house, tavern, logging camp or mining camp may sell, barter, serve or give, or cause
18 to be sold, bartered, served or given, to its guests or boarders any of the following:

19 **SECTION 1056.** 29.598 of the statutes is repealed.

20 **SECTION 1057.** 29.605 of the statutes is repealed.

21 **SECTION 1058.** 29.736 (1) (b) of the statutes is amended to read:

22 29.736 (1) (b) “Qualified inspector” means a veterinarian licensed under ch.
23 ~~453~~ 89 or a person who is qualified to provide evidence of fish health under s. 95.60
24 (4s) (c).

25 **SECTION 1059.** 29.921 (5) of the statutes is amended to read:

SENATE BILL 21**SECTION 1059**

1 29.921 (5) ADDITIONAL ARREST POWERS. In addition to the arrest powers under
2 sub. (1), a warden who has completed a program of law enforcement training
3 approved by the law enforcement standards board, has been certified as qualified to
4 be a law enforcement officer under s. 165.85 (4) (a) 1. and has complied with any
5 applicable requirements under s. 165.85 (4) (a) 7. while on duty and in uniform or on
6 duty and upon display of proper credentials may assist another law enforcement
7 agency as defined under s. 165.85 (2) (bv) including making an arrest at the request
8 of the agency, may arrest a person pursuant to an arrest warrant concerning the
9 commission of a felony or may arrest a person who has committed a crime in the
10 presence of the warden. If the warden makes an arrest without the presence of
11 another law enforcement agency, the warden shall cause the person arrested to be
12 delivered to the chief of police or sheriff in the jurisdiction where the arrest is made,
13 along with the documents and reports pertaining to the arrest. The warden shall be
14 available as a witness for the state. A warden may not conduct investigations for
15 violations of state law except as authorized in ss. 23.11 (4), 29.924 (1) and 41.41
16 23.0927 (12). A warden acting under the authority of this subsection is considered
17 an employee of the department and is subject to its direction, benefits and legal
18 protection. The authority granted in this section does not apply to county
19 conservation wardens or special conservation wardens.

20 **SECTION 1060.** 29.944 of the statutes is amended to read:

21 **29.944 Exemption from liability.** ~~Members of the natural resources board,~~
22 ~~and each~~ Each warden, in the performance of official duties, ~~are~~ is exempt from
23 liability to any person for acts done or permitted or property destroyed by authority
24 of law. No taxable costs or attorney fees shall be allowed to either party in an action
25 against ~~a member of the natural resources board or a warden.~~

SENATE BILL 21**SECTION 1061**

1 **SECTION 1061.** 30.121 (3w) (b) of the statutes is amended to read:

2 30.121 (3w) (b) The boathouse is located on land zoned exclusively for
3 commercial or industrial purposes or the boathouse is located on a brownfield, as
4 defined in s. ~~238.13~~ 235.13 (1) (a), or in a blighted area, as defined in s. 66.1331 (3)
5 (a).

6 **SECTION 1062.** 30.255 of the statutes is repealed.

7 **SECTION 1063.** 30.41 (1) of the statutes is amended to read:

8 30.41 (1) There is created a Lower Wisconsin State Riverway consisting of land
9 as designated by the ~~natural resources board~~ secretary.

10 **SECTION 1064.** 30.42 (1) (e) of the statutes is amended to read:

11 30.42 (1) (e) For each county named in s. ~~15.445 (3)~~ 15.345 (8) (b), assign a
12 department employee whose office is in the county to serve as a liaison
13 representative on issues concerning the riverway.

14 **SECTION 1065.** 30.77 (3) (dm) 1. b. of the statutes is amended to read:

15 30.77 (3) (dm) 1. b. “Local entity” means a city, village, town, county, qualified
16 lake association, nonprofit conservation organization, as defined in s. ~~23.0955 (1)~~,
17 23.09 (20m) (a) 3., town sanitary district, public inland lake protection and
18 rehabilitation district, or another local governmental unit, as defined in s. 66.0131
19 (1) (a), that is established for the purpose of lake management.

20 **SECTION 1066.** 30.92 (6) (b) of the statutes is amended to read:

21 30.92 (6) (b) The department shall assign staff to the commission for
22 management of the program under this section. All staff activities, including but not
23 limited to budgeting, program coordination, and related administrative
24 management functions, shall be consistent with the policies of the department and
25 ~~the natural resources board~~.

SENATE BILL 21**SECTION 1067**

1 **SECTION 1067.** 32.02 (1) of the statutes, as affected by 2015 Wisconsin Act ...
2 (this act), is amended to read:

3 32.02 (1) Any county, town, village, city, including villages and cities
4 incorporated under general or special acts, a local sports and entertainment district
5 created under subch. VI of ch. 229, school district, the department of health services,
6 the department of corrections, the board of regents of the University of Wisconsin
7 System Authority, the building commission, a commission created by contract under
8 s. 66.0301, with the approval of the municipality in which condemnation is proposed,
9 a commission created by contract under s. 66.0303 that is acting under s. 66.0304,
10 if the condemnation occurs within the boundaries of a member of the commission, or
11 any public board or commission, for any lawful purpose, but in the case of city and
12 village boards or commissions approval of that action is required to be granted by the
13 governing body. A mosquito control commission, created under s. 59.70 (12), and a
14 local professional football stadium district board, created under subch. IV of ch. 229,
15 may not acquire property by condemnation.

16 **SECTION 1068.** 32.19 (2) (b) of the statutes is amended to read:

17 32.19 (2) (b) “Comparable dwelling” means one which, when compared with the
18 dwelling being taken, is substantially equal concerning all major characteristics and
19 functionally equivalent with respect to: the number and size of rooms and closets,
20 area of living space, type of construction, age, state of repair, size and utility of any
21 garage or other outbuilding, type of neighborhood and accessibility to public services
22 and places of employment. “Comparable dwelling” shall meet all of the standard
23 building requirements and other code requirements of the local governmental body
24 and shall also be decent, safe and sanitary and within the financial means of the

SENATE BILL 21**SECTION 1068**

1 displaced person, as defined by the ~~department of administration~~ public service
2 commission.

3 **SECTION 1069.** 32.19 (2) (e) 1. b. of the statutes is amended to read:

4 32.19 (2) (e) 1. b. As a result of rehabilitation, demolition or other displacing
5 activity, as determined by the ~~department of administration~~ public service
6 commission, if the person is a tenant-occupant of a dwelling, business or farm
7 operation and the displacement is permanent.

8 **SECTION 1070.** 32.19 (3) (b) 1. of the statutes is amended to read:

9 32.19 (3) (b) 1. ‘Dwellings.’ Any displaced person who moves from a dwelling
10 and who elects to accept the payments authorized by this paragraph in lieu of the
11 payments authorized by par. (a) may receive an expense and dislocation allowance,
12 determined according to a schedule established by the ~~department of administration~~
13 public service commission.

14 **SECTION 1071.** 32.19 (3) (b) 2. of the statutes is amended to read:

15 32.19 (3) (b) 2. ‘Business and farm operations.’ Any displaced person who
16 moves or discontinues his or her business or farm operation, is eligible under criteria
17 established by the ~~department of administration~~ public service commission by rule
18 and elects to accept payment authorized under this paragraph in lieu of the payment
19 authorized under par. (a), may receive a fixed payment in an amount determined
20 according to criteria established by the ~~department of administration~~ public service
21 commission by rule, except that such payment shall not be less than \$1,000 nor more
22 than \$20,000. A person whose sole business at the displacement dwelling is the
23 rental of such property to others is not eligible for a payment under this subdivision.

24 **SECTION 1072.** 32.19 (3) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 1072**

1 32.19 (3) (c) *Optional payment for businesses.* Any displaced person who moves
2 his or her business, and elects to accept the payment authorized in par. (a), may, if
3 otherwise qualified under par. (b) 2., elect to receive the payment authorized under
4 par. (b) 2., minus whatever payment the displaced person received under par. (a), if
5 the displaced person discontinues the business within 2 years of the date of receipt
6 of payment under par. (a), provided that the displaced person meets eligibility
7 criteria established by the ~~department of administration~~ public service commission
8 by rule. In no event may the total combined payment be less than \$1,000 nor more
9 than \$20,000.

10 **SECTION 1073.** 32.19 (3) (d) of the statutes is created to read:

11 32.19 (3) (d) *Federally financed projects.* Notwithstanding pars. (a) to (c), in
12 the case of a program or project receiving federal financial assistance, a condemnor
13 shall, in addition to any payment under pars. (a) to (c), make any additional payment
14 required to comply with the federal Uniform Relocation Assistance and Real
15 Property Acquisition Policies Act of 1970, 42 USC 4601 to 4655, and any regulations
16 adopted thereunder.

17 **SECTION 1074.** 32.19 (4) (a) 2. of the statutes is amended to read:

18 32.19 (4) (a) 2. The amount of increased interest expenses and other debt
19 service costs incurred by the owner to finance the purchase of another property
20 substantially similar to the property taken, if at the time of the taking the land
21 acquired was subject to a bona fide mortgage or was held under a vendee's interest
22 in a bona fide land contract, and such mortgage or land contract had been executed
23 in good faith not less than 180 days prior to the initiation of negotiations for the
24 acquisition of such property. The computation of the increased interest costs shall

SENATE BILL 21**SECTION 1074**

1 be determined according to rules promulgated by the ~~department of administration~~
2 public service commission.

3 **SECTION 1075.** 32.19 (4) (b) (intro.) of the statutes is amended to read:

4 32.19 (4) (b) *Tenants and certain others.* (intro.) In addition to amounts
5 otherwise authorized by this subchapter, the condemnor shall make a payment to
6 any individual or family displaced from any dwelling which was actually and
7 lawfully occupied by such individual or family for not less than 90 days prior to the
8 initiation of negotiations for the acquisition of such property or, if displacement is not
9 a direct result of acquisition, such other event as determined by the ~~department of~~
10 ~~administration~~ public service commission by rule. For purposes of this paragraph,
11 a corporation organized under ch. 181 that is a nonprofit corporation, as defined in
12 s. 181.0103 (17), may, if otherwise eligible, be considered a displaced tenant. Subject
13 to the limitations under par. (bm), such payment shall be either:

14 **SECTION 1076.** 32.19 (4) (d) of the statutes is created to read:

15 32.19 (4) (d) *Federally financed projects.* Notwithstanding pars. (a) to (c), in
16 the case of a program or project receiving federal financial assistance, a condemnor
17 shall, in addition to any payment under pars. (a) to (c), make any additional payment
18 required to comply with the federal Uniform Relocation Assistance and Real
19 Property Acquisition Policies Act of 1970, 42 USC 4601 to 4655, and any regulations
20 adopted thereunder.

21 **SECTION 1077.** 32.19 (4m) (a) 2. of the statutes is amended to read:

22 32.19 (4m) (a) 2. The amount, if any, which will compensate such owner
23 displaced person for any increased interest and other debt service costs which such
24 person is required to pay for financing the acquisition of any replacement property,
25 if the property acquired was encumbered by a bona fide mortgage or land contract

SENATE BILL 21**SECTION 1077**

1 which was a valid lien on the property for at least one year prior to the initiation of
2 negotiations for its acquisition. The amount under this subdivision shall be
3 determined according to rules promulgated by the ~~department of administration~~
4 public service commission.

5 **SECTION 1078.** 32.19 (4m) (b) (intro.) of the statutes is amended to read:

6 32.19 (4m) (b) *Tenant-occupied business or farm operation.* (intro.) In addition
7 to amounts otherwise authorized by this subchapter, the condemnor shall make a
8 payment to any tenant displaced person who has owned and occupied the business
9 operation, or owned the farm operation, for not less than one year prior to initiation
10 of negotiations for the acquisition of the real property on which the business or farm
11 operation lies or, if displacement is not a direct result of acquisition, such other event
12 as determined by the ~~department of administration~~ public service commission, and
13 who actually rents or purchases a comparable replacement business or farm
14 operation for the displaced business or farm operation within 2 years after the date
15 the person vacates the acquired property. At the option of the tenant displaced
16 person, such payment shall be either:

17 **SECTION 1079.** 32.19 (4m) (b) 1. of the statutes is amended to read:

18 32.19 (4m) (b) 1. The amount, not to exceed \$30,000, which is necessary to lease
19 or rent a comparable replacement business or farm operation for a period of 4 years.
20 The payment shall be computed by determining the average monthly rent paid for
21 the property from which the person was displaced for the 12 months prior to the
22 initiation of negotiations or, if displacement is not a direct result of acquisition, such
23 other event as determined by the ~~department of administration~~ public service
24 commission and the monthly rent of a comparable replacement business or farm
25 operation, and multiplying the difference by 48; or

SENATE BILL 21**SECTION 1080**

1 **SECTION 1080.** 32.197 of the statutes is amended to read:

2 **32.197 Waiver of relocation assistance.** An owner–occupant of property
3 being acquired may waive his or her right to receive any relocation payments or
4 services under this subchapter if the property being acquired is not contiguous to any
5 property which may be acquired by the condemnor and is not part of a previously
6 identified or proposed project where it is reasonable to conclude that acquisition by
7 the condemnor may occur in the foreseeable future. Prior to the execution of any
8 waiver under this section, the condemnor shall provide to the owner–occupant, in
9 writing, full information about the specific payments and services being waived by
10 the owner–occupant. ~~The department of administration~~ public service commission
11 shall by rule establish procedures for relocation assistance waivers under this
12 section to ensure that the waivers are voluntarily and knowledgeably executed.

13 **SECTION 1081.** 32.20 of the statutes is amended to read:

14 **32.20 Procedure for collection of itemized items of compensation.**
15 Claims for damages itemized in ss. 32.19 and 32.195 shall be filed with the
16 condemnor carrying on the project through which condemnee’s or claimant’s claims
17 arise. All such claims must be filed after the damages upon which they are based
18 have fully materialized but not later than 2 years after the condemnor takes physical
19 possession of the entire property acquired or such other event as determined by the
20 ~~department of administration~~ public service commission by rule. If such claim is not
21 allowed within 90 days after the filing thereof, the claimant has a right of action
22 against the condemnor carrying on the project through which the claim arises. Such
23 action shall be commenced in a court of record in the county wherein the damages
24 occurred. In causes of action, involving any state commission, board or other agency,
25 excluding counties, the sum recovered by the claimant shall be paid out of any funds

SENATE BILL 21**SECTION 1081**

1 appropriated to such condemning agency. Any judgment shall be appealable by
2 either party and any amount recovered by the body against which the claim was filed,
3 arising from costs, counterclaims, punitive damages or otherwise may be used as an
4 offset to any amount owed by it to the claimant, or may be collected in the same
5 manner and form as any other judgment.

6 **SECTION 1082.** 32.25 (1) of the statutes is amended to read:

7 32.25 (1) Except as provided under sub. (3) and s. 85.09 (4m), no condemnor
8 may proceed with any activity that may involve the displacement of persons,
9 business concerns or farm operations until the condemnor has filed in writing a
10 relocation payment plan and relocation assistance service plan and has had both
11 plans approved in writing by the ~~department of administration~~ public service
12 commission.

13 **SECTION 1083.** 32.25 (2) (h) of the statutes is amended to read:

14 32.25 (2) (h) Assure that, within a reasonable time prior to displacement, there
15 will be available, to the extent that may reasonably be accomplished, housing
16 meeting the standards established by the ~~department of administration~~ public
17 service commission for decent, safe and sanitary dwellings. The housing, so far as
18 practicable, shall be in areas not generally less desirable in regard to public utilities,
19 public and commercial facilities and at rents or prices within the financial means of
20 the families and individuals displaced and equal in number to the number of such
21 displaced families or individuals and reasonably accessible to their places of
22 employment.

23 **SECTION 1084.** 32.26 (title) of the statutes is amended to read:

24 **32.26 (title) Authority of the ~~department of administration~~ public**
25 **service commission.**

SENATE BILL 21**SECTION 1085**

1 **SECTION 1085.** 32.26 (1) of the statutes is amended to read:

2 32.26 (1) In addition to all other powers granted in this subchapter, the
3 ~~department of administration~~ public service commission shall formulate local
4 standards for decent, safe and sanitary dwelling accommodations.

5 **SECTION 1086.** 32.26 (2) (a) of the statutes is amended to read:

6 32.26 (2) (a) The ~~department of administration~~ public service commission shall
7 promulgate rules to implement and administer ss. 32.19 to 32.27.

8 **SECTION 1087.** 32.26 (2) (b) of the statutes is amended to read:

9 32.26 (2) (b) The ~~department of administration~~ public service commission and
10 the department of transportation shall establish ~~interdepartmental~~ interagency
11 liaison procedures for the purpose of cooperating and exchanging information to
12 assist the ~~department of administration~~ public service commission in promulgating
13 rules under par. (a).

14 **SECTION 1088.** 32.26 (3) of the statutes is amended to read:

15 32.26 (3) The ~~department of administration~~ public service commission may
16 make investigations to determine if the condemnor is complying with ss. 32.19 to
17 32.27. The ~~department~~ commission may seek an order from the circuit court
18 requiring a condemnor to comply with ss. 32.19 to 32.27 or to discontinue work on
19 that part of the project which is not in substantial compliance with ss. 32.19 to 32.27.
20 The court shall give hearings on these actions precedence on the court's calendar.

21 **SECTION 1089.** 32.26 (4) of the statutes is amended to read:

22 32.26 (4) Upon the request of the ~~department of administration~~ public service
23 commission, the attorney general shall aid and prosecute all necessary actions or
24 proceedings for the enforcement of this subchapter and for the punishment of all
25 violations of this subchapter.

SENATE BILL 21**SECTION 1090**

1 **SECTION 1090.** 32.26 (5) of the statutes is amended to read:

2 32.26 (5) Any displaced person may, prior to commencing court action against
3 the condemnor under s. 32.20, petition the ~~department of administration~~ public
4 service commission for review of his or her complaint, setting forth in the petition the
5 reasons for his or her dissatisfaction. The ~~department~~ commission may conduct an
6 informal review of the situation and attempt to negotiate an acceptable solution. If
7 an acceptable solution cannot be negotiated within 90 days, the ~~department~~
8 commission shall notify all parties, and the petitioner may then proceed under s.
9 32.20. The informal review procedure provided by this subsection is not a condition
10 precedent to the filing of a claim and commencement of legal action pursuant to s.
11 32.20. In supplying information required by s. 32.25 (2) (d), the condemnor shall
12 clearly indicate to each displaced person his or her right to proceed under this
13 paragraph and under s. 32.20, and shall supply full information on how the displaced
14 person may contact the ~~department of administration~~ public service commission.

15 **SECTION 1091.** 32.26 (6) of the statutes is amended to read:

16 32.26 (6) The ~~department of administration~~ public service commission, with
17 the cooperation of the attorney general, shall prepare pamphlets in simple language
18 and in readable format describing the eminent domain laws of this state, including
19 the reasons for condemnation, the procedures followed by condemnors, how citizens
20 may influence the condemnation process and the rights of property owners and
21 citizens affected by condemnation. The ~~department~~ commission shall make copies
22 of the pamphlets available to all condemnors, who may be charged a price for the
23 pamphlets sufficient to recover the costs of production.

24 **SECTION 1092.** 32.26 (7) of the statutes is amended to read:

SENATE BILL 21**SECTION 1092**

1 32.26 (7) The ~~department of administration~~ public service commission shall
2 provide technical assistance on relocation plan development and implementation to
3 any condemnor carrying out a project which may result in the displacement of any
4 person.

5 **SECTION 1093.** 33.11 of the statutes is amended to read:

6 **33.11 Goals.** The primary goal of activity under this chapter shall be to
7 improve or protect the quality of public inland lakes. In addition, compilation of basic
8 scientific data on lakes of this state and assessment of experimental and innovative
9 techniques of lake rehabilitation and protection shall be goals of the program.
10 Districts may undertake protection and rehabilitation projects to achieve the
11 purposes of such districts specified in s. 33.21. Projects may be undertaken in
12 cooperation with the department, the University of Wisconsin System Authority, and
13 other government agencies, and public and private organizations. Projects shall be
14 divided into study, planning and implementation phases.

15 **SECTION 1094.** 33.16 (8) of the statutes is amended to read:

16 33.16 (8) The department may evaluate or contract with the University of
17 Wisconsin System Authority to evaluate projects receiving financial assistance
18 under this section.

19 **SECTION 1095.** 34.01 (1) of the statutes is amended to read:

20 34.01 (1) “Governing board” means the investment board in the case of the
21 state, the ~~housing and economic development authority~~ Forward Wisconsin
22 Development Authority if the authority elects to be bound by all or part of this
23 chapter under s. ~~234.32~~ 235.0289 (2), the county board or committee designated by
24 the county board to designate public depositories in the case of a county, the city
25 council in the case of a city, the village board in the case of a village, the town board

SENATE BILL 21**SECTION 1095**

1 in the case of a town, the school board in the case of a school district, the board of
2 control in the case of a cooperative educational service agency, the clerk of court in
3 the case of any court in this state, and any other commission, committee, board or
4 officer of any governmental subdivision of the state not mentioned in this subsection.

5 **SECTION 1096.** 34.01 (2) (a) of the statutes is amended to read:

6 34.01 (2) (a) Any loss of public moneys, which have been deposited in a
7 designated public depository in accordance with this chapter, resulting from the
8 failure of any public depository to repay to any public depositor the full amount of
9 its deposit because the office of credit unions, administrator of federal credit unions,
10 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift
11 supervision, federal deposit insurance corporation, resolution trust corporation, or
12 ~~division of banking~~ department of financial institutions and professional standards
13 has taken possession of the public depository or because the public depository has,
14 with the consent and approval of the office of credit unions, administrator of federal
15 credit unions, U.S. office of thrift supervision, federal deposit insurance corporation,
16 resolution trust corporation, or ~~division of banking~~ department of financial
17 institutions and professional standards, adopted a stabilization and readjustment
18 plan or has sold a part or all of its assets to another credit union, bank, savings bank,
19 or savings and loan association which has agreed to pay a part or all of the deposit
20 liability on a deferred payment basis or because the depository is prevented from
21 paying out old deposits because of rules of the office of credit unions, administrator
22 of federal credit unions, U.S. comptroller of the currency, federal home loan bank
23 board, U.S. office of thrift supervision, federal deposit insurance corporation,
24 resolution trust corporation, or ~~division of banking~~ department of financial
25 institutions and professional standards.

SENATE BILL 21**SECTION 1097**

1 **SECTION 1097.** 34.01 (4) of the statutes is amended to read:

2 34.01 (4) “Public depositor” means the state or any county, city, village, town,
3 drainage district, power district, school district, cooperative educational service
4 agency, sewer district, or any commission, committee, board or officer of any
5 governmental subdivision of the state or any court of this state, a corporation
6 organized under s. 39.33 or the ~~housing and economic development authority~~
7 Forward Wisconsin Development Authority if the authority elects to be bound by all
8 or part of this chapter under s. ~~234.32~~ 235.0289 (2), which deposits any moneys in
9 a public depository.

10 **SECTION 1098.** 34.03 (3) of the statutes is amended to read:

11 34.03 (3) Take such action as the ~~division~~ department deems necessary or
12 appropriate for the protection, collection, compromise or settlement of any claim
13 against or in favor of the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

14 **SECTION 1099.** 34.03 (4) of the statutes is amended to read:

15 34.03 (4) Exercise all powers reasonably necessary and proper to the full and
16 complete performance of the ~~division’s~~ department’s functions under this chapter,
17 including but not limited to ordinary powers granted corporations.

18 **SECTION 1100.** 34.08 of the statutes is amended to read:

19 **34.08 Payment of losses.** (1) Except as provided in sub. (2), the
20 appropriation in s. ~~20.144 (1)~~ 20.142 (2) (a) shall be used to repay public depositors
21 for losses until the appropriation is exhausted.

22 (2) Payments under sub. (1) shall be made in the order in which satisfactory
23 proofs of loss are received by the ~~division of banking~~ department of financial
24 institutions and professional standards. The payment made to any public depositor
25 for all losses of the public depositor in any individual public depository may not

SENATE BILL 21**SECTION 1100**

1 exceed \$400,000 above the amount of deposit insurance provided by an agency of the
2 United States at the public depository that experienced the loss. Upon a satisfactory
3 proof of loss, the ~~division of banking~~ department of financial institutions and
4 professional standards shall direct the department of administration to draw its
5 warrant payable from the appropriation under s. 20.144 (1) 20.142 (2) (a) and the
6 secretary of administration shall pay the warrant under s. 16.401 (4) in favor of the
7 public depositor that has submitted the proof of loss.

8 (3) Losses become fixed as of the date of loss. A public depositor experiencing
9 a loss shall, within 60 days of the loss, assign its interest in the deposit, to the extent
10 of the amount paid under this section, to the ~~division of banking~~ department of
11 financial institutions and professional standards. Upon failure to make the
12 assignment, the public depositor shall forfeit its right to payment under this section.
13 Any recovery made by the ~~division of banking~~ department of financial institutions
14 and professional standards under the assignment shall be repaid to the
15 appropriation under s. 20.144 (1) 20.142 (2) (a).

16 **SECTION 1101.** 34.10 of the statutes is amended to read:

17 **34.10 Reorganization and stabilization of financial institutions.**

18 Whenever the office of credit unions, administrator of federal credit unions, U.S.
19 comptroller of the currency, federal home loan bank board, U.S. office of thrift
20 supervision, federal deposit insurance corporation, resolution trust corporation, or
21 ~~division of banking~~ department of financial institutions and professional standards
22 has taken charge of a credit union, bank, savings bank, or savings and loan
23 association with a view of restoring its solvency, pursuant to law, or with a view of
24 stabilizing and readjusting the structure of any national or state credit union, bank,
25 savings bank, or savings and loan association located in this state, and has approved

SENATE BILL 21**SECTION 1101**

1 a reorganization plan or a stabilization and readjustment agreement entered into
2 between the credit union, bank, savings bank, or savings and loan association and
3 depositors and unsecured creditors, or when a credit union, bank, savings bank, or
4 savings and loan association, with the approval of the office of credit unions,
5 administrator of federal credit unions, U.S. comptroller of the currency, federal home
6 loan bank board, U.S. office of thrift supervision, federal deposit insurance
7 corporation, resolution trust corporation, or ~~division of banking~~ department of
8 financial institutions and professional standards proposes to sell its assets to
9 another credit union, bank, savings bank, or savings and loan association which
10 agrees to assume a part or all of the deposit liability of such selling credit union, bank,
11 savings bank, or savings and loan association and to pay the same on a deferred
12 payment basis, the governing board of the public depositor may, on the approval of
13 the ~~division of banking~~ department of financial institutions and professional
14 standards, join in the execution of any reorganization plan, or any stabilization and
15 readjustment agreement, or any depositor's agreement relative to a proposed sale of
16 assets if, in its judgment and that of the ~~division of banking~~ department of financial
17 institutions and professional standards, the reorganization plan or stabilization and
18 readjustment agreement or proposed sale of assets is in the best interest of all
19 persons concerned. The joining in any reorganization plan, or any stabilization and
20 readjustment agreement, or any proposed sale of assets which meets the approval
21 of the ~~division of banking~~ department of financial institutions and professional
22 standards does not waive any rights under this chapter.

23 **SECTION 1102.** 35.001 (4) of the statutes is amended to read:

24 35.001 (4) "State agencies" include departments, boards, commissions,
25 bureaus, and institutions ~~and the University of Wisconsin System.~~

SENATE BILL 21

1 **SECTION 1103.** 35.01 (3) of the statutes is amended to read:

2 35.01 (3) Class 3 — All book printing required for state agencies, not otherwise
3 classified, ~~except university press publications and technical or semitechnical~~
4 ~~journals of the University of Wisconsin System,~~ the Wisconsin Magazine of History,
5 and books of the historical society.

6 **SECTION 1104.** 35.015 (1) of the statutes is repealed.

7 **SECTION 1105.** 35.83 (3) (intro.) of the statutes is amended to read:

8 35.83 (3) (intro.) Except as provided in sub. (4m) and s. 35.835 (1) and (3), each
9 state agency shall deliver, at the expense of the state agency, sufficient copies of each
10 state document published by the state agency to the division for distribution to the
11 following places in the quantities indicated:

12 **SECTION 1106.** 35.835 (1) of the statutes is repealed.

13 **SECTION 1107.** 35.835 (2) of the statutes is repealed.

14 **SECTION 1108.** 35.93 (1) (a) of the statutes is amended to read:

15 35.93 (1) (a) “Agency” has the meaning given in s. 227.01 (1) and includes the
16 Board of Regents of the University of Wisconsin System Authority.

17 **SECTION 1109.** Chapter 36 (title) of the statutes is amended to read:

18 **UNIVERSITY OF WISCONSIN**

19 **SYSTEM AUTHORITY**

20 **SECTION 1110.** 36.01 (1) of the statutes is amended to read:

21 36.01 (1) ~~The legislature finds it in the public interest to provide~~ In recognition
22 of the constitutional obligation to provide by law for the establishment of a state
23 university at or near the seat of state government, and for connecting with the same,
24 from time to time, such colleges in different parts of the state as the interests of
25 education may require, there is hereby created a state system of higher education,

SENATE BILL 21**SECTION 1110**

1 provided by the authority, to be known as the University of Wisconsin System, which
2 enables students of all ages, backgrounds and levels of income to participate in the
3 search for knowledge and individual development; ~~which stresses undergraduate~~
4 ~~teaching as its main priority; which offers selected professional graduate and~~
5 ~~research programs with emphasis on state and national needs; which fosters~~
6 diversity of educational opportunity; which promotes service to the public; which
7 makes effective and efficient use of human and physical resources; which functions
8 cooperatively ~~with other educational institutions and systems;~~ and which promotes
9 internal coordination and the wisest possible use of resources. The principal office
10 and one university of the system shall be located at or near the seat of state
11 government.

12 **SECTION 1111.** 36.01 (2) of the statutes is amended to read:

13 36.01 (2) The mission of the system is to develop human resources to meet the
14 state's workforce needs, to discover and disseminate knowledge, ~~to extend~~
15 knowledge and its application beyond the boundaries of its campuses and to serve
16 and stimulate society by developing develop in students heightened intellectual,
17 cultural, and humane sensitivities, scientific, professional and technological
18 expertise, and a sense of purpose. ~~Inherent in this broad mission are methods of~~
19 ~~instruction, research, extended training and public service designed to educate~~
20 ~~people and improve the human condition. Basic to every purpose of the system is the~~
21 search for truth.

22 **SECTION 1112.** 36.02 of the statutes is created to read:

23 **36.02 University of Wisconsin System Authority creation;**
24 **organization.** (1) (a) There is created an authority, which is a public body corporate

SENATE BILL 21**SECTION 1112**

1 and politic, to be known as the “University of Wisconsin System Authority.” The
2 Board of Regents shall consist of the following:

3 1. The state superintendent of public instruction.

4 2. The president, or by his or her designation another member, of the technical
5 college system board.

6 3. Fourteen citizen members nominated by the governor and with the advice
7 and consent of the senate appointed for 7-year terms. At least one of the citizen
8 members shall reside in each of this state’s congressional districts.

9 4. Two student members nominated by the governor and with the advice and
10 consent of the senate appointed for 2-year terms who are enrolled at least half-time
11 and in good academic standing at institutions within the University of Wisconsin
12 System and who are residents of this state. The student members may be selected
13 from recommendations made by elected representatives of student governments at
14 institutions within the University of Wisconsin System. The governor shall
15 nominate one student member who is at least 18 years old and one undergraduate
16 student member who is at least 24 years old and represents the views of
17 nontraditional students, such as those who are employed or are parents. The term
18 of the undergraduate student member who is at least 24 years old shall expire on May
19 1 of every even-numbered year. The governor may not nominate a student member
20 from the same institution in any 2 consecutive terms; the 2 student members may
21 not be from the same institution; and a student from the University of
22 Wisconsin–Madison and a student from the University of Wisconsin–Milwaukee
23 may not serve on the board at the same time. If a student member loses the status
24 upon which the appointment was based, he or she shall cease to be a member of the
25 board.

SENATE BILL 21**SECTION 1112**

1 (2) A vacancy on the board shall be filled in the same manner as the original
2 appointment to the board for the remainder of the unexpired term, if any.

3 (3) A member of the board may not be compensated for his or her services but
4 may be reimbursed for actual and necessary expenses, including travel expenses,
5 incurred in the performance of his or her duties.

6 (4) No cause of action of any nature may arise against and no civil liability may
7 be imposed upon a member of the board for any act or omission in the performance
8 of his or her powers and duties under this chapter, unless the person asserting
9 liability proves that the act or omission constitutes willful misconduct.

10 (5) The members of the board shall annually elect a chairperson and may elect
11 other officers as they consider appropriate. Ten voting members of the board
12 constitute a quorum for the purpose of conducting the business and exercising the
13 powers of the authority, notwithstanding the existence of any vacancy. The board
14 may take action upon a vote of a majority of the members present, unless the bylaws
15 of the authority require a larger number.

16 (6) The board shall appoint a chief executive officer of the authority who serves
17 at the pleasure of the board. The chief executive office shall receive such
18 compensation as the board fixes.

19 (7) The board shall provide in its operating policies for access to the board by
20 the public, faculty, students, and employees.

21 **SECTION 1113.** 36.03 of the statutes is repealed.

22 **SECTION 1114.** 36.05 (1) of the statutes is amended to read:

23 36.05 (1) “Academic staff” means professional and administrative personnel
24 with duties, and subject to types of appointments, that are primarily associated with

SENATE BILL 21**SECTION 1114**

1 higher education institutions or their administration, ~~but does not include faculty~~
2 ~~and staff provided under s. 16.57.~~

3 **SECTION 1115.** 36.05 (1m) of the statutes is created to read:

4 36.05 (1m) “Authority” means the University of Wisconsin System Authority.

5 **SECTION 1116.** 36.05 (2) of the statutes is amended to read:

6 36.05 (2) “Board of regents Regents” or “board” means the board of regents of
7 governing the University of Wisconsin System Authority.

8 **SECTION 1117.** 36.05 (5) of the statutes is amended to read:

9 36.05 (5) “Chancellor” means the chief executive of an institution or a similar
10 position designated by the board.

11 **SECTION 1118.** 36.05 (6) of the statutes is repealed.

12 **SECTION 1119.** 36.05 (8) of the statutes is amended to read:

13 36.05 (8) “Faculty” means persons who hold the rank of professor, associate
14 professor, assistant professor or instructor in an academic department or its
15 functional equivalent in an institution, ~~persons described under s. 36.13 (4) (e) and~~
16 ~~such academic staff as may be designated by the chancellor and faculty of the~~
17 institution board.

18 **SECTION 1120.** 36.05 (9m) of the statutes is repealed.

19 **SECTION 1121.** 36.05 (9s) of the statutes is repealed.

20 **SECTION 1122.** 36.05 (10) of the statutes is amended to read:

21 36.05 (10) “President” means the chief executive of the system authority.

22 **SECTION 1123.** 36.05 (11) of the statutes is amended to read:

23 36.05 (11) “Student” means any person who is registered for study in any
24 institution for the current academic period. For the purpose of administering
25 particular programs or functions involving students, the board shall promulgate

SENATE BILL 21**SECTION 1123**

1 ~~rules adopt policies and procedures defining continuation or termination of student~~
2 ~~status during periods between academic periods.~~

3 **SECTION 1124.** 36.07 of the statutes is repealed.

4 **SECTION 1125.** 36.09 (title) of the statutes is repealed.

5 **SECTION 1126.** 36.09 (1) (title) of the statutes is repealed.

6 **SECTION 1127.** 36.09 (1) (a) and (L) of the statutes are consolidated,
7 renumbered 36.11 (1c) (intro.) and amended to read:

8 36.11 (1c) IN GENERAL. (intro.) The ~~primary~~ responsibility for governance of
9 the system shall be vested in the board which shall ~~enact policies and promulgate~~
10 ~~rules adopt policies and procedures for governing the system, plan for the future~~
11 ~~needs of the state, including workforce needs, for university education, ensure the~~
12 ~~diversity of quality undergraduate programs while preserving the strength of the~~
13 ~~state's graduate training and research centers and promote the widest degree of~~
14 ~~institutional autonomy within the controlling limits of system-wide policies and~~
15 ~~priorities established by the board.—(L), and provide affordable access to~~
16 ~~high-quality postsecondary, graduate, and doctoral education. The board shall~~
17 ~~possess all powers necessary or convenient for the operation of the system except as~~
18 ~~limited in this chapter and ss. 13.48 (14) (am) and 16.848 (1). and implementation~~
19 ~~of this chapter, including the following powers in connection with its projects and~~
20 ~~program, in addition to all other powers granted by this chapter:~~

21 **SECTION 1128.** 36.09 (1) (am) (intro.) of the statutes is amended to read:

22 36.09 (1) (am) (intro.) The board, in consultation with the ~~Wisconsin Economic~~
23 ~~Development Corporation~~ Forward Wisconsin Development Authority, shall do all
24 of the following for each economic development program, as defined in s. 36.11 (29r)
25 (a), administered by the board:

SENATE BILL 21**SECTION 1129**

1 **SECTION 1129.** 36.09 (1) (am) of the statutes, as affected by 2015 Wisconsin Act
2 (this act), is repealed.

3 **SECTION 1130.** 36.09 (1) (b), (c) and (d) of the statutes are consolidated,
4 renumbered 36.11 (1g) and amended to read:

5 36.11 (1g) INSTITUTIONS AND COLLEGE CAMPUSES. The board may, after public
6 hearing at each an institution, ~~shall~~ establish for each the institution a mission
7 statement delineating specific program responsibilities and types of degrees to be
8 granted. ~~(e)~~ The board shall determine the educational programs to be offered in the
9 system and may discontinue educational programs as it deems necessary. ~~(d)~~ The
10 board shall establish policies to guide program activities to ensure that they will be
11 are compatible with the missions of the institutions of the system. ~~To this end, the~~
12 ~~board shall make all reasonable effort to provide night courses.~~

13 **SECTION 1131.** 36.09 (1) (e) of the statutes, as affected by 2011 Wisconsin Act
14 32, is renumbered 36.11 (1t) and amended to read:

15 36.11 (1t) PERSONNEL. The board may employ any agent or employee that the
16 board finds necessary and shall appoint ~~a president of the system; a chancellor for~~
17 ~~each institution; a dean for each college campus; the state geologist; the director of~~
18 ~~the laboratory of hygiene; the director of the psychiatric institute; and~~ and the state
19 cartographer; ~~and the requisite number of officers, other than the vice presidents,~~
20 ~~associate vice presidents, and assistant vice presidents of the system; faculty;~~
21 ~~academic staff; and other employees and fix the salaries, subject to the limitations~~
22 ~~under par. (j) and s. 230.12 (3) (e), the duties and the term of office for each. The board~~
23 ~~shall fix the salaries, subject to the limitations under par. (j) and s. 230.12 (3) (e), and~~
24 ~~the duties for each chancellor, vice president, associate vice president, and assistant~~
25 ~~vice president of the system. No.~~ The board shall develop and implement a personnel

SENATE BILL 21**SECTION 1131**

1 structure and other employment policies for all employees of the authority. The
2 board may not use or allow any sectarian or partisan tests or any tests based upon
3 race, religion, national origin, or sex ~~shall ever be allowed or exercised~~ in the
4 appointment of the employees of the system.

5 **SECTION 1132.** 36.09 (1) (f) of the statutes is repealed.

6 **SECTION 1133.** 36.09 (1) (gm) of the statutes is repealed.

7 **SECTION 1134.** 36.09 (1) (h) of the statutes is renumbered 36.11 (1L) and
8 amended to read:

9 36.11 (1L) The board shall establish the authority's annual budget and monitor
10 the fiscal management of the authority. The board shall allocate funds and adopt
11 budgets for the respective institutions ~~giving consideration to the principles of~~
12 ~~comparable budgetary support for similar programs and equitable compensation for~~
13 ~~faculty and academic staff with comparable training, experience and responsibilities~~
14 ~~and recognizing competitive ability to recruit and retain qualified faculty and~~
15 ~~academic staff.~~ If the board ceases or suspends operation of any institution or college
16 campus, the appropriations any appropriation to the board for operation of the
17 institution or college campus may be utilized by the board for any other purpose
18 authorized by the appropriations appropriation within the period for which the
19 ~~appropriations are~~ appropriation is made. The board shall provide the secretary of
20 administration with such financial and statistical information as is required by the
21 secretary of administration.

22 **SECTION 1135.** 36.09 (1) (hm) of the statutes is repealed.

23 **SECTION 1136.** 36.09 (1) (j) of the statutes, as affected by 2011 Wisconsin Act
24 32, is amended to read:

SENATE BILL 21**SECTION 1136**

1 36.09 (1) (j) Except where such matters are a subject of bargaining with a
2 certified representative of a collective bargaining unit under s. 111.91, the board
3 shall establish salaries for persons prior to July 1 of each year for the next fiscal year,
4 and shall designate the effective dates for payment of the new salaries. In the first
5 year of the biennium, payments of the salaries established for the preceding year
6 shall be continued until the biennial budget bill is enacted. If the budget is enacted
7 after July 1, payments shall be made following enactment of the budget to satisfy the
8 obligations incurred on the effective dates, as designated by the board, for the new
9 salaries, subject only to the appropriation of funds by the legislature and s. 20.928
10 (3). This paragraph does not limit the authority of the board to establish salaries for
11 new appointments. The board may not increase the salaries of employees under this
12 paragraph unless the salary increase conforms to the proposal as approved under s.
13 230.12 (3) (e) or the board authorizes the salary increase to correct salary inequities
14 under par. (h), to fund job reclassifications or promotions, or to recognize competitive
15 factors. The granting of salary increases to recognize competitive factors does not
16 obligate inclusion of the annualized amount of the increases in the appropriations
17 under s. 20.285 (1) for subsequent fiscal bienniums. No later than October 1 of each
18 year, the board shall report to the joint committee on finance and the secretary of
19 administration and ~~director of the office~~ administrator of the division of state
20 ~~employment relations~~ personnel management in the department of administration
21 concerning the amounts of any salary increases granted to recognize competitive
22 factors, and the institutions at which they are granted, for the 12-month period
23 ending on the preceding June 30.

24 **SECTION 1137.** 36.09 (1) (j) of the statutes, as affected by 2011 Wisconsin Act
25 32 and 2015 Wisconsin Act (this act), is repealed.

SENATE BILL 21**SECTION 1138**

1 **SECTION 1138.** 36.09 (2) of the statutes is repealed.

2 **SECTION 1139.** 36.09 (3) of the statutes is repealed.

3 **SECTION 1140.** 36.09 (4) of the statutes is repealed.

4 **SECTION 1141.** 36.09 (4m) of the statutes is repealed.

5 **SECTION 1142.** 36.09 (5) of the statutes is repealed.

6 **SECTION 1143.** 36.11 (title) of the statutes is amended to read:

7 **36.11 (title) Powers and duties of the board Board of regents Regents.**

8 **SECTION 1144.** 36.11 (1) (title) of the statutes is renumbered 36.11 (1x) (title).

9 **SECTION 1145.** 36.11 (1) (a) of the statutes is renumbered 36.11 (1x) (a).

10 **SECTION 1146.** 36.11 (1) (b) of the statutes is renumbered 36.11 (1x) (b) and
11 amended to read:

12 36.11 (1x) (b) Except as provided in this paragraph and ~~ss. 13.48 (14) (am) and~~
13 ~~16.848 (1) sub. (27m)~~, the board may purchase, have custody of, hold, control,
14 possess, lease, grant easements and enjoy any lands, buildings, books, records and
15 all other property of any nature which may be necessary and required for the
16 purposes, objects and uses of the system authorized by law. ~~Any~~ Except for a lease
17 under sub. (27m), any lease by the board is subject to the powers of the University
18 of Wisconsin Hospitals and Clinics Authority under s. 233.03 (13) and the rights of
19 the authority under any lease agreement, as defined in s. 233.01 (6). The board shall
20 not permit a facility that would be privately owned or operated to be constructed on
21 state-owned land without obtaining prior approval of the building commission
22 under s. 13.48 (12). Subject to prior action under s. 13.48 (14) (am) or 16.848 (1), the
23 board may sell or dispose of such any property as provided by law, or any part thereof
24 owned by the authority when in its judgment it is for the best interests of the system
25 and the state. ~~All purchases of real property shall be subject to the approval of the~~

SENATE BILL 21**SECTION 1146**

1 ~~building commission. The provision of all leases of real property to be occupied by~~
2 ~~the board shall be the responsibility of the department of administration under s.~~
3 ~~16.84 (5).~~

4 **SECTION 1147.** 36.11 (1) (c) of the statutes is renumbered 36.11 (1x) (c).

5 **SECTION 1148.** 36.11 (1) (cm) of the statutes is renumbered 36.11 (1x) (cm).

6 **SECTION 1149.** 36.11 (1) (d) of the statutes is renumbered 36.11 (1x) (d).

7 **SECTION 1150.** 36.11 (1c) (a) and (b) of the statutes are created to read:

8 36.11 (1c) (a) The power to sue and be sued, to have a seal and to alter the seal
9 at pleasure, to have perpetual existence, to make and execute contracts and other
10 instruments necessary or convenient to the exercise of the powers of the board, to
11 contract for legal services, and to make, amend, and repeal bylaws.

12 (b) The power to accept gifts, loans, and other aid.

13 **SECTION 1151.** 36.11 (1L) (title) of the statutes is created to read:

14 36.11 (1L) (title) FISCAL MANAGEMENT.

15 **SECTION 1152.** 36.11 (1p) of the statutes is created to read:

16 36.11 (1p) BONDS. (a) *Issuance.* The authority may issue bonds for any
17 corporate purpose. All bonds are negotiable for all purposes, notwithstanding their
18 payment from a limited source.

19 (b) *Bonds not public debt.* 1. The state is not liable on bonds issued by the
20 authority and the bonds are not a debt of the state. All bonds shall contain a
21 statement to this effect on the face of the bond. A bond issue does not, directly or
22 indirectly or contingently, obligate the state or a political subdivision of the state to
23 levy any tax or make any appropriation for payment of the bonds. Nothing in this
24 paragraph prevents the authority from pledging its full faith and credit to the
25 payment of bonds.

SENATE BILL 21**SECTION 1152**

1 2. Nothing in this chapter authorizes the authority to create a debt of the state,
2 and all bonds issued by the authority are payable, and shall state that they are
3 payable, solely from the funds pledged for their payment in accordance with the bond
4 resolution authorizing their issuance or in any trust indenture or mortgage or deed
5 of trust executed as security for the bonds. The state is not liable for the payment
6 of the principal of or interest on a bond or for the performance of any pledge,
7 mortgage, obligation or agreement that may be undertaken by the authority. The
8 breach of any pledge, mortgage, obligation or agreement undertaken by the
9 authority does not impose pecuniary liability upon the state or a charge upon its
10 general credit or against its taxing power.

11 (c) *State pledge.* The state pledges to and agrees with the bondholders, and
12 persons that enter into contracts with the authority under this chapter, that the state
13 will not limit or alter the rights vested in the authority by this chapter before the
14 authority has fully met and discharged the bonds, and any interest due on the bonds,
15 and has fully performed its contracts, unless adequate provision is made by law for
16 the protection of the bondholders or those entering into contracts with the authority.

17 **SECTION 1153.** 36.11 (3) (d) of the statutes is repealed.

18 **SECTION 1154.** 36.11 (4) of the statutes is amended to read:

19 36.11 (4) **INJUNCTIVE RELIEF.** The board may obtain injunctive relief to enforce
20 this chapter or any rules promulgated or policies and procedures adopted under this
21 chapter.

22 **SECTION 1155.** 36.11 (5) (a) of the statutes is amended to read:

23 36.11 (5) (a) The board may procure liability insurance covering the members
24 of the board, any officer, employee, or agent, or such students whose activities may

SENATE BILL 21**SECTION 1155**

1 constitute an obligation or responsibility of the system and procure insurance
2 against any loss in connection with the authority's property and other assets.

3 **SECTION 1156.** 36.11 (5) (b) of the statutes is amended to read:

4 36.11 (5) (b) The board may procure insurance to cover injuries sustained by
5 students as a result of their participation in intercollegiate athletics. ~~The board may~~
6 ~~not use general purpose revenue to pay for such insurance.~~ With respect to any of
7 the risks to be covered by the insurance, the board may contract for the services of
8 a claims administrator and may obtain coverage by any combination of
9 self-insurance, excess or stop-loss insurance or blanket insurance.

10 **SECTION 1157.** 36.11 (6) (title), (a) and (b) of the statutes are repealed.

11 **SECTION 1158.** 36.11 (6) (c) of the statutes is renumbered 36.11 (6) and amended
12 to read:

13 36.11 (6) GRANT FORMULA. By Annually, by April 10, 1998, ~~and annually~~
14 ~~thereafter~~, the board shall develop and submit to the higher educational aids board
15 for its review under s. 39.285 (1) a proposed formula for the awarding of grants under
16 s. 39.435, except for grants awarded under s. 39.435 (2) or (5), for the upcoming
17 academic year to students enrolled in the system.

18 **SECTION 1159.** 36.11 (8) (b) of the statutes is amended to read:

19 36.11 (8) (b) The board shall establish fines for the violation of any rule made
20 under par. (a). The institutions are authorized to collect such fines together with
21 moneys collected from the sale of parking permits and other fees established under
22 par. (a), ~~to be used only for the purpose of developing and operating parking or other~~
23 ~~transportation facilities at the institution at which collected and for enforcing~~
24 ~~parking rules under par. (a).~~

25 **SECTION 1160.** 36.11 (8e) of the statutes is repealed.

SENATE BILL 21**SECTION 1161**

1 **SECTION 1161.** 36.11 (8m) of the statutes is repealed.

2 **SECTION 1162.** 36.11 (11) of the statutes is repealed.

3 **SECTION 1163.** 36.11 (12) of the statutes is repealed.

4 **SECTION 1164.** 36.11 (13) of the statutes is repealed.

5 **SECTION 1165.** 36.11 (15) of the statutes is repealed.

6 **SECTION 1166.** 36.11 (15m) of the statutes is repealed.

7 **SECTION 1167.** 36.11 (17) of the statutes is repealed.

8 **SECTION 1168.** 36.11 (18) of the statutes is repealed.

9 **SECTION 1169.** 36.11 (19) of the statutes is repealed.

10 **SECTION 1170.** 36.11 (21) of the statutes is repealed.

11 **SECTION 1171.** 36.11 (22) of the statutes is repealed.

12 **SECTION 1172.** 36.11 (23) of the statutes is repealed.

13 **SECTION 1173.** 36.11 (23m) of the statutes is repealed.

14 **SECTION 1174.** 36.11 (24) of the statutes is repealed.

15 **SECTION 1175.** 36.11 (25) of the statutes is repealed.

16 **SECTION 1176.** 36.11 (26) of the statutes is repealed.

17 **SECTION 1177.** 36.11 (27) of the statutes is repealed.

18 **SECTION 1178.** 36.11 (27m) of the statutes is created to read:

19 36.11 **(27m)** LEASE WITH STATE. (a) The board shall negotiate and enter into a
20 lease agreement for an initial period of not more than 75 years with the secretary of
21 administration to lease any state-owned property or facilities required for the board
22 to perform its duties and exercise its powers. The lease agreement shall include all
23 of the following:

24 1. A provision that requires the board to pay the state for leasing property and
25 facilities under the agreement a nominal amount determined by the parties to be

SENATE BILL 21**SECTION 1178**

1 necessary to prevent the lease agreement from being unenforceable because of a lack
2 of consideration.

3 2. A provision that requires the board to conduct its operations in such a way
4 so that it will not adversely affect the exclusion of interest on bonds issued by the
5 state from gross income under 26 USC 103 for federal income tax purposes.

6 3. A provision that gives the state ownership of all of the following:

7 a. Any improvements or modifications made by the board to property or
8 facilities leased under the lease agreement.

9 b. Any facility that the board constructs on state-owned land.

10 4. A provision that, notwithstanding s. 13.48 (10) (c), requires the board to
11 obtain the approval of the building commission for any construction or renovation
12 project involving a state-owned facility or occurring on state-owned land, if the cost
13 of the project is at least \$760,000.

14 5. A provision requiring the authority to make payments for principal and
15 interest costs incurred in financing self-amortizing university facilities and to make
16 payments under an agreement or ancillary arrangement entered into under s. 18.06
17 (8) (a).

18 6. A provision making the board responsible for maintenance and upkeep of the
19 facilities and property leased under the lease agreement.

20 7. Any provision necessary to ensure that the general management and
21 operation of the facilities and property leased under the lease agreement are
22 consistent with duties and powers of the board.

23 8. A provision on a mechanism for the resolution of disputes.

24 (b) The board shall submit the lease agreement required under par. (a) and any
25 subsequent modification, extension, or renewal of the lease agreement to the joint

SENATE BILL 21**SECTION 1178**

1 committee on finance. No extension or renewal of the lease agreement may be for
2 a period of more than 75 years. The lease agreement and any modification,
3 extension, or renewal of the lease agreement may take effect only upon approval of
4 the committee.

5 **SECTION 1179.** 36.11 (28) of the statutes is amended to read:

6 36.11 (28) LEASE AGREEMENT WITH THE UNIVERSITY OF WISCONSIN HOSPITALS AND
7 CLINICS AUTHORITY. ~~Subject to 1995 Wisconsin Act 27, section 9159 (2) (k), and subject~~
8 ~~to any prior lease entered into under s. 13.48 (14) (am) or 16.848 (1), the~~ The board
9 ~~shall negotiate and enter into a~~ carry out the obligations under any lease agreement
10 with the University of Wisconsin Hospitals and Clinics Authority that meets the
11 requirements under s. 233.04 (7) ~~and, 2013 stats., and that is in effect on the effective~~
12 date of this subsection ... [LRB inserts date], and the board shall comply with s.
13 233.04 (7g).

14 **SECTION 1180.** 36.11 (28m) of the statutes is amended to read:

15 36.11 (28m) AFFILIATION AGREEMENT WITH THE UNIVERSITY OF WISCONSIN
16 HOSPITALS AND CLINICS AUTHORITY. ~~Subject to 1995 Wisconsin Act 27, section 9159 (2)~~
17 ~~(k), the~~ The board shall negotiate and enter into an carry out the obligations under
18 any affiliation agreement with the University of Wisconsin Hospitals and Clinics
19 Authority that meets the requirements under s. 233.04 (7m) ~~and, 2013 stats., and~~
20 that is in effect on the effective date of this subsection ... [LRB inserts date], and the
21 board shall comply with s. 233.04 (7p).

22 **SECTION 1181.** 36.11 (29) of the statutes is amended to read:

23 36.11 (29) OTHER AGREEMENTS WITH THE UNIVERSITY OF WISCONSIN HOSPITALS
24 AND CLINICS AUTHORITY. The board may enter into joint purchasing contracts and
25 other contracts, rental agreements and cooperative agreements and other necessary

SENATE BILL 21**SECTION 1181**

1 arrangements with the University of Wisconsin Hospitals and Clinics Authority
2 which may be necessary and convenient for the missions, objects and uses of the
3 University of Wisconsin Hospitals and Clinics Authority authorized by law.
4 ~~Purchasing contracts and agreements are subject to s. 16.73 (5).~~

5 **SECTION 1182.** 36.11 (29r) of the statutes, as affected by 2015 Wisconsin Act
6 (this act), is repealed.

7 **SECTION 1183.** 36.11 (29r) (b) 1. of the statutes is amended to read:

8 36.11 (29r) (b) 1. The board shall coordinate any economic development
9 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward
10 Wisconsin Development Authority.

11 **SECTION 1184.** 36.11 (29r) (b) 2. of the statutes is amended to read:

12 36.11 (29r) (b) 2. Annually, no later than October 1, the board shall submit to
13 the joint legislative audit committee and to the appropriate standing committees of
14 the legislature under s. 13.172 (3) a comprehensive report assessing economic
15 development programs administered by the board. The report shall include all of the
16 information required under s. ~~238.07~~ 235.016 (2). The board shall collaborate with
17 the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin
18 Development Authority to make readily accessible to the public on an
19 Internet-based system the information required under this subsection.

20 **SECTION 1185.** 36.11 (31) of the statutes is repealed.

21 **SECTION 1186.** 36.11 (32) of the statutes is repealed.

22 **SECTION 1187.** 36.11 (33) of the statutes is repealed.

23 **SECTION 1188.** 36.11 (36) of the statutes is repealed.

24 **SECTION 1189.** 36.11 (36m) of the statutes is repealed.

25 **SECTION 1190.** 36.11 (37) of the statutes is repealed.

SENATE BILL 21**SECTION 1191**

1 **SECTION 1191.** 36.11 (39) of the statutes is repealed.

2 **SECTION 1192.** 36.11 (40) of the statutes is repealed.

3 **SECTION 1193.** 36.11 (43) of the statutes is repealed.

4 **SECTION 1194.** 36.11 (44) of the statutes is repealed.

5 **SECTION 1195.** 36.11 (46) of the statutes is repealed.

6 **SECTION 1196.** 36.11 (47) (intro.) of the statutes is repealed and recreated to
7 read:

8 36.11 (47) (intro.) ARMED FORCES. If a student who is a member of a national
9 guard or a member of a reserve unit of the U.S. armed forces withdraws from school
10 after September 11, 2001, because he or she is called into state active duty or into
11 active service with the U.S. armed forces for at least 30 days, the board shall reenroll
12 the student beginning in the semester in which he or she is discharged, demobilized,
13 or deactivated from active duty or the next succeeding semester, whichever the
14 student prefers, shall give the student the same priority in registering for courses
15 that the student would have had if he or she had registered for courses at the
16 beginning of the registration period, and, at the student's request, do one of the
17 following for all courses from which the student had to withdraw:

18 **SECTION 1197.** 36.11 (48) of the statutes is repealed.

19 **SECTION 1198.** 36.11 (51) of the statutes is repealed.

20 **SECTION 1199.** 36.11 (53) of the statutes is repealed.

21 **SECTION 1200.** 36.11 (53m) of the statutes is repealed.

22 **SECTION 1201.** 36.11 (54) of the statutes is repealed.

23 **SECTION 1202.** 36.11 (55) of the statutes is repealed.

24 **SECTION 1203.** 36.11 (55m) (e) of the statutes is amended to read:

SENATE BILL 21**SECTION 1203**

1 36.11 (~~55m~~) (e) The conditions for accepting the contracts and conducting the
2 research are established pursuant to a process approved by the chancellor,~~in~~
3 ~~consultation with the faculty,~~ of the institution at which the research is to be
4 conducted.

5 **SECTION 1204.** 36.11 (56) of the statutes is amended to read:

6 36.11 (~~56~~) TRAVEL POLICIES. ~~Effective July 1, 2013, the~~ The board shall establish
7 travel policies for system employees and a schedule for the reimbursement of system
8 employees for travel expenses.

9 **SECTION 1205.** 36.11 (57) of the statutes is repealed.

10 **SECTION 1206.** 36.11 (59) of the statutes is created to read:

11 36.11 (~~59~~) PAYMENTS FOR DEPOSIT INTO THE MEDICAL ASSISTANCE TRUST FUND. In
12 each fiscal year, the Board of Regents shall make a payment of no more than
13 \$30,338,500 to the secretary of administration for deposit into the medical assistance
14 trust fund.

15 **SECTION 1207.** 36.115 of the statutes is repealed.

16 **SECTION 1208.** 36.12 (3) of the statutes is repealed.

17 **SECTION 1209.** 36.13 of the statutes is repealed.

18 **SECTION 1210.** 36.14 of the statutes is repealed.

19 **SECTION 1211.** 36.15 of the statutes, as affected by 2011 Wisconsin Act 32, is
20 repealed.

21 **SECTION 1212.** 36.17 of the statutes is repealed.

22 **SECTION 1213.** 36.19 of the statutes is repealed.

23 **SECTION 1214.** 36.21 of the statutes is repealed.

24 **SECTION 1215.** 36.23 of the statutes is amended to read:

SENATE BILL 21**SECTION 1215**

1 **36.23 Conflict of interest.** No regent or officer or member of the board or
2 other person appointed or employed in any position in the system by the board may
3 at any time act as agent for any person or organization where such act would create
4 a conflict of interest with the terms of the person's service in the system. The board
5 shall define conflicts of interest and ~~promulgate rules~~ adopt policies and procedures
6 related thereto.

7 **SECTION 1216.** 36.25 (2) of the statutes is amended to read:

8 **36.25 (2) WISCONSIN RESIDENTS PREFERENCE IN HOUSING.** Preference as to
9 rooming, boarding and apartment facilities in the use of living units operated by any
10 university shall, for the following school year, be given to students who are residents
11 of this state and who apply before March 15, unless a later date is set by the board.
12 Such preference shall be granted in accordance with categories of priority
13 established by the board. Leases or other agreements for occupancy of such living
14 units shall not exceed a term of one calendar year. The board may ~~promulgate rules~~
15 adopt policies and procedures for the execution of this subsection.

16 **SECTION 1217.** 36.25 (3) of the statutes is repealed.

17 **SECTION 1218.** 36.25 (3m) of the statutes is repealed.

18 **SECTION 1219.** 36.25 (4) of the statutes is repealed.

19 **SECTION 1220.** 36.25 (5) of the statutes is repealed.

20 **SECTION 1221.** 36.25 (7) of the statutes is repealed.

21 **SECTION 1222.** 36.25 (8) of the statutes is repealed.

22 **SECTION 1223.** 36.25 (9) of the statutes is repealed.

23 **SECTION 1224.** 36.25 (10) of the statutes is repealed.

24 **SECTION 1225.** 36.25 (11) of the statutes is renumbered 250.08, and 250.08 (1),
25 (2) and (5), as renumbered, are amended to read:

SENATE BILL 21**SECTION 1225**

1 250.08 (1) ~~The laboratory of hygiene shall be attached to the University of~~
2 ~~Wisconsin–Madison.~~ The laboratory of hygiene board shall meet at least quarterly
3 and may promulgate rules under ch. 227, approve the laboratory of hygiene budget,
4 set fees, set priorities and make final approval of laboratory resources so that the
5 laboratory can act in response to agencies’ planned objectives and program priorities.

6 (2) The laboratory shall provide complete laboratory services in the areas of
7 water quality, air quality, public health and contagious diseases for appropriate state
8 agencies, and may perform examinations for licensed physicians, veterinarians,
9 local health officers, ~~as defined in s. 250.01 (5),~~ and resource management officials
10 as may be necessary for the prevention and control of those diseases and
11 environmental hazards which cause concern for public health and environmental
12 quality. The laboratory shall charge the department of natural resources and the
13 department of health services, and may charge any other state agency, a fee
14 sufficient to reimburse the laboratory for the costs of providing services under this
15 subsection.

16 (5) The technical staff and other employees necessary to the operation of the
17 laboratory shall be employed under the classified service by the director. The
18 laboratory of hygiene board, upon the recommendation of the chancellor ~~of the~~
19 ~~University of Wisconsin–Madison, with the approval of the laboratory of hygiene~~
20 ~~board~~ secretary of agriculture, trade and consumer protection, shall appoint the
21 director of the laboratory and such other members of its professional staff as are
22 required for the administration of the laboratory.

23 **SECTION 1226.** 36.25 (12) (b) of the statutes is amended to read:

24 36.25 (12) (b) All property used by the Wisconsin Psychiatric Institute
25 established under s. 46.044, except real property used by the institute and except

SENATE BILL 21**SECTION 1226**

1 property of the University of Wisconsin Hospitals and Clinics, is transferred from the
2 board to the board which state, and the board shall hold such property on behalf of
3 the state for the use of the psychiatric research institute.

4 **SECTION 1227.** 36.25 (13m) of the statutes is repealed.

5 **SECTION 1228.** 36.25 (13s) of the statutes is repealed.

6 **SECTION 1229.** 36.25 (14) of the statutes is repealed.

7 **SECTION 1230.** 36.25 (14m) of the statutes is repealed.

8 **SECTION 1231.** 36.25 (15) of the statutes is repealed.

9 **SECTION 1232.** 36.25 (18) of the statutes is repealed.

10 **SECTION 1233.** 36.25 (19) of the statutes is repealed.

11 **SECTION 1234.** 36.25 (21) of the statutes is repealed.

12 **SECTION 1235.** 36.25 (21m) of the statutes is repealed.

13 **SECTION 1236.** 36.25 (22) of the statutes is repealed.

14 **SECTION 1237.** 36.25 (23) of the statutes is repealed.

15 **SECTION 1238.** 36.25 (23m) of the statutes is repealed.

16 **SECTION 1239.** 36.25 (24) of the statutes is amended to read:

17 36.25 (24) EMPLOYEE-OWNED BUSINESSES PROGRAM. Through the University of
18 Wisconsin small business development center, in cooperation with the Wisconsin
19 ~~Economic Development Corporation~~ Forward Wisconsin Development Authority,
20 the technical college system board and the University of Wisconsin-Extension, the
21 board shall create, as needed, educational programs to provide training in the
22 management of employee-owned businesses and shall provide technical assistance
23 to employee-owned businesses in matters affecting their management and business
24 operations, including assistance with governmental relations and assistance in
25 obtaining management, technical and financial assistance.

SENATE BILL 21

- 1 **SECTION 1240.** 36.25 (24) of the statutes, as affected by 2015 Wisconsin Act ...
2 (this act), is repealed.
- 3 **SECTION 1241.** 36.25 (25) of the statutes is repealed.
- 4 **SECTION 1242.** 36.25 (27) of the statutes is repealed.
- 5 **SECTION 1243.** 36.25 (28) of the statutes is repealed.
- 6 **SECTION 1244.** 36.25 (29) of the statutes is repealed.
- 7 **SECTION 1245.** 36.25 (29m) of the statutes is repealed.
- 8 **SECTION 1246.** 36.25 (29r) of the statutes is repealed.
- 9 **SECTION 1247.** 36.25 (30) of the statutes is repealed.
- 10 **SECTION 1248.** 36.25 (30g) of the statutes is repealed.
- 11 **SECTION 1249.** 36.25 (30m) of the statutes is repealed.
- 12 **SECTION 1250.** 36.25 (31) of the statutes is repealed.
- 13 **SECTION 1251.** 36.25 (32) of the statutes is repealed.
- 14 **SECTION 1252.** 36.25 (33) of the statutes is repealed.
- 15 **SECTION 1253.** 36.25 (34) of the statutes is repealed.
- 16 **SECTION 1254.** 36.25 (35m) of the statutes is repealed.
- 17 **SECTION 1255.** 36.25 (36) of the statutes is repealed.
- 18 **SECTION 1256.** 36.25 (37) of the statutes is repealed.
- 19 **SECTION 1257.** 36.25 (38) of the statutes is repealed.
- 20 **SECTION 1258.** 36.25 (39) of the statutes is repealed.
- 21 **SECTION 1259.** 36.25 (42) of the statutes is repealed.
- 22 **SECTION 1260.** 36.25 (44) of the statutes is repealed.
- 23 **SECTION 1261.** 36.25 (46) of the statutes is repealed.
- 24 **SECTION 1262.** 36.25 (47) of the statutes is repealed.
- 25 **SECTION 1263.** 36.25 (48) of the statutes is repealed.

SENATE BILL 21**SECTION 1264**

1 **SECTION 1264.** 36.25 (49) of the statutes is repealed.

2 **SECTION 1265.** 36.25 (49m) of the statutes is repealed.

3 **SECTION 1266.** 36.25 (50) of the statutes is repealed.

4 **SECTION 1267.** 36.25 (51) of the statutes is repealed.

5 **SECTION 1268.** 36.25 (52) of the statutes is repealed.

6 **SECTION 1269.** 36.25 (53) of the statutes is repealed.

7 **SECTION 1270.** 36.27 (2m) of the statutes is repealed.

8 **SECTION 1271.** 36.27 (3) of the statutes is repealed.

9 **SECTION 1272.** 36.27 (4) of the statutes is repealed.

10 **SECTION 1273.** 36.27 (5) of the statutes is repealed.

11 **SECTION 1274.** 36.27 (7) (f) 1. of the statutes is created to read:

12 36.27 (7) (f) 1. In this paragraph, “party” means the Board of Regents or the
13 designated body representing the state of Minnesota.

14 **SECTION 1275.** 36.29 of the statutes is repealed.

15 **SECTION 1276.** 36.30 of the statutes, as affected by 2011 Wisconsin Act 32, is
16 amended to read:

17 **36.30 Sick leave.** Leave of absence for employees with pay, owing to sickness,
18 shall be regulated by rules policies and procedures of the board, ~~except that unused~~
19 ~~sick leave shall accumulate from year to year.~~

20 **SECTION 1277.** 36.31 (2m) (b) of the statutes is amended to read:

21 36.31 (2m) (b) Notwithstanding s. 36.09 (4), the The Board of Regents and the
22 technical college system board shall, and the governing boards of tribally controlled
23 colleges in this state and the association, on behalf of private colleges, may, enter into
24 and implement an agreement that identifies core general education courses totaling
25 not fewer than 30 credits and establishes policies for ensuring that, beginning in the

SENATE BILL 21**SECTION 1277**

1 2014–15 academic year, credits for completing the courses are transferable and
2 would satisfy general education requirements at the receiving institution or college,
3 between and within each institution, college campus, and technical college, and each
4 tribally controlled college and private college that elects to participate in the
5 agreement.

6 **SECTION 1278.** 36.31 (3) of the statutes is repealed.

7 **SECTION 1279.** 36.32 of the statutes is repealed.

8 **SECTION 1280.** 36.33 of the statutes is repealed.

9 **SECTION 1281.** 36.335 of the statutes is repealed.

10 **SECTION 1282.** 36.34 of the statutes, as affected by 2015 Wisconsin Act (this
11 act), is repealed.

12 **SECTION 1283.** 36.34 (1) (a) 3. of the statutes is amended to read:

13 36.34 (1) (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

14 **SECTION 1284.** 36.35 (1) of the statutes is amended to read:

15 36.35 (1) POWER TO SUSPEND; RULES. The board may delegate the power to
16 suspend or expel students for misconduct or other cause prescribed by the board. The
17 board shall ~~promulgate rules under ch. 227~~ adopt policies and procedures governing
18 student conduct and ~~procedures~~ for the administration of violations.

19 **SECTION 1285.** 36.36 of the statutes is repealed.

20 **SECTION 1286.** 36.37 of the statutes is repealed.

21 **SECTION 1287.** 36.39 of the statutes is repealed.

22 **SECTION 1288.** 36.395 of the statutes is repealed.

23 **SECTION 1289.** 36.40 of the statutes is repealed.

24 **SECTION 1290.** 36.43 (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 1290**

1 **36.43 Accommodation of religious beliefs.** (intro.) The board shall
2 promulgate ~~rules~~ adopt policies and procedures providing for the reasonable
3 accommodation of a student's sincerely held religious beliefs with regard to all
4 examinations and other academic requirements. The ~~rules~~ policies and procedures
5 shall include all of the following:

6 **SECTION 1291.** 36.43 (1) of the statutes is amended to read:

7 36.43 (1) Written and timely notification of all students and instructors of the
8 ~~rules~~ policies and procedures and complaint process.

9 **SECTION 1292.** 36.44 (1) of the statutes is renumbered 36.44.

10 **SECTION 1293.** 36.44 (2) of the statutes is repealed.

11 **SECTION 1294.** 36.45 of the statutes is repealed.

12 **SECTION 1295.** 36.46 of the statutes is repealed.

13 **SECTION 1296.** 36.48 of the statutes is repealed.

14 **SECTION 1297.** 36.49 of the statutes is repealed.

15 **SECTION 1298.** 36.51 (9) of the statutes is amended to read:

16 36.51 (9) The board shall adopt reasonable ~~rules~~ policies and procedures
17 necessary to implement this section.

18 **SECTION 1299.** 36.52 of the statutes, as affected by 2011 Wisconsin Act 32, is
19 repealed.

20 **SECTION 1300.** 36.53 of the statutes is repealed.

21 **SECTION 1301.** 36.54 of the statutes is repealed.

22 **SECTION 1302.** 36.55 of the statutes is repealed.

23 **SECTION 1303.** 36.56 of the statutes is repealed.

24 **SECTION 1304.** 36.58 of the statutes is renumbered 93.13, and 93.13 (2) (a) 3.
25 and (c), (3) (b), (3m) and (4), as renumbered, are amended to read:

SENATE BILL 21**SECTION 1304**

1 93.13 (2) (a) 3. Provides the testing and diagnostic services needed by the
2 department of ~~agriculture, trade and consumer protection~~ to discharge the
3 department's responsibilities related to disease control and animal health.

4 (c) In cooperation with the school of veterinary medicine and the department
5 of ~~agriculture, trade and consumer protection~~, participate in research and in the
6 provision of field services, consultation services and education as determined to be
7 appropriate by the veterinary diagnostic laboratory board.

8 (3) (b) The veterinary diagnostic laboratory may not charge a fee for any testing
9 or diagnostic service conducted for the subunit of the department of ~~agriculture,~~
10 ~~trade and consumer protection~~ that is responsible for animal health or for the
11 subunit of the federal department of agriculture that is responsible for animal
12 health.

13 (3m) APPOINTMENT OF DIRECTOR. After consultation with the veterinary
14 diagnostic laboratory board, the ~~chancellor of the University of Wisconsin-Madison~~
15 secretary of agriculture, trade and consumer protection shall appoint an individual
16 who has received the degree of doctor of veterinary medicine as the director of the
17 veterinary diagnostic laboratory.

18 (4) SUBMISSION OF BUDGET. Notwithstanding s. 15.03, the ~~board of regents of the~~
19 ~~University of Wisconsin System~~ secretary of agriculture, trade and consumer
20 protection shall process and forward to the department of administration all
21 personnel and biennial budget requests of the veterinary diagnostic laboratory board
22 without change.

23 **SECTION 1305.** 36.585 (3) (a) of the statutes is amended to read:

24 36.585 (3) (a) The third-party entity or other person does not offer, resell, or
25 provide telecommunications services that it did not offer, resell, or provide on June

SENATE BILL 21**SECTION 1305**

1 15, 2011, and the third-party entity or other person does not offer, resell, or provide
2 telecommunications services to a private entity, to the general public, or to a public
3 entity other than a university or a university-affiliated research facility ~~or a facility~~
4 ~~approved by the joint committee on finance under sub. (4)~~, that the third-party entity
5 was not serving on June 15, 2011.

6 **SECTION 1306.** 36.585 (4) of the statutes is repealed.

7 **SECTION 1307.** 36.59 (title) of the statutes is repealed.

8 **SECTION 1308.** 36.59 (1) of the statutes is repealed.

9 **SECTION 1309.** 36.59 (2) of the statutes is repealed.

10 **SECTION 1310.** 36.59 (3) of the statutes is repealed.

11 **SECTION 1311.** 36.59 (4) of the statutes is repealed.

12 **SECTION 1312.** 36.59 (5) of the statutes is repealed.

13 **SECTION 1313.** 36.59 (6) of the statutes is repealed.

14 **SECTION 1314.** 36.59 (7) (intro.) of the statutes is renumbered 36.59 (intro.) and
15 amended to read:

16 **36.59 Reports Information technology reports.** (intro.) No later than
17 March 1 and September 1 of each year, the Board of Regents shall submit to the joint
18 committee on information policy and technology a report that documents for each
19 information technology project within the system with that is funded with general
20 purpose revenue and that has an actual or projected cost greater than \$1,000,000 ~~or~~
21 ~~that the board has identified as a large, high-risk information technology project~~
22 ~~under sub. (2) (a)~~ all of the following:

23 **SECTION 1315.** 36.59 (7) (a) and (b) of the statutes are renumbered 36.59 (1m)
24 and (2m).

SENATE BILL 21**SECTION 1316**

1 **SECTION 1316.** 36.59 (7) (c) of the statutes is renumbered 36.59 (3m) and
2 amended to read:

3 **36.59 (3m)** An explanation for any variation between the original and updated
4 costs and completion dates under ~~pars. (a) and (b)~~ subs. (1m) and (2m).

5 **SECTION 1317.** 36.59 (7) (d) and (e) of the statutes are renumbered 36.59 (4m)
6 and (5m).

7 **SECTION 1318.** 36.59 (7) (f) of the statutes is repealed.

8 **SECTION 1319.** 36.59 (7) (g) and (h) of the statutes are renumbered 36.59 (6m)
9 and (7g).

10 **SECTION 1320.** 36.59 (7m) of the statutes is repealed.

11 **SECTION 1321.** 36.59 (8) of the statutes is repealed.

12 **SECTION 1322.** 36.60 of the statutes is repealed.

13 **SECTION 1323.** 36.61 of the statutes is repealed.

14 **SECTION 1324.** 36.62 of the statutes is repealed.

15 **SECTION 1325.** 36.63 of the statutes is repealed.

16 **SECTION 1326.** 36.65 (2) (a) of the statutes is amended to read:

17 **36.65 (2) (a) *Performance.*** The graduation rate, the total number of graduates,
18 the time needed to graduate, the number of credits needed to obtain a degree, the
19 ~~number of degrees awarded in fields specified in s. 36.25 (52) (a) 2. a.,~~ retention rates,
20 placement of graduates, and the percentage of residents and nonresidents who
21 reside in this state 10 years after graduation.

22 **SECTION 1327.** 36.65 (2) (g) of the statutes is amended to read:

23 **36.65 (2) (g) *Economic development.*** The amount and source of research funds
24 and other new revenue brought into the state, the number of government contracts
25 received, the number of research projects in progress or completed, the number of

SENATE BILL 21**SECTION 1327**

1 patents and licenses for system inventions, the number of new businesses created or
2 spun off, the number of secondary businesses affiliated with the system or
3 system-sponsored research projects, support provided to existing industries
4 throughout the state, job growth from support to existing industries and new
5 businesses, the number of jobs created in campus areas, the number of jobs created
6 statewide, and a comparison of economic indicators for campus and other areas, ~~and~~
7 ~~a description of the economic development programs, as defined in s. 36.11 (29r) (a),~~
8 ~~that have been undertaken.~~

9 **SECTION 1328.** 36.65 (2) (i) of the statutes is repealed.

10 **SECTION 1329.** 38.04 (1m) (b) (intro.) of the statutes is amended to read:

11 38.04 (1m) (b) (intro.) The board, in consultation with the ~~Wisconsin Economic~~
12 ~~Development Corporation~~ Forward Wisconsin Development Authority, shall do all
13 of the following for each economic development program administered by the board:

14 **SECTION 1330.** 38.04 (8) (a) of the statutes is amended to read:

15 38.04 (8) (a) In this subsection, “minority group member” has the meaning
16 given in s. ~~16.287~~ 203.07 (1) (f).

17 **SECTION 1331.** 38.04 (10m) (a) of the statutes is amended to read:

18 38.04 (10m) (a) The board shall coordinate any economic development
19 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward
20 Wisconsin Development Authority.

21 **SECTION 1332.** 38.04 (10m) (b) of the statutes is amended to read:

22 38.04 (10m) (b) Annually, no later than October 1, the board shall submit to
23 the joint legislative audit committee and to the appropriate standing committees of
24 the legislature under s. 13.172 (3) a comprehensive report assessing economic
25 development programs, as defined in sub. (1m) (a), administered by the board. The

SENATE BILL 21**SECTION 1332**

1 report shall include all of the information required under s. ~~238.07~~ 235.016 (2). The
2 board shall collaborate with the ~~Wisconsin Economic Development Corporation~~
3 Forward Wisconsin Development Authority to make readily accessible to the public
4 on an Internet-based system the information required under this subsection.

5 **SECTION 1333.** 38.04 (19) of the statutes is amended to read:

6 38.04 (19) COOPERATIVE RESEARCH ON EDUCATION PROGRAMS. The board shall
7 enter into a written agreement with the department of public instruction, the board
8 of regents of the University of Wisconsin System Authority, and the Wisconsin
9 Association of Independent Colleges and Universities to cooperatively conduct
10 research on preschool through postsecondary education programs under s. 115.297,
11 except as provided in s. 115.297 (5) (b).

12 **SECTION 1334.** 38.04 (27) of the statutes is amended to read:

13 38.04 (27) SCHOOL SAFETY. The board shall work with ~~schools of education and~~
14 ~~other departments of the University of Wisconsin System under s. 36.11 (36m),~~
15 school districts, private schools, tribal schools, and the department of public
16 instruction to present to school districts, private schools, and tribal schools the
17 results of research on models for and approaches to improving school safety and
18 reducing discipline problems in schools and at school activities.

19 **SECTION 1335.** 38.24 (9) of the statutes is created to read:

20 38.24 (9) HIGH-DEMAND FIELDS. Notwithstanding sub. (1m), the board may not
21 establish program fees for a course that exceed the program fees for the same course
22 in the same district in the most recent school year in which the course was offered
23 if the course substantially relates to a high-demand field identified in the most
24 recent report received by the board under s. 106.34 (2) (b).

25 **SECTION 1336.** 38.26 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 1336**

1 38.26 (1) In this section, “minority student” means a student enrolled in a
2 district school who is a minority group member, as defined in s. ~~16.287~~ 203.07 (1) (f).

3 **SECTION 1337.** 38.28 (2) (b) of the statutes is renumbered 38.28 (2) (b) 1m., and
4 38.28 (2) (b) 1m. a., as renumbered, is amended to read:

5 38.28 (2) (b) 1m. a. The district’s aidable cost shall be multiplied by the
6 applicable percentage and this product shall be multiplied by the equalization index
7 to determine state aids. In this ~~subdivision~~ subd. 1m. a., the “applicable percentage”
8 is the percentage sufficient to generate total aid under this section that will fall
9 within the range of 0.999 and 1.001 of the amount appropriated under s. 20.292 (1)
10 (d), as determined by the board.

11 **SECTION 1338.** 38.28 (2) (b) 2m. of the statutes is created to read:

12 38.28 (2) (b) 2m. This paragraph does not apply beginning July 1, 2019.

13 **SECTION 1339.** 38.28 (2) (be) 1. i. of the statutes is created to read:

14 38.28 (2) (be) 1. i. The development and implementation of a policy to award
15 course credit for relevant educational experience or training not obtained through
16 an institution of higher education, including skills training received during military
17 service.

18 **SECTION 1340.** 38.28 (2) (be) 1m. of the statutes is amended to read:

19 38.28 (2) (be) 1m. Subject to modification by the joint committee on finance
20 under subd. 2., allocations under the formula established under subd. 1. shall be
21 based on a district’s performance with respect to 7 of the ~~9~~ 10 criteria specified in
22 subd. 1. a. to ~~h.~~ i., and the board shall allow each district to designate the criteria used
23 for the allocations.

24 **SECTION 1341.** 38.28 (2) (be) 3. b. of the statutes is amended to read:

SENATE BILL 21**SECTION 1341**

1 38.28 (2) (be) 3. b. The performance of each district with respect to each
2 criterion specified in subd. 1. a. to ~~h.~~ i.

3 **SECTION 1342.** 38.28 (2) (be) 3. d. of the statutes is amended to read:

4 38.28 (2) (be) 3. d. The performance of the technical college system as a whole
5 with respect to each criterion specified in subd. 1. a. to ~~h.~~ i.

6 **SECTION 1343.** 38.28 (2) (be) 5. of the statutes is amended to read:

7 38.28 (2) (be) 5. The board shall include in its biennial budget request under
8 s. 16.42 any legislative proposals that the board recommends that relate to the
9 criteria specified in subd. 1. a. to ~~h.~~ i. or to the plan or formula approved or modified
10 by the joint committee on finance under subd. 2.

11 **SECTION 1344.** 38.28 (2) (bm) 2. a. of the statutes is amended to read:

12 38.28 (2) (bm) 2. a. Except for the percentages of funding specified in this
13 subdivision to be distributed under par. (be), ~~all of~~ the amount appropriated shall be
14 distributed under par. (b).

15 **SECTION 1345.** 38.28 (2) (bm) 2. e. of the statutes is created to read:

16 38.28 (2) (bm) 2. e. In fiscal year 2017–18, the percentage is 40 percent.

17 **SECTION 1346.** 38.28 (2) (bm) 2. f. of the statutes is created to read:

18 38.28 (2) (bm) 2. f. In fiscal year 2018–19, the percentage is 50 percent.

19 **SECTION 1347.** 38.28 (2) (bm) 2. g. of the statutes is created to read:

20 38.28 (2) (bm) 2. g. In fiscal year 2019–20 and thereafter, the percentage is 100
21 percent.

22 **SECTION 1348.** 38.28 (2) (bs) of the statutes is amended to read:

23 38.28 (2) (bs) The board shall reduce each district's aid payment under par. (b)
24 ~~2.~~ 1m. b., or the amount allocated to each district under the plan administered under

SENATE BILL 21**SECTION 1348**

1 par. (be) 2., by the district's share of the amount necessary to produce and distribute
2 the statewide guide under s. 38.04 (18), as determined by the board.

3 **SECTION 1349.** 38.50 (title) of the statutes is repealed.

4 **SECTION 1350.** 38.50 (1) (intro.), (b), (c), (d) and (e) of the statutes are
5 renumbered 440.52 (1) (intro.), (b), (c), (d) and (e), and 440.52 (1) (e) 8., as
6 renumbered, is amended to read:

7 440.52 (1) (e) 8. Schools accredited by accrediting agencies recognized by the
8 board department.

9 **SECTION 1351.** 38.50 (1) (a) of the statutes is repealed.

10 **SECTION 1352.** 38.50 (1) (f) of the statutes is repealed.

11 **SECTION 1353.** 38.50 (1) (g) of the statutes is repealed.

12 **SECTION 1354.** 38.50 (2) of the statutes is renumbered 440.52 (2) and amended
13 to read:

14 440.52 (2) RESPONSIBILITIES. The board department shall protect the general
15 public by ~~inspecting and approving~~ authorizing private trade, correspondence,
16 business, and technical schools, and any other private school seeking funding under
17 20 USC 1070 to 1099d, doing business within this state, whether located within or
18 outside this state, ~~changes of ownership or control of the schools, teaching locations~~
19 ~~used by the schools, and courses of instruction offered by the schools and regulate the~~
20 ~~soliciting of students for correspondence or classroom courses and courses of~~
21 ~~instruction offered by the schools~~ that seek authorization from the state.

22 **SECTION 1355.** 38.50 (3) of the statutes is renumbered 440.52 (3) and amended
23 to read:

24 440.52 (3) RULE-MAKING POWER. The board department shall promulgate rules
25 and establish standards necessary to administer this section.

SENATE BILL 21**SECTION 1356**

1 **SECTION 1356.** 38.50 (5) of the statutes is repealed.

2 **SECTION 1357.** 38.50 (7) of the statutes is repealed.

3 **SECTION 1358.** 38.50 (8) of the statutes is repealed.

4 **SECTION 1359.** 38.50 (10) of the statutes is repealed.

5 **SECTION 1360.** 38.50 (11) of the statutes is renumbered 440.52 (11), and 440.52
6 (11) (b) 1., (c) and (d), as renumbered, are amended to read:

7 440.52 (11) (b) 1. If a school operating in this state discontinues its operations,
8 proposes to discontinue its operations, or is in imminent danger of discontinuing its
9 operations as determined by the board department, if the student records of the
10 school are not taken into possession under subd. 2., and if the board department
11 determines that the student records of the school are in danger of being destroyed,
12 secreted, mislaid, or otherwise made unavailable to the persons who are the subjects
13 of those student records or the authorized representatives of those persons, the board
14 department may take possession of those student records.

15 (c) If necessary to protect student records from being destroyed, secreted,
16 mislaid, or otherwise made unavailable to the persons who are the subjects of those
17 student records or the authorized representatives of those persons, the board
18 department or association may seek a court order authorizing the board department
19 or association to take possession of those student records.

20 (d) The board department or association shall preserve a student record that
21 comes into the possession of the board department or association under par. (b) 1. ~~or~~
22 ~~2. or (bm)~~ and shall keep the student record confidential as provided under 20 USC
23 1232g and 34 CFR part 99. A student record in the possession of the board
24 department is not open to public inspection or copying under s. 19.35 (1). Upon
25 request of the person who is the subject of a student record or an authorized

SENATE BILL 21**SECTION 1360**

1 representative of that person, the ~~board~~ department or association shall provide a
2 copy of the student record to the requester. The ~~board~~ department or association may
3 charge a fee for providing a copy of a student record. The fee shall be based on the
4 administrative cost of taking possession of, preserving, and providing the copy of the
5 student record. All fees collected by the ~~board~~ department under this paragraph
6 shall be credited to the appropriation account under s. ~~20.292 (2) (i)~~ 20.142 (3) (g).

7 **SECTION 1361.** 38.50 (12) of the statutes is renumbered 100.67 (12), and 100.67
8 (12) (a) and (b), as renumbered, are amended to read:

9 100.67 (12) (a) No person that holds itself out to the public in any way as a
10 legitimate institution of higher education may use the term “college” or “university”
11 in the person’s name unless the person provides an educational program for which
12 the person awards an associate or higher degree and the person has accreditation
13 recognized by the U.S. secretary of education, ~~has the foreign equivalent of that~~
14 ~~accreditation, as determined by the board, or has accreditation recognized or~~ or by the
15 Council for Higher Education Accreditation. This paragraph does not apply to any
16 of the following:

17 1. A school that was doing business in this state with the approval of the
18 educational approval board under s. 38.50, 2007 stats., prior to May 27, 2010.

19 1m. A person described in ~~sub. s. 440.52~~ (1) (e) 1. whose administrative
20 headquarters and principal place of business is in the village of Union Grove that
21 provides a residential facility located in that village to assist young adults with
22 disabilities in transitioning from home and school to work and independent living.

23 2. A person described in ~~sub. s. 440.52~~ (1) (e) 3. to 7. that was doing business
24 in this state prior to May 27, 2010.

SENATE BILL 21**SECTION 1361**

1 (b) No school, including a school described in ~~sub. s. 440.52~~ (1) (e) 1. to 8., may
2 use the term “state” or “Wisconsin” in its name if the use of that term operates to
3 mislead the public into believing that the school is affiliated with the University of
4 Wisconsin System or the technical college system, unless the school actually is so
5 affiliated. This paragraph does not apply to a school described in ~~sub. s. 440.52~~ (1)
6 (e) 1. that has accreditation recognized by the U.S. secretary of education, ~~has the~~
7 ~~foreign equivalent of that accreditation, as determined by the board, or has~~
8 ~~accreditation recognized~~ or by the Council for Higher Education Accreditation.

9 **SECTION 1362.** 38.50 (13) (title), (a) (intro.), 1., 2. (intro.), a., c. and d., 3. and
10 4., (b) and (c) of the statutes are renumbered 100.67 (13) (title), (a) (intro.), 1., 2.
11 (intro.), a., c. and d., 3. and 4., (b) and (c), and 100.67 (13) (a) 2. a. and c., as
12 renumbered, are amended to read:

13 100.67 (13) (a) 2. a. Has accreditation recognized by the U.S. secretary of
14 education; ~~has the foreign equivalent of that accreditation, as determined by the~~
15 ~~board;~~ or has accreditation recognized by the Council for Higher Education
16 Accreditation.

17 c. Operates in this state and is a school described in ~~sub. s. 440.52~~ (1) (e) 1. to
18 8.

19 **SECTION 1363.** 38.50 (13) (a) 2. b. of the statutes is repealed.

20 **SECTION 1364.** 38.50 (13) (a) 2. e. of the statutes is repealed.

21 **SECTION 1365.** 38.50 (13) (d) of the statutes is repealed.

22 **SECTION 1366.** 39.11 (16g) of the statutes is repealed.

23 **SECTION 1367.** 39.11 (18) of the statutes is repealed.

24 **SECTION 1368.** 39.14 (4) of the statutes is repealed.

25 **SECTION 1369.** 39.16 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 1369**

1 39.16 (1) There is created a medical education review committee consisting of
2 9 members as follows. Seven members shall be appointed by the governor for
3 staggered 5-year terms, and shall be selected from citizens with broad knowledge of
4 medical education who are currently not associated with either of the medical schools
5 of this state. The remaining members of the committee shall be the president of the
6 University of Wisconsin System Authority or a designee, and the president of the
7 Medical College of Wisconsin, Inc. or a designee.

8 **SECTION 1370.** 39.285 (1) of the statutes is amended to read:

9 39.285 (1) ~~By Annually, by May 1, 1998, and annually thereafter,~~ the board
10 shall approve, modify or disapprove any proposed formula for the awarding of grants
11 for the upcoming academic year submitted under sub. (2) or (3) or s. 36.11 (6) (e) or
12 38.04 (7m).

13 **SECTION 1371.** 39.385 (1) (c) of the statutes is amended to read:

14 39.385 (1) (c) “Health professional shortage area” ~~has the meaning given in s.~~
15 ~~36.60 (1) (aj) means an area that is designated by the federal department of health~~
16 ~~and human services under 42 CFR part 5, appendix A, as having a shortage of~~
17 ~~medical care professionals.~~

18 **SECTION 1372.** 39.40 (1) (c) of the statutes is amended to read:

19 39.40 (1) (c) A Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

20 **SECTION 1373.** 39.437 (4) (a) of the statutes is amended to read:

21 39.437 (4) (a) By February 1 of each year, the Board of Regents of the University
22 of Wisconsin System Authority shall provide to the board information relating to the
23 resident undergraduate academic fees charged to attend each of the institutions
24 within that system for the current academic year, the technical college system board
25 shall provide to the board information relating to the fees under s. 38.24 (1m) (a) to

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1 (c) charged to attend each of the technical colleges within that system for the current
2 academic year, each tribally controlled college in this state shall provide to the board
3 information relating to the tuition and fees charged to attend the tribal college for
4 the current academic year, and the Wisconsin Association of Independent Colleges
5 and Universities or a successor organization shall provide to the board information
6 relating to tuition and fees charged to attend each of the private, nonprofit,
7 accredited institutions of higher education in this state for the current academic
8 year.

9 **SECTION 1374.** 39.44 (1) (a) 3. of the statutes is amended to read:

10 39.44 (1) (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

11 **SECTION 1375.** 39.47 (title) of the statutes is renumbered 36.27 (7) (title).

12 **SECTION 1376.** 39.47 (1) of the statutes is renumbered 36.27 (7) (a) and
13 amended to read:

14 36.27 (7) (a) ~~There is established, to be administered by the board, In this~~
15 subsection, “agreement” means a Minnesota–Wisconsin student reciprocity
16 agreement, the purpose of which shall be to ensure ~~that ensures~~ that neither state
17 ~~shall profit~~ profits at the expense of the other and that ~~the determination of~~
18 determines any amounts owed by either state under the agreement ~~shall be based~~
19 on an equitable formula ~~which~~ that reflects the educational costs incurred by the 2
20 states, ~~reflects~~ any differentials in usage by residents of either state of the public
21 institutions of higher education located in the other state, and ~~reflects~~ any
22 differentials in the resident tuition charged at comparable public institutions of
23 higher education of the 2 states.

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1 **(b)** The board, representing this state, ~~shall~~ may enter into and administer an
2 agreement meeting the requirements of this ~~section~~ subsection with the designated
3 body representing the state of Minnesota.

4 **SECTION 1377.** 39.47 (2) of the statutes is renumbered 36.27 (7) (c) and
5 amended to read:

6 36.27 (7) (c) ~~The An agreement under this section shall~~ may provide for the
7 waiver of nonresident tuition for a resident of either state who is enrolled in a public
8 vocational school located in the other state. ~~The An agreement shall~~ may also
9 establish a reciprocal fee structure for residents of either state who are enrolled in
10 public institutions of higher education, other than vocational schools, located in the
11 other state. The reciprocal fee may not exceed the higher of the resident tuition that
12 would be charged the student at the public institution of higher education in which
13 the student is enrolled or the resident tuition that would be charged the student at
14 comparable public institutions of higher education located in his or her state of
15 residence, as specified in the an annual administrative memorandum under sub-
16 (2g). ~~The agreement shall take effect on July 1, 2007. The agreement is subject to~~
17 ~~the approval of the joint committee on finance under s. 39.42 par. (d).~~

18 **SECTION 1378.** 39.47 (2g) of the statutes is renumbered 36.27 (7) (d) and
19 amended to read:

20 36.27 (7) (d) ~~Prior to each~~ If the board enters into an agreement for an academic
21 year, then, prior to the academic year, the board and the designated body
22 representing the state of Minnesota shall prepare an administrative memorandum
23 that establishes policies and procedures for ~~implementation of~~ implementing the
24 agreement for the ~~upcoming~~ academic year, including a description of how the
25 reciprocal fee structure shall be determined for purposes of sub- (2), ~~and the board~~

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1 ~~shall submit the administrative memorandum to the joint committee on finance. If~~
2 ~~the cochairpersons of the committee do not notify the board that the committee has~~
3 ~~scheduled a meeting for the purpose of reviewing the administrative memorandum~~
4 ~~within 14 working days after the date of the submittal, the administrative~~
5 ~~memorandum may be implemented as proposed by the board. If, within 14 working~~
6 ~~days after the date of the submittal, the cochairpersons of the committee notify the~~
7 ~~board that the committee has scheduled a meeting for the purpose of reviewing the~~
8 ~~administrative memorandum, the administrative memorandum may be~~
9 ~~implemented only upon approval of the committee par. (c).~~

10 **SECTION 1379.** 39.47 (2m) of the statutes is renumbered 36.27 (7) (e) and
11 amended to read:

12 36.27 (7) (e) No resident of this state whose name appears on the statewide
13 support lien docket under s. 49.854 (2) (b) may receive a waiver of nonresident tuition
14 under this section subsection, unless the resident provides to the board a payment
15 agreement that has been approved by the county child support agency under s. 59.53
16 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

17 **SECTION 1380.** 39.47 (3) of the statutes is renumbered 36.27 (7) (f) 2. and
18 amended to read:

19 36.27 (7) (f) 2. At the end of each semester or academic term that is subject to
20 an agreement, each state party to the agreement shall determine the number of
21 students for whom nonresident tuition has been waived under the agreement. Each
22 state party shall certify to the other state party, in addition to the number of students
23 so determined, the aggregate amount of its reimbursement obligation. The state
24 party with the larger reimbursement obligation shall pay as provided in the
25 agreement an amount determined by subtracting the reimbursement obligation of

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1 the state party with the smaller reimbursement obligation from the reimbursement
2 obligation of the state party with the larger reimbursement obligation. The An
3 agreement shall provide a reasonable date for payment of any such sums due and
4 owing, after which date interest may be charged on the amount owed. The
5 methodology for determination of the appropriate interest rate shall be included in
6 the an agreement. ~~Any payments received by this state under this subsection shall~~
7 ~~be deposited in the general fund.~~

8 **SECTION 1381.** 39.50 (1) of the statutes is amended to read:

9 39.50 (1) UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. At the end of each
10 semester, the Board of Regents of the University of Wisconsin System Authority shall
11 certify to the board the number of students enrolled in the University of Wisconsin
12 System to whom any fees or nonresident tuition has been remitted under s. 36.27 (3n)
13 or (3p), the number of credits for which those fees or that nonresident tuition has
14 been remitted, and the amount of fees and nonresident tuition remitted. Subject to
15 sub. (3m), if the board approves the information certified under this subsection, the
16 board, from the appropriation account under s. 20.235 (1) (fz), shall reimburse the
17 board of regents for the full amount of fees and nonresident tuition remitted. ~~The~~
18 ~~board of regents shall credit any amounts received under this subsection to the~~
19 ~~appropriation under s. 20.285 (1) (k) and shall expend those amounts received for~~
20 ~~degree credit instruction.~~

21 **SECTION 1382.** 40.02 (22) (em) of the statutes is amended to read:

22 40.02 (22) (em) For Wisconsin retirement system purposes only, for a member
23 of the faculty, as defined in s. 36.05 (8), of a university who is on sabbatical leave
24 ~~under s. 36.11 (17), as determined by the Board of Regents of the University of~~
25 Wisconsin System Authority, means the compensation that would have been payable

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1 to the participant, at the participant's rate of pay immediately prior to beginning the
2 sabbatical leave, for service that would have been rendered at the university during
3 the period of the sabbatical leave if the participant had continued to render services
4 for the participant's employer during that period. Contributions and premiums on
5 earnings considered to be received under this paragraph shall be paid as required
6 under s. 40.05.

7 **SECTION 1383.** 40.02 (28) of the statutes is amended to read:

8 40.02 (28) "Employer" means the state, including each state agency, any
9 county, city, village, town, school district, other governmental unit or
10 instrumentality of 2 or more units of government now existing or hereafter created
11 within the state, any federated public library system established under s. 43.19
12 whose territory lies within a single county with a population of 500,000 or more, and
13 a local exposition district created under subch. II of ch. 229, ~~and a long-term care~~
14 ~~district created under s. 46.2895~~, except as provided under ss. 40.51 (7) and 40.61 (3).
15 "Employer" does not include a local cultural arts district created under subch. V of
16 ch. 229. Each employer shall be a separate legal jurisdiction for OASDHI purposes.

17 **SECTION 1384.** 40.02 (36) of the statutes is amended to read:

18 40.02 (36) "Governing body" means the legislature or the head of each state
19 agency with respect to employees of that agency for the state, the common council
20 in cities, the village board in villages, the town board in towns, the county board in
21 counties, the school board in school districts, or the board, commission or other
22 governing body having the final authority for any other unit of government, for any
23 agency or instrumentality of 2 or more units of government, for any federated public
24 library system established under s. 43.19 whose territory lies within a single county
25 with a population of 500,000 or more, or for a local exposition district created under

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1 subch. II of ch. 229 ~~or for a long-term care district created under s. 46.2895~~, but does
2 not include a local cultural arts district created under subch. V of ch. 229.

3 **SECTION 1385.** 40.02 (41n) of the statutes is amended to read:

4 40.02 (41n) “Municipal employer” has the meaning given in s. 111.70 (1) (j),
5 except that “municipal employer” does not include the University of Wisconsin
6 System Authority.

7 **SECTION 1386.** 40.02 (48) (c) of the statutes is amended to read:

8 40.02 (48) (c) In s. 40.65, “protective occupation participant” means a
9 participating employee who is a police officer, fire fighter, an individual determined
10 by a participating employer under par. (a) or (bm) to be a protective occupation
11 participant, county undersheriff, deputy sheriff, state probation and parole officer,
12 county traffic police officer, conservation warden, state forest ranger, field
13 conservation employee of the department of natural resources who is subject to call
14 for forest fire control or warden duty, member of the state traffic patrol, state motor
15 vehicle inspector, University of Wisconsin System Authority full-time police officer,
16 guard or any other employee whose principal duties are supervision and discipline
17 of inmates at a state penal institution, excise tax investigator employed by the
18 department of revenue, person employed under s. 60.553 (1), 61.66 (1), or 62.13 (2e)
19 (a), or special criminal investigation agent employed by the department of justice.

20 **SECTION 1387.** 40.02 (54) (b) of the statutes is amended to read:

21 40.02 (54) (b) The Forward Wisconsin Housing and Economic Development
22 Authority.

23 **SECTION 1388.** 40.02 (54) (m) of the statutes is created to read:

24 40.02 (54) (m) The University of Wisconsin System Authority.

25 **SECTION 1389.** 40.02 (57) of the statutes is amended to read:

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1 40.02 (57) “University” means the University of Wisconsin System Authority
2 under ch. 36.

3 **SECTION 1390.** 40.05 (2) (bw) of the statutes is amended to read:

4 40.05 (2) (bw) The employer contribution rate determined under par. (b) for the
5 University of Wisconsin System Authority shall be adjusted to reflect the cost of
6 granting creditable service under s. 40.285 (2) (e) and that rate shall be sufficient to
7 amortize the unfunded prior service liability of the employers over the remainder of
8 the 40–year amortization period under s. 40.05 (2) (b), 2005 stats.

9 **SECTION 1391.** 40.05 (4) (ag) 1. of the statutes is amended to read:

10 40.05 (4) (ag) 1. For insured part–time employees other than employees
11 specified in s. 40.02 (25) (b) 2., including those in project positions as defined in s.
12 230.27 (1), who are appointed to work less than 1,044 hours per year, an amount
13 determined annually by the ~~director of the office~~ administrator of the division of state
14 employment relations personnel management in the department of administration
15 under par. (ah).

16 **SECTION 1392.** 40.05 (4) (ag) 2. of the statutes is amended to read:

17 40.05 (4) (ag) 2. For eligible employees not specified in subd. 1. and s. 40.02 (25)
18 (b) 2., an amount not more than 88 percent of the average premium cost of plans
19 offered in each tier under s. 40.51 (6), as determined annually by the ~~director~~
20 administrator of the office division of state employment relations personnel
21 management in the department of administration under par. (ah).

22 **SECTION 1393.** 40.05 (4) (ah) 1. of the statutes is amended to read:

23 40.05 (4) (ah) 1. Annually, the ~~director of the office~~ administrator of the division
24 of state employment relations personnel management in the department of
25 administration shall establish the amount that employees are required to pay for

SENATE BILL 21**SECTION 1393**

1 health insurance premiums in accordance with the maximum employer payments
2 under par. (ag).

3 **SECTION 1394.** 40.05 (4) (b) of the statutes is amended to read:

4 40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused
5 sick leave under ss. 13.121 (4), 36.30, 230.35 (2), 233.10, ~~238.04 (8)~~, and 757.02 (5)
6 and subch. V of ch. 111 of any eligible employee, and of any eligible employee of the
7 Wisconsin Forward Development Authority, shall, at the time of death, upon
8 qualifying for an immediate annuity or for a lump sum payment under s. 40.25 (1)
9 or upon termination of creditable service and qualifying as an eligible employee
10 under s. 40.02 (25) (b) 6. or 10., be converted, at the employee's highest basic pay rate
11 he or she received while employed by the state, to credits for payment of health
12 insurance premiums on behalf of the employee or the employee's surviving insured
13 dependents. Any supplemental compensation that is paid to a state employee who
14 is classified under the state classified civil service as a teacher, teacher supervisor,
15 or education director for the employee's completion of educational courses that have
16 been approved by the employee's employer is considered as part of the employee's
17 basic pay for purposes of this paragraph. The full premium for any eligible employee
18 who is insured at the time of retirement, or for the surviving insured dependents of
19 an eligible employee who is deceased, shall be deducted from the credits until the
20 credits are exhausted and paid from the account under s. 40.04 (10), and then
21 deducted from annuity payments, if the annuity is sufficient. The department shall
22 provide for the direct payment of premiums by the insured to the insurer if the
23 premium to be withheld exceeds the annuity payment. Upon conversion of an
24 employee's unused sick leave to credits under this paragraph or par. (bf), the
25 employee or, if the employee is deceased, the employee's surviving insured

SENATE BILL 21**SECTION 1394**

1 dependents may initiate deductions from those credits or may elect to delay
2 initiation of deductions from those credits, but only if the employee or surviving
3 insured dependents are covered by a comparable health insurance plan or policy
4 during the period beginning on the date of the conversion and ending on the date on
5 which the employee or surviving insured dependents later elect to initiate
6 deductions from those credits. If an employee or an employee's surviving insured
7 dependents elect to delay initiation of deductions from those credits, an employee or
8 the employee's surviving insured dependents may only later elect to initiate
9 deductions from those credits during the annual enrollment period under par. (be).
10 A health insurance plan or policy is considered comparable if it provides hospital and
11 medical benefits that are substantially equivalent to the standard health insurance
12 plan established under s. 40.52 (1).

13 **SECTION 1395.** 40.05 (4) (bm) of the statutes is amended to read:

14 40.05 (4) (bm) Except as provided under par. (bp), accumulated unused sick
15 leave under ss. 36.30 and 230.35 (2), or 233.10, or 238.04 (8) of any eligible employee,
16 and of any eligible employee of the Forward Wisconsin Development Authority, shall,
17 upon request of the employee at the time the employee is subject to layoff under s.
18 40.02 (40), be converted at the employee's highest basic pay rate he or she received
19 while employed by the state to credits for payment of health insurance premiums on
20 behalf of the employee. Any supplemental compensation that is paid to a state
21 employee who is classified under the state classified civil service as a teacher, teacher
22 supervisor or education director for the employee's completion of educational courses
23 that have been approved by the employee's employer is considered as part of the
24 employee's basic pay for purposes of this paragraph. The full amount of the required
25 employee contribution for any eligible employee who is insured at the time of the

SENATE BILL 21**SECTION 1395**

1 layoff shall be deducted from the credits until the credits are exhausted, the
2 employee is reemployed, or 5 years have elapsed from the date of layoff, whichever
3 occurs first.

4 **SECTION 1396.** 40.05 (4) (bp) 2. of the statutes is amended to read:

5 40.05 (4) (bp) 2. The limits on conversion of accumulated unused sick leave
6 which are specified under subd. 1. may be waived for nonteaching faculty who are
7 appointed to work 52 weeks per year and nonteaching academic staff personnel if the
8 secretary of administration determines that a sick leave accounting system
9 comparable to the system used by the state for employees in the classified service is
10 in effect at the institution, as defined in s. 36.05 (9), and if the institution regularly
11 reports on the operation of its sick leave accounting system to the board of regents
12 of the University of Wisconsin System Authority.

13 **SECTION 1397.** 40.05 (4) (bp) 3. c. of the statutes is amended to read:

14 40.05 (4) (bp) 3. c. That the institution regularly reports on the operation of its
15 sick leave accounting system to the board of regents of the University of Wisconsin
16 System Authority.

17 **SECTION 1398.** 40.05 (4g) (a) 4. of the statutes is amended to read:

18 40.05 (4g) (a) 4. Has received a military leave of absence under s. 230.32 (3) (a)
19 or 230.35 (3), under a collective bargaining agreement under subch. V of ch. 111 or
20 under rules promulgated by the ~~director of the office~~ administrator of the division of
21 state employment relations personnel management in the department of
22 administration or is eligible for reemployment with the state under s. 321.64 after
23 completion of his or her service in the U.S. armed forces.

24 **SECTION 1399.** 40.05 (5) (b) 4. of the statutes is amended to read:

SENATE BILL 21**SECTION 1399**

1 40.05 (5) (b) 4. The accrual and crediting of sick leave shall be determined in
2 accordance with ss. 13.121 (4), 36.30, 230.35 (2), 233.10, 238.04 (8), and 757.02 (5)
3 and subch. V of ch. 111 and in accordance with the policies and procedures of the
4 Forward Wisconsin Development Authority for any of its employees it deems eligible.

5 **SECTION 1400.** 40.06 (1) (dm) of the statutes is amended to read:

6 40.06 (1) (dm) Each determination by a department head regarding the
7 classification of a state employee as a protective occupation participant shall be
8 reviewed by the ~~office~~ division of state employment relations personnel management
9 in the department of administration. A state employee's name may not be certified
10 to the fund as a protective occupation participant under par. (d) until the ~~office~~
11 division of state employment relations personnel management in the department of
12 administration approves the determination.

13 **SECTION 1401.** 40.08 (1c) of the statutes is amended to read:

14 40.08 (1c) WITHHOLDING OF ANNUITY AND CERTAIN BENEFIT PAYMENTS.
15 Notwithstanding sub. (1), any monthly annuity paid under s. 40.23, 40.24, 40.25 (1)
16 or (2), or 40.63 and any benefit paid under s. 40.62 or duty disability payment paid
17 under s. 40.65 is subject to s. 767.75. The board and any member or agent thereof
18 and the department and any employee or agent thereof are immune from civil
19 liability for any act or omission while performing official duties relating to
20 withholding any ~~annuity~~ payment pursuant to s. 767.57.

21 **SECTION 1402.** 40.22 (2) (g) of the statutes is amended to read:

22 40.22 (2) (g) The employee is appointed by the university ~~under s. 36.19~~, or by
23 the University of Wisconsin Hospitals and Clinics Authority, as a student assistant
24 or employee in training or is appointed by a school or other education system in which

SENATE BILL 21**SECTION 1402**

1 the person is regularly enrolled as a student and is attending classes to perform
2 services incidental to the person's course of study at that school or education system.

3 **SECTION 1403.** 40.285 (2) (c) of the statutes is amended to read:

4 40.285 (2) (c) *Uncredited elected official and executive participating employee*
5 *service.* Each executive participating employee whose creditable service terminates
6 on or after May 3, 1988, and each participating employee who is a present or former
7 elected official or an appointee of a present or former elected official and who did not
8 receive creditable service under s. 40.02 (17) (e), 1987 stats., or s. 40.02 (17) (e), 1989
9 stats., and whose creditable service terminates on or after August 15, 1991, who was
10 previously in the position of the president of the University of Wisconsin System
11 created under s. 36.03, 2013 stats., or in a position designated under s. 20.923 (4),
12 (8), or (9), but did not receive creditable service because of age restrictions, may
13 receive creditable service equal to the period of executive service not credited if the
14 participant pays to the department a lump sum payment equal to 5.5% of
15 one-twelfth of the employee's highest earnings in a single annual earnings period
16 multiplied by the number of months of creditable service granted under this
17 paragraph.

18 **SECTION 1404.** 40.285 (2) (e) 1. of the statutes is amended to read:

19 40.285 (2) (e) 1. The participant meets the requirements of this paragraph and
20 submits an application to the board of regents of the University of Wisconsin System
21 Authority.

22 **SECTION 1405.** 40.285 (2) (e) 2. of the statutes is amended to read:

23 40.285 (2) (e) 2. The board of regents of the University of Wisconsin System
24 Authority certifies the creditable service requested under subd. 1.

25 **SECTION 1406.** 40.513 of the statutes is created to read:

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1 **40.513 Payment of stipend in lieu of health care coverage for state**
2 **employees.** (1) A state employee who is eligible to receive health care coverage
3 under s. 40.51 (6) may elect not to receive that coverage and instead be paid an
4 annual stipend equal to \$2,000 if all of the following occur:

5 (a) The employee is eligible for an employer contribution under s. 40.05 (4) (ag).

6 (b) The employee makes the election on a form provided by the department.

7 (c) The employee makes the election within 30 days of being hired or during any
8 applicable enrollment period established by the department. If the employee makes
9 the election within 30 days of being hired, the employee may not receive health care
10 coverage under s. 40.51 (6) during the calendar year in which the election is made.
11 If the employee makes the election during any annual applicable enrollment period
12 established by the department, the employee may not receive health care coverage
13 under s. 40.51 (6) during the succeeding calendar year.

14 (2) A stipend paid to an employee under sub. (1) shall be paid from the
15 appropriation account that would otherwise have been used to pay the employer
16 contribution toward premium payments under s. 40.05 (4) (ag) for that employee.
17 If an employee makes the election within 30 days of being hired, the employer shall
18 prorate the \$2,000 stipend according to the remaining number of months in the
19 calendar year in which the election is made.

20 **SECTION 1407.** 40.515 (1) of the statutes is amended to read:

21 40.515 (1) In addition to the health care coverage plans offered under s. 40.51
22 (6), beginning on January 1, 2015, the group insurance board shall offer to all state
23 employees the option of receiving health care coverage through a high-deductible
24 health plan and the establishment of a health savings account. Under this option,
25 each employee shall receive health care coverage through a high-deductible health

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1 plan. The state shall make contributions into each employee's health savings
2 account in an amount specified by the ~~director of the office~~ administrator of the
3 division of state employment relations personnel management in the department of
4 administration under s. 40.05 (4) (ah) 4. In designing a high-deductible health plan,
5 the group insurance board shall ensure that the plan may be used in conjunction with
6 a health savings account.

7 **SECTION 1408.** 40.52 (3) of the statutes is amended to read:

8 40.52 (3) The group insurance board, after consulting with the board of regents
9 of the University of Wisconsin System, shall establish the terms of a health insurance
10 plan for graduate assistants, for teaching assistants, and for employees-in-training
11 designated by the board of regents, who are employed on at least a one-third
12 full-time basis and for teachers who are employed on at least a one-third full-time
13 basis by the University of Wisconsin System with an expected duration of
14 employment of at least 6 months but less than one year. Annually, the ~~director of the~~
15 ~~office~~ administrator of the division of state employment relations personnel
16 management in the department of administration shall establish the amount that
17 the employer is required to pay in premium costs under this subsection.

18 **SECTION 1409.** 40.52 (3) of the statutes, as affected by 2015 Wisconsin Act ...
19 (this act), is amended to read:

20 40.52 (3) The group insurance board, after consulting with the board of regents
21 of the University of Wisconsin System Authority, shall establish the terms of a health
22 insurance plan for graduate assistants, for teaching assistants, and for
23 employees-in-training designated by the board of regents, who are employed on at
24 least a one-third full-time basis and for teachers who are employed on at least a
25 one-third full-time basis by the University of Wisconsin System Authority with an

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1 expected duration of employment of at least 6 months but less than one year.
2 Annually, the administrator of the division of personnel management in the
3 department of administration shall establish the amount that the employer is
4 required to pay in premium costs under this subsection.

5 **SECTION 1410.** 40.62 (2) of the statutes is amended to read:

6 40.62 (2) Sick leave accumulation shall be determined in accordance with rules
7 of the department, any collective bargaining agreement under subch. V of ch. 111,
8 and ss. 13.121 (4), 36.30, 49.825 (4) (d) and (5) (d), 49.826 (4) (d), 230.35 (2), 233.10,
9 ~~238.04 (8)~~, 757.02 (5) and 978.12 (3) and in accordance with the policies and
10 procedures of the Forward Wisconsin Development Authority for any of its
11 employees it deems eligible.

12 **SECTION 1411.** 40.63 (6) of the statutes is amended to read:

13 40.63 (6) Any person entitled to payments under this section who may
14 otherwise be entitled to payments under s. 66.191, 1981 stats., may file with the
15 department and the ~~department of workforce development~~ office of the commissioner
16 of insurance a written election to waive payments due under this section and accept
17 in lieu of the payments under this section payments as may be payable under s.
18 66.191, 1981 stats., but no person may receive payments under both s. 66.191, 1981
19 stats., and this section. However any person otherwise entitled to payments under
20 this section may receive the payments, without waiver of any rights under s. 66.191,
21 1981 stats., during any period as may be required for a determination of the person's
22 rights under s. 66.191, 1981 stats. Upon the final adjudication of the person's rights
23 under s. 66.191, 1981 stats., if waiver is filed under this section, the person shall
24 immediately cease to be entitled to payments under this section and the system shall

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1 be reimbursed from the award made under s. 66.191, 1981 stats., for all payments
2 made under this section.

3 **SECTION 1412.** 40.65 (2) (a) of the statutes is amended to read:

4 40.65 (2) (a) This paragraph applies to participants who first apply for benefits
5 before May 3, 1988. Any person desiring a benefit under this section must apply to
6 the ~~department of workforce development~~ office of the commissioner of insurance,
7 which ~~department~~ office shall determine whether the applicant is eligible to receive
8 the benefit and the participant's monthly salary. Appeals from the eligibility decision
9 shall follow the procedures under ss. 102.16 to 102.26. If it is determined that an
10 applicant is eligible, the ~~department of workforce development~~ office of the
11 commissioner of insurance shall notify the ~~department of employee trust funds and~~
12 shall certify the applicant's monthly salary. If at the time of application for benefits
13 an applicant is still employed in any capacity by the employer in whose employ the
14 disabling injury occurred or disease was contracted, that continued employment
15 shall not affect that applicant's right to have his or her eligibility to receive those
16 benefits determined in proceedings before the ~~department of workforce development~~
17 division of hearings and appeals in the department of administration or the labor and
18 industry review commission or in proceedings in the courts. The ~~department of~~
19 ~~workforce development~~ office of the commissioner of insurance may promulgate
20 rules needed to administer this paragraph.

21 **SECTION 1413.** 40.65 (2) (b) 3. of the statutes is amended to read:

22 40.65 (2) (b) 3. The department shall determine whether or not the applicant
23 is eligible for benefits under this section on the basis of the evidence in subd. 2. An
24 applicant may appeal a determination under this subdivision to the ~~department of~~

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1 ~~workforce development~~ division of hearings and appeals in the department of
2 administration.

3 **SECTION 1414.** 40.65 (2) (b) 4. of the statutes is amended to read:

4 40.65 (2) (b) 4. In hearing an appeal under subd. 3., the ~~department of~~
5 ~~workforce development~~ division of hearings and appeals in the department of
6 administration shall follow the procedures under ss. 102.16 to 102.26.

7 **SECTION 1415.** 40.81 (1) of the statutes is amended to read:

8 40.81 (1) An employer other than the state, the university, or the University
9 of Wisconsin Hospitals and Clinics Authority may provide for its employees the
10 deferred compensation plan established under s. 40.80. Any employer, including this
11 state, the university, and the University of Wisconsin Hospitals and Clinics
12 Authority, who makes the plan under s. 40.80 available to any of its employees shall
13 make it available to all of its employees under procedures established by the
14 department under this subchapter.

15 **SECTION 1416.** 40.95 (1) (a) 1. of the statutes is amended to read:

16 40.95 (1) (a) 1. The employee accrues accumulated unused sick leave under s.
17 13.121 (4), 36.30, 230.35 (2), 233.10, ~~238.04~~ 235.03 (8), or 757.02 (5).

18 **SECTION 1417.** 41.11 (1g) (b) (intro.) of the statutes is amended to read:

19 41.11 (1g) (b) (intro.) The department, in consultation with the Wisconsin
20 ~~Economic Development Corporation~~ Forward Wisconsin Development Authority,
21 shall do all of the following for each economic development program administered by
22 the department:

23 **SECTION 1418.** 41.11 (1r) (a) of the statutes is amended to read:

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1 41.11 (1r) (a) The department shall coordinate any economic development
2 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward
3 Wisconsin Development Authority.

4 **SECTION 1419.** 41.11 (1r) (b) of the statutes is amended to read:

5 41.11 (1r) (b) Annually, no later than October 1, the department shall submit
6 to the joint legislative audit committee and to the appropriate standing committees
7 of the legislature under s. 13.172 (3) a comprehensive report assessing economic
8 development programs, as defined in sub. (1g) (a), administered by the department.
9 The report shall include all of the information required under s. ~~238.07~~ 235.016 (2).
10 The department shall collaborate with the ~~Wisconsin Economic Development~~
11 ~~Corporation~~ Forward Wisconsin Development Authority to make readily accessible
12 to the public on an Internet-based system the information required under this
13 subsection.

14 **SECTION 1420.** 41.11 (6) of the statutes is repealed.

15 **SECTION 1421.** 41.16 (1) (a) 1. of the statutes is amended to read:

16 41.16 (1) (a) 1. A nonprofit organization, as defined in s. 106.13 (4) (3m) (a) 1r.,
17 whose purposes include tourism to or within the state or a particular region in the
18 state.

19 **SECTION 1422.** 41.23 of the statutes is amended to read:

20 **41.23 Sale of excess or surplus property.** The department may acquire
21 excess or surplus property from the department of administration under ~~ss. s.~~ s. 16.72
22 (4) (b) ~~and 16.98 (1)~~ or from the department of transportation under s. 84.09 (5s) and,
23 subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the department may
24 sell the property acquired under this section to any person at a price determined by
25 the department of tourism. All proceeds received by the department of tourism from

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1 the sale of property under this section shall be credited to the appropriation account
2 under s. 20.380 (1) (h).

3 **SECTION 1423.** 41.40 of the statutes is renumbered 23.0925, and 23.0925 (1),
4 as renumbered, is amended to read:

5 23.0925 (1) The department may acquire land from the federal government
6 adjacent to the Kickapoo River, and may determine the boundaries of the Kickapoo
7 valley reserve under s. ~~41.41~~ 23.0927 (2).

8 **SECTION 1424.** 41.41 of the statutes is renumbered 23.0927, and 23.0927 (1) (a),
9 as renumbered, is amended to read:

10 23.0927 (1) (a) “~~Board~~” Notwithstanding s. 24.01 (2), “board” means the
11 Kickapoo reserve management board.

12 **SECTION 1425.** 41.53 (1) (h) of the statutes is amended to read:

13 41.53 (1) (h) Annually, award an amount equal to at least 5% of all state and
14 federal funds received by the board in that year for grants to artists and arts
15 organizations to artists who are minority group members and arts groups composed
16 principally of minority group members. In this paragraph, “minority group member”
17 has the meaning specified in s. ~~16.287~~ 203.07 (1) (f).

18 **SECTION 1426.** 41.60 (1) (c) of the statutes is amended to read:

19 41.60 (1) (c) “Nonprofit business development organization” means a housing
20 and community development authority created under s. 66.1335 (1), redevelopment
21 corporation, as defined in s. 66.1301 (3) (s), redevelopment authority created under
22 s. 66.1333 (3), community development corporation, as defined in s. ~~234.94~~ 235.94
23 (2), or any nonprofit organization whose primary purpose is to promote the economic
24 development of a particular area or region in the state.

25 **SECTION 1427.** 42.09 (3) (b) of the statutes is amended to read:

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1 42.09 (3) (b) The board shall develop policies encouraging each private person
2 entering into an agreement with the board under this subsection to agree that his
3 or her goal shall be to ensure that at least 25% of the employees hired to perform
4 construction work in connection with state fair park facilities or to perform
5 professional services in connection with the construction or development of those
6 facilities will be minority group members, as defined in s. ~~16.287~~ 203.07 (1) (f), and
7 that at least 5% of the employees hired to perform construction work in connection
8 with state fair park facilities or to perform professional services in connection with
9 the construction or development of those facilities will be women.

10 **SECTION 1428.** 43.58 (5) of the statutes is amended to read:

11 43.58 (5) The library board may employ competent persons to deliver lectures
12 upon scientific, literary, historical or educational subjects; and may cooperate with
13 the University of Wisconsin System Authority, technical college district boards, the
14 historical society, the department, cooperative educational service agencies, school
15 boards and other educational institutions to secure such lectures or to foster and
16 encourage by other means the wider use of books and other resource, reference and
17 educational materials upon scientific, historical, economic, literary, educational and
18 other useful subjects.

19 **SECTION 1429.** 44.10 (1) of the statutes is amended to read:

20 44.10 (1) The historical society, through its board of curators, in its corporate
21 capacity and as trustee of the state may enter into agreements with the University
22 of Wisconsin System Authority or such other public or quasi-public institutions,
23 agencies or corporations as the board of curators of the society shall designate to
24 serve as the regional records depository for a given area. Said agreements shall
25 specify the area to be served by the depository, and the methods of accessioning,

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1 cataloging, care, housing, preservation and servicing of these and such other
2 material as may be placed by the historical society or in the name of the historical
3 society in such regional depositories under such agreements, it being the intent of
4 this section to provide an orderly, uniform statewide system for the retention and
5 preservation of important court, county and local public records on a manageable
6 basis and under proper professional care in the region of origin. Only where such
7 arrangements cannot be accomplished may the said society transfer such records to
8 the state archives. Said society shall compile and maintain for reference purposes
9 as soon as may be convenient a union list of the records of county, city, village, town,
10 school district, or other local governmental unit, or court, title to which is transferred
11 to it under s. 44.09 (1).

12 **SECTION 1430.** 44.11 of the statutes is repealed and recreated to read:

13 **44.11 Central depository library.** (1) In this section, “board” means the
14 board of curators of the historical society.

15 (2) The board may participate in the formation and maintenance of a
16 nonprofit-sharing corporation sponsored by participating colleges, universities, and
17 libraries for the purpose of providing and operating a central library depository at
18 a location in a midwestern state for the storage of little used books and other library
19 and research materials of participating institutions, and which corporation may also
20 perform any other functions for the benefit of participating institutions, including
21 correlating library catalogs of the participating institutions, coordinating and
22 planning the purchasing by each institution of costly or infrequently used books and
23 research materials in order to avoid unnecessary duplication, and facilitating the
24 loaning of library books and other library and research materials between
25 participating institutions. The board shall possess all powers necessary or

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1 convenient to accomplish the foregoing, including the authority to designate
2 representatives or members of such corporation in accordance with its articles and
3 bylaws.

4 **(3)** The board may make use of and pay for the use of the facilities and services
5 of such nonprofit-sharing corporation, but the board shall retain title to all books
6 and materials deposited with such corporation for storage or loaned to other
7 participating institutions and the authority of the board to expend funds for the
8 purchase of land, the construction of buildings and additions to buildings and the
9 purchase of equipment for the purpose of providing such facilities shall be limited to
10 funds appropriated under s. 20.245.

11 **SECTION 1431.** 44.14 (1) of the statutes is amended to read:

12 44.14 (1) It is the purpose of this section to establish a more economical system
13 of handling federal documents in this state in such a way as to effect savings of staff
14 and space to the participating libraries, both state and local; to make such documents
15 more available to more of the people, colleges and libraries of the state, in accordance
16 with the purposes of the federal depository act of 1895 and the needs of the citizens
17 of the state; and to make possible substantial economies in the publication costs of
18 such documents at the federal level as well. To this end the state documents
19 depository established by s. 44.06 may acquire and establish a central state
20 depository and loan collection of federal documents for the benefit of the University
21 of Wisconsin System Authority, the state law library, the depository libraries and
22 such other college and public libraries in this state as may desire to share in the
23 benefits of this loan collection.

24 **SECTION 1432.** 44.14 (2) of the statutes is amended to read:

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1 44.14 (2) The University of Wisconsin System Authority and the public and
2 other participating libraries, federal regulations permitting, may transfer outright
3 or may loan indefinitely to this central depository any or all federal documents now
4 in their possession which in their opinion are so little used for ready reference
5 purposes as to make their retention unnecessary if copies are available on loan from
6 the central depository loan collection.

7 **SECTION 1433.** 44.31 (1r) of the statutes is created to read:

8 44.31 (1r) “Division of hearings and appeals” means the division of hearings
9 and appeals in the department of administration.

10 **SECTION 1434.** 44.40 (3m) of the statutes is created to read:

11 44.40 (3m) A state agency may appeal to the division of hearings and appeals
12 under ch. 227 any determination made by the officer under this section.

13 **SECTION 1435.** 44.42 (3) of the statutes is created to read:

14 44.42 (3) A political subdivision or school board may appeal to the division of
15 hearings and appeals under ch. 227 any determination made by the officer under this
16 section.

17 **SECTION 1436.** 45.03 (1) of the statutes is amended to read:

18 **45.03 Department of veterans affairs. (1) POLICY.** It is the policy of the
19 state to ~~give~~ provide health, educational, and economic assistance to veterans and
20 their dependents who are residents of this state to the extent and under the
21 conditions determined by the ~~board~~ department within the limitations set forth in
22 this section.

23 **SECTION 1437.** 45.03 (6) of the statutes is amended to read:

24 45.03 (6) **COORDINATION DUTIES.** The department shall coordinate the activities
25 of all state agencies and the University of Wisconsin Hospitals and Clinics Authority

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1 performing functions relating to the medical, hospital, or other remedial care;
2 placement and training; and educational, economic, or vocational rehabilitation of
3 veterans. In particular, the department shall coordinate the activities of the
4 technical college system board, state selective service administration, department
5 of health services, department of workforce development, department of public
6 instruction, the University of Wisconsin System Authority and other educational
7 institutions, the University of Wisconsin Hospitals and Clinics Authority, and all
8 other departments or agencies performing any of the functions specified, to the end
9 that the benefits provided in this section may be made available to veterans as
10 promptly and effectively as possible.

11 **SECTION 1438.** 45.03 (10) of the statutes is amended to read:

12 45.03 (10) TRAINING AND EMPLOYMENT OF VETERANS. The department, ~~in~~
13 ~~cooperation with the~~ shall operate programs in this state to enhance the employment
14 opportunities of veterans of the U.S. armed forces, including the employment
15 program funded under 38 U.S.C. 41 and 42. Such programs shall be administered
16 by state employees and shall provide services only to eligible individuals. The
17 department of workforce development and state selective service administration and
18 any other federal, state, or local agency, shall cooperate with the department to
19 formulate and carry out plans for the training and employment of veterans.

20 **SECTION 1439.** 45.10 of the statutes is created to read:

21 **45.10 Veteran appearances.** The department may reimburse any veteran
22 who incurred travel expenses relating to an appearance that occurred at the request
23 of the state, subject to the following:

24 (1) A veteran seeking reimbursement shall submit to the department
25 documentation of travel expenses incurred.

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1 (2) Notwithstanding ss. 16.53 (12) (c) and 20.916 (8) and (9), the department
2 may reimburse all documented travel expenses but reimbursement shall not exceed
3 \$2,000 annually per veteran.

4 **SECTION 1440.** 45.20 (1) (d) of the statutes is amended to read:

5 45.20 (1) (d) “Tuition,” when referring to the University of Wisconsin System,
6 means academic fees and segregated fees; when referring to the technical colleges,
7 means “program fees” and “additional fees” as described in s. 38.24 (1m) and (1s); and
8 when referring to a high school, a school that is approved under s. 45.03 (11), or a
9 proprietary school that is ~~approved~~ authorized under s. ~~38.50~~ 440.52, means the
10 charge for the courses for which a person is enrolled.

11 **SECTION 1441.** 45.20 (2) (a) 1. of the statutes is amended to read:

12 45.20 (2) (a) 1. The department shall administer a tuition reimbursement
13 program for eligible veterans enrolling as undergraduates in any institution of
14 higher education in this state, enrolling in a school that is approved under s. 45.03
15 (11), enrolling in a proprietary school that is ~~approved~~ authorized under s. ~~38.50~~
16 440.52, enrolling in a public or private high school, enrolling in a tribal school, as
17 defined in s. 115.001 (15m), in any grade from 9 to 12, or receiving a waiver of
18 nonresident tuition under s. 39.47.

19 **SECTION 1442.** 45.20 (2) (a) 1. of the statutes, as affected by 2015 Wisconsin Act
20 (this act), is amended to read:

21 45.20 (2) (a) 1. The department shall administer a tuition reimbursement
22 program for eligible veterans enrolling as undergraduates in any institution of
23 higher education in this state, enrolling in a school that is approved under s. 45.03
24 (11), enrolling in a proprietary school that is authorized under s. 440.52, enrolling
25 in a public or private high school, enrolling in a tribal school, as defined in s. 115.001

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1 (15m), in any grade from 9 to 12, or receiving a waiver of nonresident tuition under
2 s. ~~39.47~~ 36.27 (7).

3 **SECTION 1443.** 45.20 (2) (a) 2. (intro.) of the statutes is amended to read:

4 45.20 (2) (a) 2. (intro.) A veteran who is a resident of this state and otherwise
5 qualified to receive benefits under this subsection may receive the benefits under
6 this subsection upon the completion of any correspondence courses or part-time
7 classroom study from an institution of higher education located outside this state,
8 from a school that is approved under s. 45.03 (11), or from a proprietary school that
9 is ~~approved~~ authorized under s. ~~38.50~~ 440.52, if any of the following applies:

10 **SECTION 1444.** 45.20 (2) (c) 1. of the statutes is amended to read:

11 45.20 (2) (c) 1. A veteran who meets the eligibility requirements under par. (b)
12 1. may be reimbursed upon satisfactory completion of an undergraduate semester in
13 any institution of higher education in this state, or upon satisfactory completion of
14 a course at any school that is approved under s. 45.03 (11), any proprietary school
15 that is ~~approved~~ authorized under s. ~~38.50~~ 440.52, any public or private high school,
16 any tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to
17 12, or any institution from which the veteran receives a waiver of nonresident tuition
18 under s. 39.47. Except as provided in par. (e), the amount of reimbursement may not
19 exceed the total cost of the veteran's tuition minus any grants or scholarships that
20 the veteran receives specifically for the payment of the tuition, or, if the tuition is for
21 an undergraduate semester in any institution of higher education, the standard cost
22 of tuition for a state resident for an equivalent undergraduate semester at the
23 University of Wisconsin–Madison, whichever is less.

24 **SECTION 1445.** 45.20 (2) (c) 1. of the statutes, as affected by 2015 Wisconsin Act
25 (this act), is amended to read:

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1 45.20 (2) (c) 1. A veteran who meets the eligibility requirements under par. (b)
2 1. may be reimbursed upon satisfactory completion of an undergraduate semester in
3 any institution of higher education in this state, or upon satisfactory completion of
4 a course at any school that is approved under s. 45.03 (11), any proprietary school
5 that is authorized under s. 440.52, any public or private high school, any tribal
6 school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or any
7 institution from which the veteran receives a waiver of nonresident tuition under s.
8 ~~39.47~~ 36.27 (7). Except as provided in par. (e), the amount of reimbursement may not
9 exceed the total cost of the veteran's tuition minus any grants or scholarships that
10 the veteran receives specifically for the payment of the tuition, or, if the tuition is for
11 an undergraduate semester in any institution of higher education, the standard cost
12 of tuition for a state resident for an equivalent undergraduate semester at the
13 University of Wisconsin–Madison, whichever is less.

14 **SECTION 1446.** 45.20 (2) (d) 1. (intro.) of the statutes is amended to read:

15 45.20 (2) (d) 1. (intro.) Subject to subd. 1m., a veteran's eligibility for
16 reimbursement under this subsection at any institution of higher education in this
17 state, at a school that is approved under s. 45.03 (11), at a proprietary school that is
18 approved authorized under s. ~~38.50~~ 440.52, at a public or private high school, at a
19 tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or
20 at an institution where he or she is receiving a waiver of nonresident tuition under
21 s. 39.47 is limited to the following:

22 **SECTION 1447.** 45.20 (2) (d) 1. (intro.) of the statutes, as affected by 2015
23 Wisconsin Act (this act), is amended to read:

24 45.20 (2) (d) 1. (intro.) Subject to subd. 1m., a veteran's eligibility for
25 reimbursement under this subsection at any institution of higher education in this

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1 state, at a school that is approved under s. 45.03 (11), at a proprietary school that is
2 authorized under s. 440.52, at a public or private high school, at a tribal school, as
3 defined in s. 115.001 (15m), that operates any grade from 9 to 12, or at an institution
4 where he or she is receiving a waiver of nonresident tuition under s. ~~39.47~~ 36.27 (7)
5 is limited to the following:

6 **SECTION 1448.** 45.21 (2) (a) of the statutes is amended to read:

7 45.21 (2) (a) The veteran is enrolled in a training course in a technical college
8 under ch. 38 or in a proprietary school in the state ~~approved~~ authorized by the
9 ~~educational approval board under s. 38.50~~ department of financial institutions and
10 professional standards under s. 440.52, other than a proprietary school offering a
11 4-year degree or 4-year program, or is engaged in a structured on-the-job training
12 program that meets program requirements promulgated by the department by rule.

13 **SECTION 1449.** 45.31 (2) of the statutes is amended to read:

14 45.31 (2) “Authority” means the Forward Wisconsin ~~Housing and Economic~~
15 ~~Development Authority~~.

16 **SECTION 1450.** 45.34 (1) (a) 2. of the statutes is amended to read:

17 45.34 (1) (a) 2. A home and eligible rehabilitation of a home, as defined in s.
18 ~~234.49~~ 235.49 (1) (d).

19 **SECTION 1451.** 45.37 (6) (b) of the statutes is amended to read:

20 45.37 (6) (b) Loans made under this section may be purchased by the authority
21 from the veterans housing loan fund under s. ~~234.41~~ 235.41. All receipts of interest,
22 except amounts retained as servicing fees by the authorized lenders servicing the
23 loans purchased by the authority, and principal on the loans, payments of losses by
24 insurers not used for restoration of the property securing the loans, and any other
25 collections, shall be deposited by the authority into the veterans housing bond

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1 redemption fund under s. ~~234.43~~ 235.43 and shall be disbursed from the fund as
2 provided in s. ~~234.43~~ 235.43 (2).

3 **SECTION 1452.** 45.40 (6) of the statutes is created to read:

4 45.40 (6) EXPANDED ELIGIBILITY. The eligibility requirements under s. 45.02 (2)
5 do not apply to a person applying for assistance under this section.

6 **SECTION 1453.** 45.44 (1) (a) 5. of the statutes is amended to read:

7 45.44 (1) (a) 5. A license, certification, registration, or permit issued under s.
8 89.06, 89.072, 94.10 (2), (3), or (3g), 94.50 (2), 94.704, 95.60, 97.17 (2), 97.175 (2),
9 97.22 (2), 98.145, 98.146, 98.18 (1) (a), or 168.23 (3).

10 **SECTION 1454.** 45.44 (1) (a) 14. of the statutes is amended to read:

11 45.44 (1) (a) 14. A license, certification, certification card, or permit issued
12 under s. ~~252.23, 252.24, 254.176, 254.178, 254.20, 254.71, and 256.15.~~

13 **SECTION 1455.** 45.44 (1) (a) 14. of the statutes, as affected by 2015 Wisconsin
14 Act (this act), is amended to read:

15 45.44 (1) (a) 14. A license, certification, certification card, or permit issued
16 under s. ~~ss. 97.33, 254.176, 254.178, 254.20, 254.71, and 256.15.~~

17 **SECTION 1456.** 45.44 (1) (b) of the statutes is amended to read:

18 45.44 (1) (b) “Licensing agency” means the department of agriculture, trade
19 and consumer protection; the department of children and families; ~~the department~~
20 ~~of financial institutions;~~ the department of health services; the department of
21 natural resources; the department of public instruction; the department of revenue;
22 the department of ~~safety and professional services~~ financial institutions and
23 professional standards and its examining boards and affiliated credentialing boards;
24 the department of transportation; the department of workforce development; the

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1 board of commissioners of public lands; the government accountability board; or the
2 office of the commissioner of insurance.

3 **SECTION 1457.** 45.45 of the statutes is renumbered 235.26, and 235.26 (title),
4 (1), (2), (3), (4) (intro.), (a), (b), (c) (intro.), 5. and 6. and (d) and (5) (a) and (b), as
5 renumbered, are amended to read.

6 **235.26 (title) Grant to ~~VETransfer~~ Global Entrepreneurship Collective,**
7 **Inc.**

8 (1) PAYMENT. ~~From the appropriation under s. 20.485 (2) (vm), the department~~
9 The authority shall pay \$500,000 to ~~VETransfer, Inc.~~ Global Entrepreneurship
10 Collective, in fiscal year ~~2013–14~~ 2016–2017, subject to the requirements under
11 subs. (2) to (5).

12 (2) GRANTS TO VETERAN-OWNED START-UP BUSINESSES. Of the moneys ~~VETransfer~~
13 Global Entrepreneurship Collective, Inc., receives under sub. (1), ~~VETransfer~~ Global
14 Entrepreneurship Collective, Inc., shall grant at least \$300,000 to veterans who are
15 residents of this state or to businesses owned by veterans who are residents of this
16 state. A veteran or a veteran's business that is awarded a grant under this subsection
17 may use the grant only to pay for costs associated with the start-up of a business
18 located in this state that the veteran owns.

19 (3) VETERAN ENTREPRENEURSHIP TRAINING. Of the moneys ~~VETransfer~~ Global
20 Entrepreneurship Collective, Inc., receives under sub. (1), ~~VETransfer~~ Global
21 Entrepreneurship Collective, Inc., may use up to \$200,000 to provide
22 entrepreneurial training and related services to veterans who are residents of this
23 state.

24 (4) REPORTING REQUIREMENTS. (intro.) Annually, by March 1, until 2018 or one
25 year following the date established by the ~~department~~ authority under sub. (5) (a),

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1 VETransfer Global Entrepreneurship Collective, Inc., shall submit to the secretary,
2 ~~the governor, and the secretary of administration authority and the secretary of~~
3 veterans affairs a report that includes all of the following:

4 (a) The most recent financial statement for VETransfer Global
5 Entrepreneurship Collective, Inc.

6 (b) A detailed description of the criteria VETransfer Global Entrepreneurship
7 Collective, Inc., used to determine who received a grant under sub. (2) during the
8 previous year.

9 (c) (intro.) A verified statement describing in detail the grants VETransfer
10 Global Entrepreneurship Collective, Inc., made under sub. (2), and the expenditures
11 VETransfer Global Entrepreneurship Collective, Inc., made under sub. (3), during
12 the previous year, signed by an independent certified public accountant and the
13 director or principal officer of VETransfer Global Entrepreneurship Collective, Inc.,
14 to attest to the accuracy of the verified statement. The verified statement shall
15 include all of the following concerning each award of a grant VETransfer Global
16 Entrepreneurship Collective, Inc., made under sub. (2) during the previous year:

17 5. Any information the grant recipient submitted to VETransfer Global
18 Entrepreneurship Collective, Inc., to apply for the grant.

19 6. The amount of the grant and the date VETransfer Global Entrepreneurship
20 Collective, Inc., awarded the grant.

21 (d) A summary of all investments and grants of any kind that VETransfer
22 Global Entrepreneurship Collective, Inc., made during the previous year.

23 (5) (a) Except as provided under par. (b), VETransfer Global Entrepreneurship
24 Collective, Inc., may not expend any moneys it receives under sub. (1) after June 30,
25 2017, or a later date established by the ~~department~~ authority.

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1 (b) ~~VETransfer~~ Global Entrepreneurship Collective, Inc., shall pay to the
2 secretary of administration for deposit in the general fund any moneys it receives
3 under sub. (1) but does not expend by June 30, 2017, or by a later date established
4 by the ~~department~~ authority under par. (a).

5 **SECTION 1458.** 45.51 (2) (a) 3. of the statutes is amended to read:

6 45.51 (2) (a) 3. A spouse, or surviving spouse, ~~or~~ parent of a person under subd.
7 1. or 2 or a parent of a person who died while serving in the U.S. armed forces.

8 **SECTION 1459.** 45.60 (1) (a) of the statutes is renumbered 45.60 (1) (a) (intro.)
9 and amended to read:

10 45.60 (1) (a) (intro.) The department shall administer a program to coordinate
11 the provision of military funeral honors in this state to ~~deceased veterans and to~~
12 ~~deceased persons who have served under honorable conditions in any national guard~~
13 ~~or in a reserve component of the U.S. armed forces.~~ all of the following:

14 **SECTION 1460.** 45.60 (1) (a) 1. of the statutes is created to read:

15 45.60 (1) (a) 1. Military personnel on active duty.

16 **SECTION 1461.** 45.60 (1) (a) 2. of the statutes is created to read:

17 45.60 (1) (a) 2. Former military members who served on active duty and were
18 discharged under conditions other than dishonorable.

19 **SECTION 1462.** 45.60 (1) (a) 3. of the statutes is created to read:

20 45.60 (1) (a) 3. Members of the selective service.

21 **SECTION 1463.** 45.60 (1) (a) 4. of the statutes is created to read:

22 45.60 (1) (a) 4. Former members of the selected reserve and national guard who
23 served at least one term of enlistment or period of initial obligated service and were
24 discharged under conditions other than dishonorable.

25 **SECTION 1464.** 45.60 (1) (a) 5. of the statutes is created to read:

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1 45.60 (1) (a) 5. Former members of the selected reserve or national guard who
2 were discharged due to a service-connected disability.

3 **SECTION 1465.** 45.82 (2) of the statutes is amended to read:

4 45.82 (2) The department of veterans affairs shall award a grant annually to
5 a county that meets the standards developed under this section and employs a county
6 veterans service officer who, if chosen after August 9, 1989, is chosen from a list of
7 candidates who have taken a civil service examination for the position of county
8 veterans service officer developed and administered by the ~~division~~ bureau of merit
9 recruitment and selection in the ~~office of state employment relations~~ department of
10 administration, or is appointed under a civil service competitive examination
11 procedure under s. 59.52 (8) or ch. 63. The grant shall be \$8,500 for a county with
12 a population of less than 20,000, \$10,000 for a county with a population of 20,000 to
13 45,499, \$11,500 for a county with a population of 45,500 to 74,999, and \$13,000 for
14 a county with a population of 75,000 or more. The department of veterans affairs
15 shall use the most recent Wisconsin official population estimates prepared by the
16 demographic services center when making grants under this subsection.

17 **SECTION 1466.** 46.011 (1) of the statutes is renumbered 46.011 (1e).

18 **SECTION 1467.** 46.011 (1c) of the statutes is created to read:

19 46.011 (1c) “Community-based juvenile delinquency-related services” means
20 juvenile delinquency-related services provided under ch. 938 other than juvenile
21 correctional services.

22 **SECTION 1468.** 46.011 (1p) of the statutes is created to read:

23 46.011 (1p) “Juvenile correctional services” means services provided for a
24 juvenile who is being held in a juvenile detention facility or who is under the

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1 supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or
2 (4n) (a), or 938.357 (4).

3 **SECTION 1469.** 46.011 (1p) of the statutes, as created by 2015 Wisconsin Act ...
4 (this act), is amended to read:

5 46.011 (1p) “Juvenile correctional services” means services provided for a
6 juvenile who is being held in a juvenile detention facility or who is under the
7 supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or
8 (4n) (a), or 938.357 (4).

9 **SECTION 1470.** 46.03 (18) (a) of the statutes is amended to read:

10 46.03 (18) (a) Except as provided in s. 46.10 (14) (b) and (c), the department
11 shall establish a uniform system of fees for services provided or purchased by the
12 department, or a county department under s. 46.215, 46.22, 51.42, or 51.437, except
13 for services provided under ch. 48 and subch. III of ch. 49; community-based juvenile
14 delinquency-related services; juvenile correctional services; services provided to
15 courts; and outreach, information, and referral services; or when, as determined by
16 the department, a fee is administratively unfeasible or would significantly prevent
17 accomplishing the purpose of the service. A county department under s. 46.215,
18 46.22, 51.42, or 51.437 shall apply the fees that it collects under this program to cover
19 the cost of those services.

20 **SECTION 1471.** 46.03 (20) (a) of the statutes is amended to read:

21 46.03 (20) (a) ~~Except for payments provided under ch. 48 or subch. III of ch. 49,~~
22 ~~the~~ The department may make payments directly to recipients of public assistance
23 or to ~~such~~ persons authorized to receive ~~such~~ those payments in accordance with law
24 and rules of the department on behalf of the counties. ~~Except for payments provided~~
25 ~~under ch. 48 or subch. III of ch. 49, the~~ The department may charge the counties for

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1 the cost of operating public assistance systems ~~which~~ that make such those
2 payments.

3 **SECTION 1472.** 46.057 (2) of the statutes is amended to read:

4 46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the
5 department of corrections shall transfer to the appropriation account under s. 20.435
6 (2) (kx) \$1,365,500 in each fiscal year and, from the appropriation account under s.
7 20.410 (3) (hm), the department of corrections shall transfer to the appropriation
8 account under s. 20.435 (2) (kx) ~~\$2,707,100~~ \$2,929,200 in fiscal year ~~2013–14~~
9 2015–16 and ~~\$2,772,800~~ \$2,997,600 in fiscal year ~~2014–15~~ 2016–17, for services for
10 juveniles placed at the Mendota juvenile treatment center. The department of health
11 services may charge the department of corrections not more than the actual cost of
12 providing those services.

13 **SECTION 1473.** 46.10 (14) (e) 1. of the statutes is amended to read:

14 46.10 (14) (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a) or
15 48.363 (2) for support determined under this subsection constitutes an assignment
16 of all commissions, earnings, salaries, wages, pension benefits, income continuation
17 insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits
18 under ch. 102 or 108 and other money due or to be due in the future to the county
19 department under s. 46.22 or 46.23 in the county where the order was entered or to
20 the department, depending upon the placement of the child as specified by rules
21 promulgated under subd. 5. The assignment shall be for an amount sufficient to
22 ensure payment under the order.

23 **SECTION 1474.** 46.206 (1) (a) of the statutes is amended to read:

24 46.206 (1) (a) The department shall supervise the administration of social
25 services, except as for social services provided under ch. 48 and subch. III of ch. 49

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1 ~~and except for, community-based juvenile delinquency-related services, and~~
2 ~~juvenile correctional services.~~ The department shall submit to the federal
3 authorities state plans for the administration of social services, except as for social
4 services provided under ch. 48 and subch. III of ch. 49 ~~and except for,~~
5 ~~community-based juvenile delinquency-related services, and juvenile correctional~~
6 ~~services,~~ in such form and containing such information as the federal authorities
7 require, and shall comply with all requirements prescribed to ensure their
8 correctness.

9 **SECTION 1475.** 46.206 (2) of the statutes is amended to read:

10 46.206 (2) The county administration of all laws relating to social services,
11 ~~except with respect to the programs under ch. 48 and subch. III of ch. 49 and to~~
12 ~~juvenile delinquency-related programs,~~ shall be vested in the officers and agencies
13 designated in the statutes.

14 **SECTION 1476.** 46.21 (2m) (c) of the statutes is amended to read:

15 46.21 (2m) (c) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
16 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), and 253.07
17 (3) (c), a subunit of a county department of human services or tribal agency acting
18 under this subsection may exchange confidential information about a client, without
19 the informed consent of the client, with any other subunit of the same county
20 department of human services or tribal agency, with a resource center or other
21 contracted entity under s. 46.283 (2), a care management organization, or a
22 long-term care district, with an elder-adult-at-risk agency, an adult-at-risk
23 agency, or any agency to which referral for investigation is made under s. 46.90 (5)
24 (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a
25 purchase of services contract with the county department of human services or tribal

SENATE BILL 21**SECTION 1476**

1 agency or with a resource center or other contracted entity under s. 46.283 (2), a care
2 management organization, or a long-term care district, if necessary to enable an
3 employee or service provider to perform his or her duties, or to enable the county
4 department of human services or tribal agency to coordinate the delivery of services
5 to the client. An agency that releases information under this paragraph shall
6 document that a request for information was received and what information was
7 provided.

8 **SECTION 1477.** 46.21 (2m) (c) of the statutes, as affected by 2015 Wisconsin Act
9 (this act), is amended to read:

10 46.21 (2m) (c) *Exchange of information.* Notwithstanding ss. ~~46.2895 (9)~~, 48.78
11 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), and 253.07
12 (3) (c), a subunit of a county department of human services or tribal agency acting
13 under this subsection may exchange confidential information about a client, without
14 the informed consent of the client, with any other subunit of the same county
15 department of human services or tribal agency, with a resource center or other
16 contracted entity under s. 46.283 (2), or a care management organization, ~~or a~~
17 ~~long-term care district~~, with an elder-adult-at-risk agency, an adult-at-risk
18 agency, or any agency to which referral for investigation is made under s. 46.90 (5)
19 (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a
20 purchase of services contract with the county department of human services or tribal
21 agency or with a resource center or other contracted entity under s. 46.283 (2), or a
22 care management organization, ~~or a long-term care district~~, if necessary to enable
23 an employee or service provider to perform his or her duties, or to enable the county
24 department of human services or tribal agency to coordinate the delivery of services
25 to the client. An agency that releases information under this paragraph shall

SENATE BILL 21**SECTION 1477**

1 document that a request for information was received and what information was
2 provided.

3 **SECTION 1478.** 46.215 (1) (d) of the statutes is amended to read:

4 46.215 (1) (d) To make investigations that relate to services under subchs. IV
5 and V of ch. 49 upon request by the department of health services, to make
6 investigations that relate to juvenile ~~delinquency-related~~ correctional services at
7 the request of the department of corrections, and to make investigations that relate
8 to programs under ch. 48 and subch. III of ch. 49 or to community-based juvenile
9 delinquency-related services upon request by the department of children and
10 families.

11 **SECTION 1479.** 46.215 (1) (r) of the statutes is amended to read:

12 46.215 (1) (r) If authorized under s. 46.283 (1) (a) ~~1~~, to apply to the department
13 of health services to operate a resource center under s. 46.283 and, if the department
14 contracts with the county under s. 46.283 (2), to operate the resource center.

15 **SECTION 1480.** 46.215 (1) (s) of the statutes is amended to read:

16 46.215 (1) (s) If authorized under s. 46.284 (1) (a) ~~1~~, to apply to the department
17 of health services to operate a care management organization under s. 46.284 and,
18 if the department contracts with the county under s. 46.284 (2), to operate the care
19 management organization and, if appropriate, place funds in a risk reserve.

20 **SECTION 1481.** 46.215 (1m) of the statutes is amended to read:

21 46.215 (1m) EXCHANGE OF INFORMATION; LONG-TERM CARE. Notwithstanding ss.
22 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,
23 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social
24 services or tribal agency acting under this section may exchange confidential
25 information about a client, without the informed consent of the client, with any other

SENATE BILL 21**SECTION 1481**

1 subunit of the same county department of social services or tribal agency, with a
2 resource center or other contracted entity under s. 46.283 (2), a care management
3 organization, or a long-term care district, with an elder-adult-at-risk agency, an
4 adult-at-risk agency, or any agency to which referral for investigation is made under
5 s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client
6 under a purchase of services contract with the county department of social services
7 or tribal agency or with a resource center or other contracted entity under s. 46.283
8 (2), a care management organization, or a long-term care district, if necessary to
9 enable an employee or service provider to perform his or her duties, or to enable the
10 county department of social services or tribal agency to coordinate the delivery of
11 services to the client. An agency that releases information under this subsection
12 shall document that a request for information was received and what information
13 was provided.

14 **SECTION 1482.** 46.215 (1m) of the statutes, as affected by 2015 Wisconsin Act
15 (this act), is amended to read:

16 46.215 (1m) EXCHANGE OF INFORMATION; LONG-TERM CARE. Notwithstanding ss.
17 ~~46.2895 (9)~~, 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,
18 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social
19 services or tribal agency acting under this section may exchange confidential
20 information about a client, without the informed consent of the client, with any other
21 subunit of the same county department of social services or tribal agency, with a
22 resource center or other contracted entity under s. 46.283 (2), or a care management
23 organization, ~~or a long-term care district~~, with an elder-adult-at-risk agency, an
24 adult-at-risk agency, or any agency to which referral for investigation is made under
25 s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client

SENATE BILL 21**SECTION 1482**

1 under a purchase of services contract with the county department of social services
2 or tribal agency or with a resource center or other contracted entity under s. 46.283
3 (2), or a care management organization, ~~or a long-term care district~~, if necessary to
4 enable an employee or service provider to perform his or her duties, or to enable the
5 county department of social services or tribal agency to coordinate the delivery of
6 services to the client. An agency that releases information under this subsection
7 shall document that a request for information was received and what information
8 was provided.

9 **SECTION 1483.** 46.215 (1p) of the statutes is amended to read:

10 46.215 (1p) EXCHANGE OF INFORMATION; STATEWIDE AUTOMATED CHILD WELFARE
11 INFORMATION SYSTEM. Notwithstanding ss. ~~46.2895 (9)~~, 48.396 (1) and (2) (a), 48.78
12 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),
13 252.15, 253.07 (3) (c), 938.396 (1) (a) and (2), and 938.78 (2) (a), a county department
14 under this section may enter the content of any record kept or information received
15 by that county department into the statewide automated child welfare information
16 system established under s. 48.47 (7g).

17 **SECTION 1484.** 46.215 (2) (a) 1. of the statutes is amended to read:

18 46.215 (2) (a) 1. In order to ensure the availability of a full range of care and
19 services, the county department of social services may contract, either directly or
20 through the department of health services, with public or voluntary agencies or
21 others to purchase, in full or in part, care and services, except as provided under
22 subch. III of ch. 49 and s. 301.08 (2), ~~which~~ and except for community-based juvenile
23 delinquency-related services, that the county department of social services is
24 authorized by any statute to furnish in any manner. ~~This~~ That care and ~~these~~ those
25 services may be purchased from the department of health services if the department

SENATE BILL 21**SECTION 1484**

1 of health services has staff to furnish the that care and those services. If the county
2 department of social services has adequate staff, it may sell the that care and those
3 services directly to another county or state agency.

4 **SECTION 1485.** 46.215 (2) (a) 2. of the statutes is amended to read:

5 46.215 (2) (a) 2. In order to ensure the availability of a full range of care and
6 services, the county department of social services may contract, either directly or
7 through the department of children and families, with public or voluntary agencies,
8 or others to purchase, in full or in part, care and services under ch. 48 and subch. III
9 of ch. 49 ~~which~~ and community-based juvenile delinquency-related services that the
10 county department of social services is authorized to furnish. ~~This~~ That care and
11 ~~these~~ those services may be purchased from the department of children and families
12 if the department of children and families has staff to furnish the that care and those
13 services. If the county department of social services has adequate staff, it may sell
14 ~~the~~ that care and those services directly to another county or state agency.

15 **SECTION 1486.** 46.215 (2) (a) 3. of the statutes is amended to read:

16 46.215 (2) (a) 3. In order to ensure the availability of a full range of care and
17 services, the county department of social services may contract, either directly or
18 through the department of corrections, with public or voluntary agencies, or others
19 to purchase, in full or in part, ~~juvenile delinquency-related care and services which~~
20 correctional services that the county department of social services is authorized by
21 any statute to furnish in any manner. ~~Such~~ That care and those services may be
22 purchased from the department of corrections if the department of corrections has
23 staff to furnish the that care and those services. If the county department of social
24 services has adequate staff, it may sell the that care and those services directly to
25 another county or state agency.

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1 **SECTION 1487.** 46.215 (2) (c) 1. of the statutes is amended to read:

2 46.215 (2) (c) 1. A county department of social services shall develop, under the
3 requirements of s. 46.036, plans and contracts for the purchase of care and services
4 ~~to be purchased~~, except for care and services under subch. III of ch. 49 or s. 301.08
5 (2) and community-based juvenile delinquency-related services. The department
6 of health services may review the contracts and approve them if they are consistent
7 with s. 46.036 and if state or federal funds are available for ~~such~~ those purposes. The
8 joint committee on finance may require the department of health services to submit
9 the contracts to the committee for review and approval. The department of health
10 services may not make any payments to a county for programs included in a contract
11 under review by the committee. The department of health services shall reimburse
12 each county for the contracts from the appropriations under s. 20.435 (7) (b) and (o),
13 as appropriate, under s. 46.495.

14 **SECTION 1488.** 46.215 (2) (c) 2. of the statutes is amended to read:

15 46.215 (2) (c) 2. A county department of social services shall develop, under the
16 requirements of s. 49.34, plans and contracts for the purchase of care and services
17 ~~to be purchased~~ under ch. 48 and subch. III of ch. 49 and of community-based
18 juvenile delinquency-related services. The department of children and families may
19 review the contracts and approve them if they are consistent with s. 49.34 and if state
20 or federal funds are available for ~~such~~ those purposes. The joint committee on
21 finance may require the department of children and families to submit the contracts
22 to the committee for review and approval. The department of children and families
23 may not make any payments to a county for programs included in a contract under
24 review by the committee.

25 **SECTION 1489.** 46.215 (2) (c) 3. of the statutes is amended to read:

SENATE BILL 21**SECTION 1489**

1 46.215 (2) (c) 3. A county department of social services shall develop, under the
2 requirements of s. 301.08 (2), plans and contracts for ~~juvenile delinquency-related~~
3 ~~care and services to be purchased~~ the purchase of juvenile correctional services. The
4 department of corrections may review the contracts and approve them if they are
5 consistent with s. 301.08 (2) and if state or federal funds are available for such
6 purposes. The joint committee on finance may require the department of corrections
7 to submit the contracts to the committee for review and approval. The department
8 of ~~corrections~~ children and families may not make any payments under s. 48.526 to
9 a county for programs included in a contract under review by the committee. The
10 department of ~~corrections~~ children and families shall reimburse each county for the
11 contracts from the appropriations under s. ~~20.410 (3) (cd) and (ke)~~ 20.437 (1) (cj) and
12 (o) as appropriate.

13 **SECTION 1490.** 46.22 (1) (b) 1. b. of the statutes is amended to read:

14 46.22 (1) (b) 1. b. To make investigations ~~which~~ that relate to welfare services,
15 except as for welfare services provided under ch. 48 and subch. III of ch. 49,
16 community-based juvenile delinquency-related services, and juvenile correctional
17 services, upon request by the department of health services.

18 **SECTION 1491.** 46.22 (1) (b) 1. j. of the statutes is amended to read:

19 46.22 (1) (b) 1. j. If authorized under s. 46.283 (1) (a) ~~1~~, to apply to the
20 department of health services to operate a resource center under s. 46.283 and, if the
21 department contracts with the county under s. 46.283 (2), to operate the resource
22 center.

23 **SECTION 1492.** 46.22 (1) (b) 1. k. of the statutes is amended to read:

24 46.22 (1) (b) 1. k. If authorized under s. 46.284 (1) (a) ~~1~~, to apply to the
25 department of health services to operate a care management organization under s.

SENATE BILL 21**SECTION 1492**

1 46.284 and, if the department contracts with the county under s. 46.284 (2), to
2 operate the care management organization and, if appropriate, place funds in a risk
3 reserve.

4 **SECTION 1493.** 46.22 (1) (b) 2. a. of the statutes is created to read:

5 46.22 (1) (b) 2. a. To administer community-based juvenile
6 delinquency-related services under s. 48.526.

7 **SECTION 1494.** 46.22 (1) (b) 2. c. of the statutes is amended to read:

8 46.22 (1) (b) 2. c. To make investigations as provided under ch. 48 and subch.
9 III of ch. 49 and investigations relating to community-based juvenile
10 delinquency-related services upon request by the department of children and
11 families.

12 **SECTION 1495.** 46.22 (1) (b) 5m. a. of the statutes is amended to read:

13 46.22 (1) (b) 5m. a. To administer juvenile delinquency-related correctional
14 services under s. 301.26.

15 **SECTION 1496.** 46.22 (1) (b) 5m. c. of the statutes is amended to read:

16 46.22 (1) (b) 5m. c. To make investigations relating to juvenile
17 delinquency-related correctional services upon request by the department of
18 corrections.

19 **SECTION 1497.** 46.22 (1) (dm) of the statutes is amended to read:

20 46.22 (1) (dm) *Exchange of information; long-term care.* Notwithstanding ss.
21 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,
22 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social
23 services or tribal agency acting under this subsection may exchange confidential
24 information about a client, without the informed consent of the client, with any other
25 subunit of the same county department of social services or tribal agency, with a

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1 resource center or other contracted entity under s. 46.283 (2), a care management
2 organization, or a long-term care district, with an elder-adult-at-risk agency, an
3 adult-at-risk agency, or any agency to which referral for investigation is made under
4 s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client
5 under a purchase of services contract with the county department of social services
6 or tribal agency or with a resource center or other contracted entity under s. 46.283
7 (2), a care management organization, or a long-term care district, if necessary to
8 enable an employee or service provider to perform his or her duties, or to enable the
9 county department of social services or tribal agency to coordinate the delivery of
10 services to the client. An agency that releases information under this paragraph
11 shall document that a request for information was received and what information
12 was provided.

13 **SECTION 1498.** 46.22 (1) (dm) of the statutes, as affected by 2015 Wisconsin Act
14 (this act), is amended to read:

15 46.22 (1) (dm) *Exchange of information; long-term care.* Notwithstanding ss.
16 ~~46.2895 (9)~~, 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,
17 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social
18 services or tribal agency acting under this subsection may exchange confidential
19 information about a client, without the informed consent of the client, with any other
20 subunit of the same county department of social services or tribal agency, with a
21 resource center or other contracted entity under s. 46.283 (2), or a care management
22 organization, ~~or a long-term care district~~, with an elder-adult-at-risk agency, an
23 adult-at-risk agency, or any agency to which referral for investigation is made under
24 s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client
25 under a purchase of services contract with the county department of social services

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1 or tribal agency or with a resource center or other contracted entity under s. 46.283
2 (2), or a care management organization, or a long-term care district, if necessary to
3 enable an employee or service provider to perform his or her duties, or to enable the
4 county department of social services or tribal agency to coordinate the delivery of
5 services to the client. An agency that releases information under this paragraph
6 shall document that a request for information was received and what information
7 was provided.

8 **SECTION 1499.** 46.22 (1) (dp) of the statutes is amended to read:

9 46.22 (1) (dp) *Exchange of information; statewide automated child welfare*
10 *information system.* Notwithstanding ss. ~~46.2895 (9)~~, 48.396 (1) and (2) (a), 48.78 (2)
11 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),
12 252.15, 253.07 (3) (c), 938.396 (1) (a) and (2), and 938.78 (2) (a), a county department
13 under this section may enter the content of any record kept or information received
14 by that county department into the statewide automated child welfare information
15 system established under s. 48.47 (7g).

16 **SECTION 1500.** 46.22 (1) (e) 3. a. of the statutes is amended to read:

17 46.22 (1) (e) 3. a. A county department of social services shall develop, under
18 the requirements of s. 46.036, plans and contracts for the purchase of care and
19 services, except for care and services provided under ch. 48, subch. III of ch. 49, and
20 s. 301.08 (2), to be purchased and community-based juvenile delinquency-related
21 services. The department of health services may review the contracts and approve
22 them if they are consistent with s. 46.036 and to the extent that state or federal funds
23 are available for ~~such~~ those purposes. The joint committee on finance may require
24 the department of health services to submit the contracts to the committee for review
25 and approval. The department of health services may not make any payments to a

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1 county for programs included in the contract that is under review by the committee.

2 The department of health services shall reimburse each county for the contracts from
3 the appropriations under s. 20.435 (7) (b) and (o) according to s. 46.495.

4 **SECTION 1501.** 46.22 (1) (e) 3. b. of the statutes is amended to read:

5 46.22 (1) (e) 3. b. A county department of social services shall develop, under
6 the requirements of s. 49.34, plans and contracts for the purchase of care and services
7 under ch. 48 and subch. III of ch. 49 ~~to be purchased~~ and of community-based
8 juvenile delinquency-related services. The department of children and families may
9 review the contracts and approve them if they are consistent with s. 49.34 and to the
10 extent that state or federal funds are available for such purposes. The joint
11 committee on finance may require the department of children and families to submit
12 the contracts to the committee for review and approval. The department of children
13 and families may not make any payments to a county for programs included in the
14 contract that is under review by the committee.

15 **SECTION 1502.** 46.22 (1) (e) 3. c. of the statutes is amended to read:

16 46.22 (1) (e) 3. c. A county department of social services shall develop, under
17 the requirements of s. 301.08 (2), plans and contracts for the purchase of juvenile
18 ~~delinquency-related care and services to be purchased~~ correctional services. The
19 department of corrections may review the contracts and approve them if they are
20 consistent with s. 301.08 (2) and to the extent that state or federal funds are available
21 for ~~such~~ those purposes. The joint committee on finance may require the department
22 of corrections to submit the contracts to the committee for review and approval. The
23 department of ~~corrections~~ children and families may not make any payments under
24 s. 48.526 to a county for programs included in the contract that is under review by
25 the committee. The department of ~~corrections~~ children and families shall reimburse

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1 each county for the contracts from the appropriations under s. ~~20.410 (3) (ed) and (ke)~~
2 20.437 (1) (cj) and (o) as appropriate.

3 **SECTION 1503.** 46.22 (2g) (d) of the statutes is renumbered 46.22 (2g) (d) (intro.)
4 and amended to read:

5 46.22 (2g) (d) (intro.) Prepare, with the assistance of the county social services
6 director under sub. (3m) (b) 5., ~~a~~ all of the following:

7 1. A proposed budget for submission to the county executive or county
8 administrator, ~~a~~

9 2. A final budget for submission to the department of health services in
10 accordance with s. 46.031 (1) for authorized services, except services under ch. 48,
11 subch. III of ch. 49, or s. 301.08 (2), ~~a~~ and authorized community-based juvenile
12 delinquency-related services.

13 3. A final budget for submission to the department of children and families in
14 accordance with s. 49.325 for authorized services under ch. 48 and subch. III of ch.
15 49, ~~and a~~ and authorized community-based juvenile delinquency-related services.

16 4. A final budget for submission to the department of corrections in accordance
17 with s. 301.031 (1) for authorized juvenile ~~delinquency-related~~ correctional services.

18 **SECTION 1504.** 46.23 (3) (e) of the statutes is amended to read:

19 46.23 (3) (e) *Exchange of information; long-term care.* Notwithstanding ss.
20 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,
21 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of
22 human services or tribal agency acting under this section may exchange confidential
23 information about a client, without the informed consent of the client, with any other
24 subunit of the same county department of human services or tribal agency, with a
25 resource center or other contracted entity under s. 46.283 (2), a care management

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1 organization, or a long-term care district, with an elder-adult-at-risk agency, an
2 adult-at-risk agency, or any agency to which referral for investigation is made under
3 s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client
4 under a purchase of services contract with the county department of human services
5 or tribal agency or with a resource center or other contracted entity under s. 46.283
6 (2), a care management organization, or a long-term care district, if necessary to
7 enable an employee or service provider to perform his or her duties, or to enable the
8 county department of human services or tribal agency to coordinate the delivery of
9 services to the client. An agency that releases information under this paragraph
10 shall document that a request for information was received and what information
11 was provided.

12 **SECTION 1505.** 46.23 (3) (e) of the statutes, as affected by 2015 Wisconsin Act
13 (this act), is amended to read:

14 46.23 (3) (e) *Exchange of information; long-term care.* Notwithstanding ss.
15 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,
16 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of
17 human services or tribal agency acting under this section may exchange confidential
18 information about a client, without the informed consent of the client, with any other
19 subunit of the same county department of human services or tribal agency, with a
20 resource center or other contracted entity under s. 46.283 (2), or a care management
21 organization, ~~or a long-term care district~~, with an elder-adult-at-risk agency, an
22 adult-at-risk agency, or any agency to which referral for investigation is made under
23 s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client
24 under a purchase of services contract with the county department of human services
25 or tribal agency or with a resource center or other contracted entity under s. 46.283

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1 (2), or a care management organization, ~~or a long-term care district~~, if necessary to
2 enable an employee or service provider to perform his or her duties, or to enable the
3 county department of human services or tribal agency to coordinate the delivery of
4 services to the client. An agency that releases information under this paragraph
5 shall document that a request for information was received and what information
6 was provided.

7 **SECTION 1506.** 46.23 (3) (ed) of the statutes is amended to read:

8 46.23 (3) (ed) *Exchange of information; statewide automated child welfare*
9 *information system.* Notwithstanding ss. ~~46.2895 (9)~~, 48.396 (1) and (2) (a), 48.78 (2)
10 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),
11 252.15, 253.07 (3) (c), 938.396 (1) (a) and (2), and 938.78 (2) (a), a county department
12 under this section may enter the content of any record kept or information received
13 by that county department into the statewide automated child welfare information
14 system established under s. 48.47 (7g).

15 **SECTION 1507.** 46.23 (5) (a) 1. of the statutes is amended to read:

16 46.23 (5) (a) 1. Shall determine administrative and program policies, except as
17 provided under ch. 48 and subch. III of ch. 49 and except for policies relating to
18 community-based juvenile delinquency-related policies, services or to juvenile
19 correctional services, within limits established by the department of health services.
20 Policy decisions, except as provided under ch. 48 and subch. III of ch. 49 and except
21 for policy decisions relating to community-based juvenile delinquency-related
22 policies, services or to juvenile correctional services, that are not reserved by statute
23 for the department of health services may be delegated by the secretary to the county
24 human services board.

25 **SECTION 1508.** 46.23 (5) (a) 2. of the statutes is amended to read:

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1 46.23 (5) (a) 2. Shall determine administrative and program policies under ch.
2 48 and subch. III of ch. 49 and administrative and program policies relating to
3 community-based juvenile delinquency-related services within limits established
4 by the department of children and families. Policy decisions under ch. 48 and subch.
5 III of ch. 49 and policy decisions relating to community-based juvenile
6 delinquency-related services that are not reserved by statute for the department of
7 children and families may be delegated by the secretary of children and families to
8 the county human services board.

9 **SECTION 1509.** 46.23 (5) (a) 3. of the statutes is amended to read:

10 46.23 (5) (a) 3. Shall determine ~~juvenile delinquency-related~~ administrative
11 programs and policies relating to juvenile correctional services within limits
12 established by the department of corrections. ~~Juvenile delinquency-related policy~~
13 Policy decisions relating to juvenile correctional services that are not reserved by
14 statute for the department of corrections may be delegated by the secretary of
15 corrections to the county human services board.

16 **SECTION 1510.** 46.23 (5) (c) 1. of the statutes is amended to read:

17 46.23 (5) (c) 1. Shall determine whether state mandated services, except for
18 services under ch. 48 and subch. III of ch. 49, community-based juvenile
19 delinquency-related services, and juvenile delinquency-related correctional
20 services, are provided ~~or by~~ purchased from, or contracted for with local providers,
21 and monitor the performance of such those contracts. Purchase of services contracts
22 shall be subject to the conditions specified in s. 46.036.

23 **SECTION 1511.** 46.23 (5) (c) 2. of the statutes is amended to read:

24 46.23 (5) (c) 2. Shall determine whether state mandated services under ch. 48
25 and subch. III of ch. 49 and state-mandated community-based juvenile

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1 delinquency-related services are provided ~~or by~~, purchased from, or contracted for
2 with local providers, and monitor the performance of such those contracts. Purchase
3 of services contracts shall be subject to the conditions specified in s. 49.34.

4 **SECTION 1512.** 46.23 (5) (c) 3. of the statutes is amended to read:

5 46.23 (5) (c) 3. Shall determine whether state mandated juvenile
6 delinquency-related correctional services are provided ~~or by~~, purchased from, or
7 contracted for with local providers, and monitor the performance of such those
8 contracts. Purchase of service contracts shall be subject to the conditions specified
9 in s. 301.031.

10 **SECTION 1513.** 46.23 (5) (n) 1. of the statutes is amended to read:

11 46.23 (5) (n) 1. Shall submit a final budget in accordance with s. 46.031 (1) for
12 authorized services, except for services under ch. 48 and subch. III of ch. 49,
13 community-based juvenile delinquency-related services, and juvenile
14 delinquency-related correctional services. Notwithstanding the categorization of or
15 limits specified for funds allocated under s. 46.495 or 51.423 (2), with the approval
16 of the department of health services the county human services board may expend
17 ~~these~~ those funds consistent with any service provided under s. 46.495 or 51.42.

18 **SECTION 1514.** 46.23 (5) (n) 2. of the statutes is amended to read:

19 46.23 (5) (n) 2. Shall submit a final budget in accordance with s. 49.325 (1) for
20 authorized services under ch. 48 and subch. III of ch. 49 and for authorized
21 community-based juvenile delinquency-related services. Notwithstanding the
22 categorization of or limits specified for funds allocated under s. 48.569, with the
23 approval of the department of children and families the county human services board
24 may expend ~~these~~ those funds consistent with any service provided under s. 48.569.

25 **SECTION 1515.** 46.23 (5) (n) 3. of the statutes is amended to read:

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1 46.23 (5) (n) 3. Shall submit a final budget in accordance with s. 301.031 (1) for
2 authorized juvenile delinquency–related correctional services.

3 **SECTION 1516.** 46.23 (5m) (c) of the statutes is amended to read:

4 46.23 (5m) (c) Prepare, with the assistance of the county human services
5 director under sub. (6m) (e), a proposed budget for submission to the county executive
6 or county administrator; a final budget for submission to the department of health
7 services in accordance with s. 46.031 (1) for authorized services, except services
8 under ch. 48 and subch. III of ch. 49 and, community–based juvenile
9 delinquency–related services, and juvenile correctional services; a final budget for
10 submission to the department of children and families in accordance with s. 49.325
11 for authorized services under ch. 48 and subch. III of ch. 49, and for authorized
12 community–based juvenile delinquency–related services; and a final budget for
13 submission to the department of corrections in accordance with s. 301.031 for
14 authorized juvenile delinquency–related correctional services.

15 **SECTION 1517.** 46.23 (6) (a) (intro.) of the statutes is amended to read:

16 46.23 (6) (a) (intro.) A county human services director appointed under sub. (5)
17 (f) shall have all of the administrative and executive powers and duties of managing,
18 operating, maintaining, and improving the services and programs of the county
19 department of human services, Those powers and duties are subject to the rules
20 promulgated by the department of health services for programs, except that, with
21 respect to services or programs under ch. 48 and subch. III of ch. 49 and
22 community–based juvenile delinquency–related services or programs, those powers
23 and duties are subject to the rules promulgated by the department of children and
24 families for services or programs under ch. 48 and subch. III of ch. 49, and, with
25 respect to juvenile correctional services or programs, those powers and duties are

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1 subject to the rules promulgated by the department of corrections for juvenile
2 delinquency-related services or programs. In consultation with the county human
3 services board under sub. (5) and subject to its approval, the county human services
4 director shall prepare all of the following:

5 **SECTION 1518.** 46.266 of the statutes is repealed.

6 **SECTION 1519.** 46.268 of the statutes is repealed.

7 **SECTION 1520.** 46.27 (4) (am) of the statutes is repealed.

8 **SECTION 1521.** 46.27 (4) (c) (intro.) of the statutes is amended to read:

9 46.27 (4) (c) (intro.) The planning committee shall develop, ~~or, if the governing~~
10 ~~board of a resource center has under s. 46.283 (6) (b) 10. assumed the duties of the~~
11 ~~planning committee, the governing board of the resource center shall recommend a~~
12 community options plan for participation in the program. The plan shall include:

13 **SECTION 1522.** 46.27 (4) (c) 5. of the statutes is amended to read:

14 46.27 (4) (c) 5. A description of the method to be used by the committee ~~or, if~~
15 ~~the governing board of a resource center has under s. 46.283 (6) (b) 10. assumed the~~
16 ~~duties of the planning committee, the governing board of the resource center to~~
17 monitor the implementation of the program.

18 **SECTION 1523.** 46.27 (6r) (b) 1m. of the statutes is renumbered 46.27 (6r) (b)
19 1m. (intro.) and amended to read:

20 46.27 (6r) (b) 1m. (intro.) The person meets the requirements under s. ~~46.266~~
21 ~~(1) (a), (b) or (c)~~ any of the following for receipt of care in an institution for mental
22 diseases:

23 **SECTION 1524.** 46.27 (6r) (b) 1m. a. and b. of the statutes are created to read:

24 46.27 (6r) (b) 1m. a. A person who resided in the facility on the date of the
25 finding that a skilled nursing facility or intermediate care facility that provides care

SENATE BILL 21**SECTION 1524**

1 to Medical Assistance recipients to be an institution for mental diseases whose care
2 in the facility is disallowed for federal financial participation under Medical
3 Assistance.

4 b. A person who is aged 21 to 64, who has a primary diagnosis of mental illness,
5 who would meet the level of care requirements for Medical Assistance
6 reimbursement in a skilled nursing facility or intermediate care facility but for a
7 finding that the facility is an institution for mental diseases, and for whom services
8 would be provided in place of a person specified in subd. 1m. a. who discontinues
9 services.

10 **SECTION 1525.** 46.27 (7) (am) of the statutes is amended to read:

11 46.27 (7) (am) From the appropriation under s. 20.435 (7) (4) (bd), the
12 department shall allocate funds to each county or private nonprofit agency with
13 which the department contracts to pay assessment and case plan costs under sub.
14 (6) not otherwise paid by fee or under s. 49.45 or 49.78 (2). The department shall
15 reimburse multicounty consortia for the cost of assessing persons eligible for medical
16 assistance under s. 49.46, 49.468, 49.47, or 49.471 (4) (a) as part of the administrative
17 services of medical assistance, payable under s. 49.45 (3) (a). Counties may use
18 unspent funds allocated under this paragraph to pay the cost of long-term
19 community support services and for a risk reserve under par. (fr).

20 **SECTION 1526.** 46.27 (7) (b) of the statutes is amended to read:

21 46.27 (7) (b) From the appropriations under s. 20.435 (7) (4) (bd) and (im), the
22 department shall allocate funds to each county to pay the cost of providing long-term
23 community support services under sub. (5) (b) not otherwise paid under s. 49.45 to
24 persons eligible for medical assistance under s. 49.46, 49.47, or 49.471 (4) (a) or to
25 persons whom the county department or aging unit administering the program finds

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1 likely to become medically indigent within 6 months by spending excess income or
2 assets for medical or remedial care. The average per person reimbursement under
3 this paragraph may not exceed the state share of the average per person payment
4 rate the department expects under s. 49.45 (6m). The county department or aging
5 unit administering the program may spend funds received under this paragraph
6 only in accordance with the case plan and service contract created for each person
7 receiving long-term community support services. Counties may use unspent funds
8 allocated under this paragraph from the appropriation under s. 20.435 (7) (4) (bd) for
9 a risk reserve under par. (fr).

10 **SECTION 1527.** 46.27 (7) (fm) of the statutes is amended to read:

11 46.27 (7) (fm) The department shall, at the request of a county, carry forward
12 up to 5% of the amount allocated under this subsection to the county for a calendar
13 year if up to 5% of the amount so allocated has not been spent or encumbered by the
14 county by December 31 of that year, for use by the county in the following calendar
15 year, except that the amount carried forward shall be reduced by the amount of funds
16 that the county has notified the department that the county wishes to place in a risk
17 reserve under par. (fr). The department may transfer funds within s. 20.435 (7) (4)
18 (bd) to accomplish this purpose. An allocation under this paragraph does not affect
19 a county's base allocation under this subsection and shall lapse to the general fund
20 unless expended within the calendar year to which the funds are carried forward.
21 A county may not expend funds carried forward under this paragraph for
22 administrative or staff costs, except administrative or staff costs that are associated
23 with implementation of the waiver under sub. (11) and approved by the department.

24 **SECTION 1528.** 46.27 (7) (fr) 3. c. of the statutes is repealed.

25 **SECTION 1529.** 46.27 (7) (g) (intro.) of the statutes is amended to read:

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1 46.27 (7) (g) (intro.) The department may carry forward to the next state fiscal
2 year funds allocated under this subsection and not encumbered by counties by
3 December 31 or carried forward under par. (fm). The department may transfer
4 moneys within s. 20.435 (~~7~~) (4) (bd) to accomplish this purpose. An allocation under
5 this paragraph shall not affect a county's base allocation for the program. The
6 department may allocate these transferred moneys during the next fiscal year to
7 counties for planning and implementation of resource centers under s. 46.283 or care
8 management organizations under s. 46.284 and for the improvement or expansion
9 of long-term community support services for clients whose cost of care significantly
10 exceeds the average cost of care provided under this section, including any of the
11 following:

12 **SECTION 1530.** 46.27 (7g) (d) of the statutes is amended to read:

13 46.27 (7g) (d) The department may require the county department or aging
14 unit selected to administer the program in each county to gather and provide the
15 department with information needed to recover payment of long-term community
16 support services under this subsection. The department shall pay to the county
17 department or aging unit an amount equal to 5% of the recovery collected by the
18 department relating to a beneficiary for whom the county department or aging unit
19 made the last determination of eligibility for funding under sub. (7). A county
20 department or aging unit may use funds received under this paragraph only to pay
21 costs incurred under this paragraph and shall remit the remainder, if any, to the
22 department for deposit in the appropriation account under s. 20.435 (~~7~~) (4) (im). The
23 department may withhold payments under this paragraph for failure to comply with
24 the department's requirements under this paragraph. The department shall treat
25 payments made under this paragraph as costs of administration of the program.

SENATE BILL 21**SECTION 1531**

1 **SECTION 1531.** 46.27 (7g) (e) of the statutes is amended to read:

2 46.27 (7g) (e) From the appropriation under s. 20.435 (7) (4) (im), the
3 department shall pay the amount of the payments under par. (d) and shall spend the
4 remainder of the funds recovered under this subsection for long-term community
5 support services funded under sub. (7) (b).

6 **SECTION 1532.** 46.27 (11) (c) 3. of the statutes is amended to read:

7 46.27 (11) (c) 3. Medical assistance reimbursement for services a county, a
8 private nonprofit agency or an aging unit with which the department contracts
9 provides under this subsection shall be made from the appropriations under s. 20.435
10 (4) (bd) and (o) and (7) (b) ~~and (bd)~~.

11 **SECTION 1533.** 46.27 (13) of the statutes is created to read:

12 46.27 (13) PROGRAM TERMINATION. Notwithstanding subs. (5), (6), (6g), (6u), (7),
13 (7m), (8), and (11), after the date the family care benefit, as defined in s. 46.2805 (4),
14 is available to eligible residents of a county, the department may discontinue the
15 program under this section in that county.

16 **SECTION 1534.** 46.271 (1) (a) (intro.) of the statutes is amended to read:

17 46.271 (1) (a) (intro.) From the appropriation under s. 20.435 (7) (4) (bd), the
18 department shall award \$100,000 in each fiscal year to applying county departments
19 under s. 46.215, 46.22, 46.23, 51.42 or 51.437 or to an aging unit under the conditions
20 specified in par. (c) to establish pilot projects for home and community-based
21 long-term support services. Funds awarded to the pilot projects shall be used to do
22 any of the following:

23 **SECTION 1535.** 46.272 of the statutes is created to read:

24 **46.272 Children's community options program. (1) DEFINITIONS.** In this
25 section:

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1 (a) “Child” means a person under 22 years of age who is not receiving services
2 in or on a waiting list for an adult long-term care program.

3 (b) “Disability” means a severe physical, developmental, or emotional
4 impairment which is diagnosed medically, behaviorally, or psychologically, which is
5 characterized by the need for individually planned and coordinated care, treatment,
6 vocational rehabilitation, or other services and which has resulted or is likely to
7 result in substantial limitation on the ability to function in at least 2 of the following
8 areas, equivalent to nursing home or institution for mental disease level of care:

- 9 1. Self-care.
- 10 2. Receptive and expressive language.
- 11 3. Learning.
- 12 4. Mobility.
- 13 5. Self-direction.

14 (c) “Hospital” has the meaning provided in s. 50.33 (2).

15 (d) “Institutional setting” means a nursing home, as defined in s. 50.01 (3), a
16 state-operated long-term care facility, or any other residential facility that provides
17 long-term care to children outside of a home.

18 (e) “Residence” means the voluntary concurrence of physical presence with
19 intent to remain in a place of fixed habitation. Physical presence shall be prima facie
20 evidence of intent to remain.

21 (f) “State-operated long-term care facility” means a state center for the
22 developmentally disabled and a Wisconsin veterans home operated by the
23 department of veterans affairs under s. 45.50.

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1 (g) “Voluntary” means according to an individual’s free choice, if competent, or
2 by choice of his or her parent or guardian, if the individual is adjudicated
3 incompetent or is a minor.

4 (2) DEPARTMENTAL DUTIES. The department shall do all of the following to
5 establish a children’s community options program:

6 (a) Review and approve or disapprove the selection of a county department to
7 administer the children’s community options program.

8 (b) In consultation with representatives of counties, hospitals, and other
9 institutional settings and with recipients of children’s community support services,
10 develop guidelines for implementing the program and criteria for reviewing
11 community options plans from counties participating in the program under this
12 section. The guidelines and criteria shall address cost-effectiveness, scope,
13 feasibility and impact on the quality and appropriateness of health services and
14 social services and shall provide counties with maximum flexibility to develop
15 programs that address local needs.

16 (c) Review and approve or disapprove the community options plan of each
17 county participating in the children’s community options program.

18 (d) Require that a county, by use of a form provided by the department or other
19 appropriate procedure, ensure that persons receiving services under this section
20 meet the eligibility requirements for the children’s community options program.

21 (e) Periodically monitor the implementation of the children’s community
22 options program.

23 (f) Review and approve or disapprove the terms of risk reserve escrow accounts
24 created under sub. (13) (f) and approve or disapprove disbursements for
25 administrative or staff costs from the risk reserve escrow accounts.

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1 (4) DUTIES OF PARTICIPATING COUNTY DEPARTMENTS. Each participating county
2 department shall do all of the following:

3 (a) Appoint members to an advisory committee or appoint an existing
4 committee in the service area as the children’s community options advisory
5 committee to assist in developing the program plan and to monitor the program. The
6 committee shall include, but need not be limited to, the following members:

7 1. Parents of children with disabilities including, if possible, parents from
8 families that participate in the children’s community options program. To the
9 maximum extent possible, the parents shall be representative of the various
10 disability, racial, and ethnic groups in the service area. The members specified under
11 this subdivision shall constitute a majority of the membership of the committee.

12 2. Persons from the service area representing the county department under s.
13 46.23, 51.42, or 51.437 and the county department under s. 46.215 or 46.22, school
14 districts, and local health departments, as defined in s. 250.01 (4). At least one of the
15 committee members selected under this subdivision shall be a person providing
16 community social services to children with disabilities who are eligible for the
17 program.

18 3. Persons in the service area who provide social or educational services to
19 children who have disabilities other than the providers specified in subd. 2.

20 (b) Cooperate with the committee appointed under par. (a) to prepare a
21 program plan. The program plan shall include all of the following:

22 1. A description of the proposed program.

23 2. The estimated number of families that will be assessed and served.

24 3. A list of specific groups, if any, that will be given priority for available
25 funding.

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1 4. A description of the outreach procedures that will be used to ensure that the
2 program will be made available to children with physical, emotional, and mental
3 impairments.

4 5. The procedures that will be used to determine family needs.

5 6. A description of the methods that will be used for the development and
6 monitoring of service plans and for coordinating the provision of services and goods
7 to participating families.

8 7. A description of the methods that will be used to promote the creation of
9 informal support and advocacy systems for families.

10 8. A description of the method that will be used to monitor the children's
11 community options program.

12 (c) Submit the proposed program plan to the county board of supervisors in each
13 county in the service area for review. After approval by the county board of
14 supervisors in each county in which families are eligible to participate in the
15 program, the county department shall submit the proposed program plan to the
16 department.

17 (d) Administer the program or contract with a human service agency in the
18 service area to administer the program within the limits of state and federal funds
19 under subs. (13) and (14).

20 (e) In conjunction with the county department under s. 46.215 or 46.22, if any,
21 in the service area and with the administering agency, if it is not the county
22 department under s. 46.23, 51.42, or 51.437, coordinate the administration of the
23 program with the administration of other publicly funded programs that serve
24 children who have disabilities.

25 (f) Submit all information and reports required by the department.

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1 **(5) POWERS AND DUTIES OF A PRIVATE NONPROFIT AGENCY.** A private nonprofit
2 agency with which the department contracts for service under sub. (14) (b) 3. shall
3 have the powers and duties under this section of a county department designated to
4 administer the program.

5 **(6) DUTIES OF ADMINISTERING AGENCIES.** Each administering agency shall:

6 (a) Cooperate in the development of the program plan under sub. (4) (b).

7 (b) Provide information about the program and other programs for children
8 who have disabilities to families in the service area.

9 (c) Implement the program in accordance with the program plan.

10 (d) Designate one of its employees as the coordinator for each participating
11 family.

12 **(7) COUNTY DEPARTMENT DUTIES.** The county department selected to administer
13 the children’s community options program shall:

14 (a) Organize assessment activities specified in par. (f) and sub. (8). The county
15 department shall utilize persons for each assessment who can determine the needs
16 of the child being assessed and who know the availability within the county of
17 services. The county department shall coordinate the involvement of
18 representatives from the county departments under ss. 46.215, 46.22, 51.42 and
19 51.437, and health service providers in the assessment activities specified in sub. (8),
20 as well as the child being assessed and members of the child’s family or the child’s
21 guardian.

22 (b) Within the limits of state and federal funds allocated under sub. (13),
23 arrange service contracts under s. 46.036 and ensure the provision of necessary
24 long-term community support services for each child who meets the criteria for
25 services under the children’s community options program.

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1 (c) Within the limits of state and federal funds allocated under sub. (13),
2 provide for ongoing care management services in accordance with the requirements
3 established under sub. (10) (b) 1., periodic case plan review and follow-up services
4 for any child receiving community support services under the children’s community
5 options program.

6 (d) Determine, under sub. (9), the fee, if any, for all families or guardians of
7 children who meet the criteria to receive services and are applying for or receiving
8 children’s community support services that are funded under sub. (13) or (14).

9 (e) In the instances in which a child who is provided community support
10 services under this section for which the child or his or her parent or guardian
11 receives direct funding, serve directly as a fiscal agent or contract with a fiscal
12 intermediary to serve as a fiscal agent for that child for the purposes of performing
13 the responsibilities and protecting the interests of the individual under the
14 unemployment insurance law. The county department may elect to act as a fiscal
15 agent or contract with a fiscal intermediary to serve as a fiscal agent for a child who
16 is provided long-term community support services under s. 46.275, 46.277, 46.278,
17 46.2785, 46.495, 51.42, or 51.437. The fiscal agent under this paragraph is
18 responsible for remitting any federal unemployment compensation taxes or state
19 unemployment insurance contributions owed by the child, including any interest
20 and penalties which are owed by the child; for serving as the representative of the
21 child in any investigation, meeting, hearing or appeal involving ch. 108 or the federal
22 unemployment tax act (26 USC 3301 to 3311) in which the child is a party; and for
23 receiving, reviewing, completing and returning all forms, reports and other
24 documents required under ch. 108 or the federal unemployment tax act on behalf of
25 the child. A child may make an informed, knowing and voluntary election to waive

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1 the right to a fiscal agent. The waiver may be as to all or any portion of the fiscal
2 agent's responsibilities. The waiver may be rescinded in whole or in part at any time.

3 (f) Develop assessments and care plans according to uniform criteria
4 established by the department for children in all long-term care programs.

5 (8) ASSESSMENTS. Within the limits of state and federal funds allocated under
6 sub. (13) and within the limits of fees collected, an assessment shall be conducted for
7 any child with a disability who is seeking services in the program.

8 (9) FINANCIAL ELIGIBILITY AND FEES. (a) The department shall create a sliding
9 scale formula for a fee chargeable for conduct of an assessment under sub. (8), for
10 development of a case plan, and for children's long-term community support services
11 that is based on the child's ability to pay, unless prohibited from payment under the
12 federal Medicaid law.

13 (b) The county department selected to administer the program shall require all
14 children or their parents or guardians applying for children's long-term community
15 support services at the time of application and all children receiving the services that
16 are funded under sub. (13) or (14) annually to provide the following information:

- 17 1. A declaration of income, on a form prescribed by the department.
18 2. A declaration of costs paid annually for care and services related to the
19 special needs or disability of the child for whom the application is made or services
20 are provided.

21 (c) From the information obtained under par. (b), the county department shall
22 determine the amount of the fee for receipt of children's long-term community
23 support services under this section. The county department shall require payment
24 by the child or parent or guardian of the child of 100 percent of the amount calculated
25 under this paragraph.

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1 (d) The county department shall use funds received under par (c) to pay for
2 long-term community support services for children who are eligible for services
3 under the children’s community options program.

4 **(10) SERVICES; CARE MANAGEMENT REQUIREMENTS.** (a) 1. Within the limits of state
5 and federal funds allocated under sub. (13) and within the limits of fees collected, the
6 department shall reimburse, if applicable, and the county department or private
7 nonprofit agency shall provide long-term community support services to eligible
8 children who have a disability.

9 2. The department may not reimburse and the county department or private
10 nonprofit agency may not pay for room and board for children under the children’s
11 community options program.

12 (b) The department, after consulting with representatives of counties,
13 hospitals, and individuals who receive services under the children’s community
14 options program under this section, shall do all of the following:

15 1. Establish minimum requirements for the provision of care management
16 services, as defined by the department, including standards for care, times for
17 performance of duties, and size of case loads.

18 2. Specify a reasonable schedule for phasing in the requirements established
19 under subd. 1.

20 3. Provide technical consultation and assistance to the administrator of the
21 program with respect to the requirements established under subd. 1.

22 (c) The department need not promulgate as rules under ch. 227 the
23 requirements under par. (b) 1. or the schedule under par. (b) 2.

24 **(11) FISCAL RESPONSIBILITY.** Except as provided in s. 51.40, and within the
25 limitations under sub. (13) (a) 2., the fiscal responsibility of a county for an

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1 assessment, unless the assessment is performed by an entity under a contract as
2 specified under s. 46.284 (2), case plan, or services provided to a child under this
3 section is as follows:

4 (a) For a child seeking admission to or about to be admitted to an institutional
5 setting, the county in which the child has residence is the county of fiscal
6 responsibility.

7 (b) For a child residing in an institutional setting, except a state-operated
8 long-term care facility, the county in which the institution is located is the county
9 of fiscal responsibility.

10 (c) For a child living in an institutional setting, except a state-operated
11 long-term care facility, whose legal residence is established in another county, the
12 county in which the legal residence is established is the county of fiscal responsibility.

13 (d) For a child residing in a state-operated long-term care facility, or for a
14 person protectively placed under ch. 55, the county in which the child has residence
15 before he or she enters the state-operated long-term care facility or is protectively
16 placed is the county of fiscal responsibility.

17 **(12) REIMBURSEMENT DISALLOWANCES.** The department may disallow
18 reimbursement under this section for services provided to children who do not meet
19 the eligibility requirements for the children's community options program or any
20 other eligibility requirements established by the department.

21 **(13) FUNDING.** (a) Subject to pars. (b) and (h), from the appropriation under
22 s. 20.435 (4) (bd), the department shall allocate funds to each county or private
23 nonprofit agency with which the department contracts for all of the following
24 purposes:

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1 1. To pay assessment and case plan costs not otherwise paid by fee or under s.
2 49.45 or 49.78 (2). The department shall reimburse multicounty consortia for the
3 cost of assessing children eligible for medical assistance under s. 49.46, 49.468,
4 49.47, or 49.471 (4) (a) as part of the administrative services of medical assistance,
5 payable under s. 49.45 (3) (a). Counties may use unspent funds allocated under this
6 subdivision to pay the cost of long-term community support services and for a risk
7 reserve under par. (f).

8 2. To pay the cost of providing long-term community support services described
9 under sub. (7) (b) not otherwise paid under s. 49.45 to children eligible for medical
10 assistance under s. 49.46, 49.47, or 49.471 (4) (a). The county department
11 administering the program may spend funds received under this paragraph only in
12 accordance with the case plan and service contract created for each child receiving
13 long-term community support services. Counties may use unspent funds allocated
14 under this subdivision from the appropriation under s. 20.435 (4) (bd) for a risk
15 reserve under par. (f).

16 (b) 1. Receipt of funds under this section is subject to s. 46.495 (2).

17 2. The department may not release funds under this subsection before
18 approving the county's community options plan.

19 3. No county may use funds received under par. (a) 2. to pay for long-term
20 community support services provided to any child who resides in a nursing home,
21 unless the department waives this restriction on use of funds and the services are
22 provided in accordance with a discharge plan.

23 4. No county may use funds received under this section to purchase land or
24 construct buildings.

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1 (c) The department may release funds to counties acting jointly, if the counties
2 sign a contract approved by the secretary that explains the plans for joint
3 sponsorship.

4 (d) If the department determines that a county demonstrates a pattern of
5 failure to serve clients whose cost of care significantly exceeds the average cost of care
6 for children’s long-term community support services provided under this section, the
7 department may require that county to reserve a portion of funds allocated under
8 this subsection for provision of service to those clients.

9 (e) The department shall, at the request of a county, carry forward up to 5
10 percent of the amount allocated under this subsection to the county for a calendar
11 year if up to 5 percent of the amount so allocated has not been spent or encumbered
12 by the county by December 31 of that year, for use by the county in the following
13 calendar year, except that the amount carried forward shall be reduced by the
14 amount of funds that the county has notified the department that the county wishes
15 to place in a risk reserve under par. (f). The department may transfer funds within
16 s. 20.435 (4) (bd) to accomplish this purpose. An allocation under this paragraph does
17 not affect a county’s base allocation under this subsection and shall lapse to the
18 general fund unless expended within the calendar year to which the funds are
19 carried forward. A county may not expend funds carried forward under this
20 paragraph for administrative or staff costs, except administrative or staff costs that
21 are associated with implementation of the waiver under sub. (14) and approved by
22 the department.

23 (f) 1. Notwithstanding s. 46.036 (3) and (5m), a county may place in a risk
24 reserve funds that are allocated under par. (a) or sub. (14) (b) 1. and are not expended
25 or encumbered for services under this subsection or sub. (14). The county shall notify

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1 the department of this decision and of the amount to be placed in the risk reserve.
2 The county shall maintain the risk reserve in an interest-bearing escrow account
3 with a financial institution, as defined in s. 69.30 (1) (b), if the department has
4 approved the terms of the escrow. All interest from the principal shall be reinvested
5 in the escrow account.

6 2. The annual amount of a county's expenditure for a risk reserve, as specified
7 in subd. 1., may not exceed 10 percent of the county's most recent allocation under
8 par. (a) and sub. (14) (b) 1. or \$750,000, whichever is less. The total amount of the
9 risk reserve, including interest, may not exceed 15 percent of the county's most recent
10 allocation under this subsection.

11 3. A county may expend funds maintained in a risk reserve, as specified in subd.
12 1., for any of the following purposes:

13 a. To defray costs of children's long-term community support services under
14 this section.

15 b. If approved by the department, for administrative or staff costs under this
16 section.

17 4. A county that maintains a risk reserve, as specified in subd. 1., shall
18 annually, on a form prescribed by the department, submit to the department a record
19 of the status of the risk reserve, including revenues and disbursements.

20 (g) The department may carry forward to the next state fiscal year funds
21 allocated under this subsection and not encumbered by counties by December 31 or
22 carried forward under par. (e). The department may transfer moneys within s.
23 20.435 (4) (bd) to accomplish this purpose. An allocation under this paragraph shall
24 not affect a county's base allocation for the program. The department may allocate
25 these transferred moneys during the next fiscal year to counties for the improvement

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1 or expansion of long-term community support services for clients whose cost of care
2 significantly exceeds the average cost of care provided under this section, including
3 any of the following:

4 1. Specialized training for providers of services under this section.

5 2. Start-up costs for developing needed services.

6 3. Home modifications.

7 4. Purchase of medical equipment or other specially adapted equipment.

8 (h) Funds allocated under this subsection may not be used to replace any other
9 state and federal funds or any county funds that are currently being provided under
10 any program to a family whose child is receiving services through the children's
11 community options program.

12 (14) MEDICAL ASSISTANCE WAIVER. (a) The department may request a waiver
13 from the federal department of health and human services authorizing the
14 department to provide as part of the Medical Assistance program services for persons
15 who are eligible for children's long-term support community options program
16 services under sub. (7) (b).

17 (b) 1. Medical assistance reimbursement for services a county or a private
18 nonprofit agency, or with which the department contracts provides under this
19 subsection shall be made from the appropriations under s. 20.435 (4) (bd) and (o) and
20 (7) (b). Payments made under sub. (13) (a) may be used as the state share for
21 purposes of Medical Assistance reimbursement.

22 3. The department may contract for services under this subsection with a
23 county or a private nonprofit agency.

24 4. No county or private nonprofit agency may use funds received under this
25 subsection to provide residential services in a group home, as defined in s. 48.02 (7),

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1 that has more than 5 beds, unless the department approves the provision of services
2 in a group home that has 6 to 8 beds.

3 (c) If a county department or private nonprofit agency providing services under
4 this subsection is certified under s. 49.45 (37) (a), the waiver under s. 49.45 (37), if
5 in effect, applies to plans of care for children receiving services under this subsection.

6 **(15) RIGHT TO HEARING.** A child who is denied eligibility for services or whose
7 services are reduced or terminated under this section may request a hearing from the
8 department under s. 227.44, except that lack of adequate funding may not serve as
9 the basis for a request under this subsection.

10 **SECTION 1536.** 46.277 (5g) (b) of the statutes is renumbered 46.277 (5g) (b)
11 (intro.) and amended to read:

12 46.277 **(5g)** (b) (intro.) This section does not apply to the delicensure of a bed
13 of an institution for mental diseases of an individual who is aged 21 to 64, who has
14 a primary diagnosis of mental illness and who otherwise meets any of the following
15 requirements of s. ~~46.266 (1) (a), (b) or (c)~~:

16 **SECTION 1537.** 46.277 (5g) (b) 1. and 2. of the statutes are created to read:

17 46.277 **(5g)** (b) 1. A person who resided in the facility on the date of the finding
18 that a skilled nursing facility or intermediate care facility that provides care to
19 Medical Assistance recipients to be an institution for mental diseases whose care in
20 the facility is disallowed for federal financial participation under Medical
21 Assistance.

22 2. A person who is aged 21 to 64, who has a primary diagnosis of mental illness,
23 who would meet the level of care requirements for Medical Assistance
24 reimbursement in a skilled nursing facility or intermediate care facility but for a

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1 finding that the facility is an institution for mental diseases, and for whom services
2 would be provided in place of a person specified in subd. 1. who discontinues services.

3 **SECTION 1538.** 46.28 (1) (a) of the statutes is amended to read:

4 46.28 (1) (a) “Authority” means the Forward Wisconsin Housing and Economic
5 Development Authority created under ch. ~~234~~ 235.

6 **SECTION 1539.** 46.28 (3) of the statutes is amended to read:

7 46.28 (3) The department may authorize the authority to issue revenue bonds
8 under s. ~~234.61~~ 235.61 to finance any residential facility it approves under sub. (2).

9 **SECTION 1540.** 46.28 (4) of the statutes is amended to read:

10 46.28 (4) The department may charge sponsors for administrative costs and
11 expenses it incurs in exercising its powers and duties under this section and under
12 s. ~~234.61~~ 235.61.

13 **SECTION 1541.** 46.2803 (1) of the statutes is amended to read:

14 46.2803 (1) In order to facilitate the transition to the ~~long-term care system~~
15 ~~specified in ss. family care program as defined in s. 46.2805 to 46.2895~~ (4m), within
16 the limits of applicable federal statutes and regulations and if the secretary of health
17 services finds it necessary, he or she may grant a county limited waivers to or
18 exemptions from ss. 46.27 (3) (e) (intro.), 1. and 2. and (f), (5) (d) and (e), (6) (a) 1., 2.
19 and 3. and (b) (intro.), 1. and 2., (6r) (c), (7) (b), (cj) and (cm) and (11) (c) 5m. (intro.)
20 and 6. and 46.277 (3) (a), (4) (a) and (5) (d) 1m., 1n. and 2. and rules promulgated
21 under those provisions.

22 **SECTION 1542.** 46.2803 (2) of the statutes is amended to read:

23 46.2803 (2) Notwithstanding s. 46.27 (7), a county in which a care management
24 organization is operating pursuant to a contract under s. 46.284 (2) or a county in
25 which a program described under s. 46.2805 ~~(1)-(a)~~ (4k) or ~~(b)~~ (9m) is administered

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1 may use funds appropriated under s. 20.435 ~~(7)~~ (4) (bd) and allocated to the county
2 under s. 46.27 (7) to provide community mental health or substance abuse services
3 and supports for persons with mental illness or persons in need of services or
4 supports for substance abuse and to provide services under the Family Support
5 Program under s. 46.985.

6 **SECTION 1543.** 46.2803 (2) of the statutes, as affected by 2015 Wisconsin Act
7 (this act), is amended to read:

8 46.2803 (2) Notwithstanding s. 46.27 (7), a county in which a care management
9 organization is operating pursuant to a contract under s. 46.284 (2) or a county in
10 which a program described under s. 46.2805 (4k) or (9m) is administered may use
11 funds appropriated under s. 20.435 (4) (bd) and allocated to the county under s. 46.27
12 (7) to provide community mental health or substance abuse services and supports for
13 persons with mental illness or persons in need of services or supports for substance
14 abuse ~~and to provide services under the Family Support Program under s. 46.985.~~

15 **SECTION 1544.** 46.2804 of the statutes is repealed.

16 **SECTION 1545.** 46.2805 (intro.) of the statutes is amended to read:

17 **46.2805 Definitions; long-term care.** (intro.) In ss. 46.2805 to 46.2895
18 46.288:

19 **SECTION 1546.** 46.2805 (1) (intro.) of the statutes is amended to read:

20 46.2805 (1) (intro.) “Care management organization” means all of the
21 following:

22 (cm) Before January 1, 2017, or the date specified in 2015 Wisconsin Act
23 (this act), section 9118 (9), whichever is later, an entity that is certified as meeting
24 the requirements for a care management organization under s. 46.284 (3) and that

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1 has a contract under s. 46.284 (2). ~~“Care management organization” does not mean~~
2 ~~an entity that contracts with the department to operate one of the following:~~

3 **SECTION 1547.** 46.2805 (1) (a) of the statutes is repealed.

4 **SECTION 1548.** 46.2805 (1) (b) of the statutes is repealed.

5 **SECTION 1549.** 46.2805 (1) (dm) of the statutes is created to read:

6 46.2805 (1) (dm) Beginning on January 1, 2017, or the date specified in 2015
7 Wisconsin Act (this act), section 9118 (9), whichever is later, an insurer that is
8 licensed and in compliance with the applicable provisions of chs. 600 to 646, that is
9 certified as meeting the requirements for a care management organization under s.
10 46.284 (3), and that has a contract under s. 46.284 (2).

11 **SECTION 1550.** 46.2805 (4) of the statutes is amended to read:

12 46.2805 (4) “Family care benefit” means financial assistance for long-term
13 care and support items for an enrollee and any financial assistance, as specified by
14 the department, for primary and acute health care services under s. 49.46 (2) for an
15 enrollee.

16 **SECTION 1551.** 46.2805 (4k) of the statutes is created to read:

17 46.2805 (4k) “Family Care Partnership Program” means an integrated health
18 and long-term care program operated under an amendment to the state Medical
19 Assistance plan under 42 USC 1396u-2 and a waiver under 42 USC 1396n (c).

20 **SECTION 1552.** 46.2805 (4m) of the statutes is created to read:

21 46.2805 (4m) “Family care program” means the program under s. 46.2805 to
22 46.2895 that provides the family care benefit.

23 **SECTION 1553.** 46.2805 (4m) of the statutes, as created by 2015 Wisconsin Act
24 (this act), is amended to read:

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1 46.2805 (4m) “Family care program” means the program under s. 46.2805 to
2 46.2895 46.288 that provides the family care benefit.

3 **SECTION 1554.** 46.2805 (7r) of the statutes is repealed.

4 **SECTION 1555.** 46.2805 (7u) of the statutes is repealed.

5 **SECTION 1556.** 46.2805 (9m) of the statutes is created to read:

6 46.2805 (9m) “Program of all-inclusive care for the elderly” means an
7 integrated health and long-term care program operated under 42 USC 1395eee or
8 1396u-4.

9 **SECTION 1557.** 46.2805 (10) of the statutes is amended to read:

10 46.2805 (10) “Resource center” means an entity that meets the standards for
11 operation under s. 46.283 (3) or, if under contract to provide a portion of the services
12 specified under s. 46.283 (3), meets the standards for operation with respect to those
13 services, and fulfills the duties under s. 46.283 (4).

14 **SECTION 1558.** 46.2805 (10m) of the statutes is amended to read:

15 46.2805 (10m) “Self-directed services option” means the option in the family
16 care program that is operated under a waiver from the secretary of the federal
17 department of health and human services under 42 USC 1396n (e) in which an
18 enrolled individual selects his or her own services and service providers.

19 **SECTION 1559.** 46.281 (1d) of the statutes is amended to read:

20 46.281 (1d) WAIVER REQUEST. The department shall request from the secretary
21 of the federal department of health and human services any waivers of federal
22 medicaid laws necessary to permit the use of federal moneys to provide the family
23 care benefit to recipients of medical assistance. The department shall implement
24 any waiver that is approved and that is consistent with ss. 46.2805 to ~~46.2895~~ 46.288.
25 Regardless of whether a waiver is approved, the department may implement

SENATE BILL 21**SECTION 1559**

1 operation of resource centers, care management organizations, and the family care
2 benefit.

3 **SECTION 1560.** 46.281 (1g) (a) of the statutes is renumbered 46.281 (1g) and
4 amended to read:

5 46.281 (1g) CONTRACTING FOR RESOURCE CENTERS AND CARE MANAGEMENT
6 ORGANIZATIONS. ~~Subject to par. (b), the~~ The department may contract with entities or
7 resource centers as provided under s. 46.283 (2) to provide any of the services under
8 s. 46.283 (3) and (4) ~~as resource centers~~ in any geographic area in the state, and may
9 contract with entities as provided under s. 46.284 (2) to administer the family care
10 benefit as care management organizations ~~in any geographic area in the state.~~

11 **SECTION 1561.** 46.281 (1g) (b) of the statutes is repealed.

12 **SECTION 1562.** 46.281 (1n) (b) 3. of the statutes is amended to read:

13 46.281 (1n) (b) 3. Conduct ongoing evaluations of managed care programs for
14 provision of long-term care services that are funded by medical assistance, as
15 defined in s. 46.278 (1m) (b), as to client access to services, the availability of client
16 choice of living and service options, quality of care, and cost-effectiveness. In
17 evaluating the availability of client choice, the department shall evaluate the
18 opportunity for a client ~~to arrange for, manage, and monitor his or her family care~~
19 ~~benefit directly or with assistance,~~ self-directed services option as specified in s.
20 46.284 (4) (e).

21 **SECTION 1563.** 46.281 (1n) (b) 4. of the statutes is amended to read:

22 46.281 (1n) (b) 4. Require that quality assurance and quality improvement
23 efforts be included throughout the ~~long-term care system specified in ss. 46.2805 to~~
24 ~~46.2895~~ family care program.

25 **SECTION 1564.** 46.281 (1n) (d) of the statutes is repealed.

SENATE BILL 21**SECTION 1565**

1 **SECTION 1565.** 46.281 (1n) (e) of the statutes is amended to read:

2 46.281 (1n) (e) Contract with a person to provide the advocacy services
3 described under s. 16.009 (2) (p) 1. to 5. to actual or potential recipients of the family
4 care benefit who are under age 60 or to their families or guardians. The department
5 may not contract under this paragraph with a county or with a person who has a
6 contract with the department to provide services under s. 46.283 (3) ~~and (4)~~ as a
7 resource center or other entity or to administer the family care benefit as a care
8 management organization. The contract under this paragraph shall include as a
9 goal that the provider of advocacy services provide one advocate for every 2,500
10 individuals under age 60 who receive the family care benefit or who participates in
11 the self-directed services option.

12 **SECTION 1566.** 46.281 (3) of the statutes is amended to read:

13 46.281 (3) DUTY OF THE SECRETARY. The secretary shall certify to each county,
14 hospital, nursing home, community-based residential facility, adult family home,
15 and residential care apartment complex the date on which a resource center or other
16 entity under contract under s. 46.283 (2) that serves the area of the county, hospital,
17 nursing home, community-based residential facility, adult family home, or
18 residential care apartment complex is first available to perform functional
19 screenings and financial and cost-sharing screenings. To facilitate phase-in of
20 services of ~~resource centers~~, the secretary may certify that the resource center or
21 other entity is available for specified groups of eligible individuals or for specified
22 facilities in the county.

23 **SECTION 1567.** 46.281 (4) (c) of the statutes is amended to read:

24 46.281 (4) (c) Each county in which the department has a contract with an
25 entity to administer the family care benefit, and in which the department had such

SENATE BILL 21**SECTION 1567**

1 a contract before January 1, 2006, shall annually either pay the department or agree
2 to reduce the community aids distribution to the county under s. 46.40 (2) by the
3 amount that the county paid the department, or by which the county's community
4 aids distribution was reduced, in calendar year 2006 to fund the family care program
5 ~~under ss. 46.2805 to 46.2895.~~

6 **SECTION 1568.** 46.281 (4) (d) of the statutes is amended to read:

7 46.281 (4) (d) The department shall deposit payments made by counties under
8 this subsection in the appropriation account under s. 20.435 (7) (g) (4) (h).

9 **SECTION 1569.** 46.2825 of the statutes is repealed.

10 **SECTION 1570.** 46.283 (title) of the statutes is amended to read:

11 **46.283 (title) Resource centers; resource functions.**

12 **SECTION 1571.** 46.283 (1) (a) (intro.) and 1. of the statutes are consolidated,
13 renumbered 46.283 (1) (a) and amended to read:

14 46.283 (1) (a) A county board of supervisors and, in a county with a county
15 executive or a county administrator, the county executive or county administrator,
16 may decide all of the following: 1. ~~Whether~~ whether to authorize one or more county
17 departments under s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82
18 (1) (a) 1., 2., or 3. to apply to the department for a contract to operate a resource center
19 and, if so, which to authorize and what client group to serve.

20 **SECTION 1572.** 46.283 (1) (a) 2. of the statutes is repealed.

21 **SECTION 1573.** 46.283 (2) (intro.) of the statutes is renumbered 46.283 (2) and
22 amended to read:

23 46.283 (2) ~~EXCLUSIVE~~ RESOURCE CENTER CONTRACT; CONTRACT FOR CERTAIN
24 FUNCTIONS. The department may contract to operate a resource center with counties,
25 long-term care districts, or the governing body of a tribe or band or the Great Lakes

SENATE BILL 21**SECTION 1573**

1 Inter-Tribal Council, Inc., under a joint application of any of these, or with a private
2 entity or nonprofit organization if the department determines that the organization
3 has no significant connection to an entity that operates a care management
4 organization and if any of the following applies: The department may contract with
5 an entity other than a resource center to perform certain functions of a resource
6 center.

7 **SECTION 1574.** 46.283 (2) of the statutes, as affected by 2015 Wisconsin Act
8 (this act), is amended to read:

9 46.283 (2) RESOURCE CENTER CONTRACT; CONTRACT FOR CERTAIN FUNCTIONS. The
10 department may contract to operate a resource center with counties, ~~long-term care~~
11 ~~districts~~, or the governing body of a tribe or band or the Great Lakes Inter-Tribal
12 Council, Inc., under a joint application of any of these, or with a private entity or
13 nonprofit organization if the department determines that the organization has no
14 significant connection to an entity that operates a care management organization.
15 The department may contract with an entity other than a resource center to perform
16 certain functions of a resource center.

17 **SECTION 1575.** 46.283 (2) (a) of the statutes is repealed.

18 **SECTION 1576.** 46.283 (2) (b) of the statutes is repealed.

19 **SECTION 1577.** 46.283 (3) (title) of the statutes is repealed and recreated to
20 read:

21 46.283 (3) (title) RESOURCE FUNCTION DUTIES.

22 **SECTION 1578.** 46.283 (3) (intro.) of the statutes is amended to read:

23 46.283 (3) (intro.) The department shall assure that at least all may in a
24 contract with a resource center or other entity specify that the resource center or

SENATE BILL 21**SECTION 1578**

1 ~~other entity provide any~~ of the following ~~are available to a person who contacts a~~
2 ~~resource center for service~~ services or functions:

3 **SECTION 1579.** 46.283 (3) (e) of the statutes is amended to read:

4 46.283 (3) (e) A determination of financial eligibility and of the maximum
5 amount of cost sharing required for a person who is seeking long-term care services
6 or the family care benefit, under standards prescribed by the department.

7 **SECTION 1580.** 46.283 (4) (title) of the statutes is amended to read:

8 46.283 (4) (title) DUTIES; RESOURCE CENTERS.

9 **SECTION 1581.** 46.283 (4) (a) of the statutes is renumbered 46.283 (3) (L) and
10 amended to read:

11 46.283 (3) (L) ~~Provide~~ Provision of services statewide or within the entire
12 geographic area prescribed for the resource center or other entity by the department
13 as specified in the contract.

14 **SECTION 1582.** 46.283 (4) (e) of the statutes is renumbered 46.283 (3) (m) and
15 amended to read:

16 46.283 (3) (m) ~~Provide information~~ Information about the services of the
17 resource center or other entity, including the services specified in sub. (3) (d), about
18 assessments under s. 46.284 (4) (b) and care plans under s. 46.284 (4) (c), and about
19 the family care benefit and the self-directed services option to all older persons and
20 adults with a physical or developmental disability who are residents of nursing
21 homes, community-based residential facilities, adult family homes, and residential
22 care apartment complexes in the area of the resource center or other entity when the
23 benefit under s. 46.286 first becomes available in the county where the nursing home,
24 community-based residential facility, adult family home, or residential care
25 apartment complex is located.

SENATE BILL 21**SECTION 1583**

1 **SECTION 1583.** 46.283 (4) (f) of the statutes is renumbered 46.283 (3) (n) and
2 amended to read:

3 46.283 (3) (n) ~~Perform~~ Performance of a functional screening and a financial
4 and cost-sharing screening for any resident, as specified in par. (e) (m), who requests
5 a screening and assist any resident who is eligible and chooses to enroll in a care
6 management organization ~~or the self-directed services option~~ to do so.

7 **SECTION 1584.** 46.283 (4) (g) of the statutes is renumbered 46.283 (3) (o) and
8 amended to read:

9 46.283 (3) (o) ~~Perform~~ Performance of a functional screening and a financial
10 and cost-sharing screening for any person seeking admission to a nursing home,
11 community-based residential facility, residential care apartment complex, or adult
12 family home, if the secretary has certified that the resource center or other entity is
13 available to the person and the facility and the person is determined by the resource
14 center or other entity to have a condition that is expected to last at least 90 days that
15 would require care, assistance, or supervision. A resource center or other entity may
16 not require a financial and cost-sharing screening for a person seeking admission
17 or about to be admitted on a private pay basis who waives the requirement for a
18 financial and cost-sharing screening under this paragraph, unless the person is
19 expected to become eligible for medical assistance within 6 months. A resource
20 center or other entity need not perform a functional screening for a person seeking
21 admission or about to be admitted for whom a functional screening was performed
22 within the previous 6 months.

23 **SECTION 1585.** 46.283 (4) (j) of the statutes is repealed.

24 **SECTION 1586.** 46.283 (5) of the statutes is amended to read:

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1 46.283 (5) FUNDING. From the appropriation accounts under s. 20.435 (4) (b),
2 ~~(bd), (bm), (gm), (pa), and (w) and (7) (b), (bd), and (md)~~, the department may contract
3 with organizations ~~that meet standards under sub. (3)~~ for performance of the duties
4 under sub. (4) ~~(3)~~ and shall distribute funds for services provided by resource centers
5 and other entities.

6 **SECTION 1587.** 46.283 (6) of the statutes is repealed.

7 **SECTION 1588.** 46.283 (7) (intro.) of the statutes is amended to read:

8 46.283 (7) (intro.) No record, as defined in s. 19.32 (2), of a resource center or
9 other contracted entity under sub. (2) that contains personally identifiable
10 information, as defined in s. 19.62 (5), concerning an individual who receives services
11 from the resource center may be disclosed by the resource center without the
12 individual's informed consent, except as follows:

13 **SECTION 1589.** 46.283 (7) (a) of the statutes is amended to read:

14 46.283 (7) (a) A resource center or other contracted entity under sub. (2) may
15 provide information as required to comply with s. 16.009 (2) (p) or 49.45 (4) or as
16 necessary for the department to administer the family care program ~~under ss.~~
17 ~~46.2805 to 46.2895.~~

18 **SECTION 1590.** 46.283 (7) (b) of the statutes is amended to read:

19 46.283 (7) (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45
20 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a resource center
21 or other contracted entity under sub. (2) acting under this section may exchange
22 confidential information about a client, as defined in s. 46.287 (1), without the
23 informed consent of the client, under s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm),
24 46.23 (3) (e), 46.284 (7), 46.2895 (10), 51.42 (3) (e) or 51.437 (4r) (b) in the ~~county~~
25 operating area of the resource center or other entity, if necessary to enable the

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1 resource center or other entity to perform its duties or to coordinate the delivery of
2 services to the client.

3 **SECTION 1591.** 46.283 (7) (b) of the statutes, as affected by 2015 Wisconsin Act
4 (this act), is amended to read:

5 46.283 (7) (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45
6 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a resource center
7 or other contracted entity under sub. (2) acting under this section may exchange
8 confidential information about a client, as defined in s. 46.287 (1), without the
9 informed consent of the client, under s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm),
10 46.23 (3) (e), 46.284 (7), ~~46.2895 (10)~~, 51.42 (3) (e) or 51.437 (4r) (b) in the operating
11 area of the resource center or other entity, if necessary to enable the resource center
12 or other entity to perform its duties or to coordinate the delivery of services to the
13 client.

14 **SECTION 1592.** 46.284 (1) (a) (intro.) and 1. of the statutes are consolidated,
15 renumbered 46.284 (1) (a) and amended to read:

16 46.284 (1) (a) A county board of supervisors and, in a county with a county
17 executive or a county administrator, the county executive or county administrator,
18 may decide all of the following: 1. ~~Whether~~ whether to authorize one or more county
19 departments under s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82
20 (1) (a) 1. or 2. to apply to the department for a contract to operate a care management
21 organization and, if so, which to authorize and what client group to serve.

22 **SECTION 1593.** 46.284 (1) (a) 2. of the statutes is repealed.

23 **SECTION 1594.** 46.284 (2) (a) of the statutes is amended to read:

24 46.284 (2) (a) The department may contract for operation of a care
25 management organization only with an entity that is certified by the department as

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1 meeting the requirements under sub. (3). No entity may operate as a care
2 management organization under the requirements of this section unless so certified
3 and under contract with the department.

4 **SECTION 1595.** 46.284 (2) (bm) of the statutes is amended to read:

5 46.284 (2) (bm) The department may contract with counties, long-term care
6 districts, the governing body of a tribe or band or the Great Lakes inter-tribal
7 council, inc., or under a joint application of any of these, or with a private
8 organization that has no significant connection to an entity that operates a resource
9 center. ~~Proposals for contracts under this subdivision shall be solicited under a~~
10 ~~competitive sealed proposal process under s. 16.75 (2m) and the department shall~~
11 ~~evaluate the proposals primarily as to the quality of care that is proposed to be~~
12 ~~provided, certify those~~ The department may contract with any applicants that meet
13 it certifies as meeting the requirements specified in sub. (3) (a), select certified
14 applicants for contract and contract with the selected applicants. The department
15 is not required to solicit proposals for contracts to be a care management
16 organization under a competitive sealed proposal process.

17 **SECTION 1596.** 46.284 (2) (bm) of the statutes, as affected by 2015 Wisconsin
18 Act (this act), is amended to read:

19 46.284 (2) (bm) The department may contract with counties, ~~long-term care~~
20 ~~districts~~, the governing body of a tribe or band or the Great Lakes inter-tribal
21 council, inc., or under a joint application of any of these, or with a private
22 organization that has no significant connection to an entity that operates a resource
23 center. The department may contract with any applicants that it certifies as meeting
24 the requirements specified in sub. (3) (a). The department is not required to solicit

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1 proposals for contracts to be a care management organization under a competitive
2 sealed proposal process.

3 **SECTION 1597.** 46.284 (2) (c) of the statutes is repealed.

4 **SECTION 1598.** 46.284 (2) (d) of the statutes is repealed.

5 **SECTION 1599.** 46.284 (3) (b) 10. of the statutes is amended to read:

6 46.284 (3) (b) 10. Coverage statewide or for a geographic area specified by the
7 department if the department grants the applicant an exception to statewide
8 coverage.

9 **SECTION 1600.** 46.284 (3) (b) 11. of the statutes is amended to read:

10 46.284 (3) (b) 11. The ability to develop strong linkages with systems and
11 services that are not directly within the scope of the applicant's responsibility but
12 that are important to the target group that it proposes to serve, ~~including.~~

13 11m. If the department chooses to make primary and acute health care services
14 part of the family care benefit, the ability to provide or provide access to primary and
15 acute health care services under s. 49.46 (2) as determined by the department.

16 **SECTION 1601.** 46.284 (3m) of the statutes is repealed.

17 **SECTION 1602.** 46.284 (4) (e) of the statutes is amended to read:

18 46.284 (4) (e) Provide, within guidelines established by the department, a
19 ~~mechanism~~ self-directed services option by which an enrollee may arrange for,
20 manage, and monitor his or her family care benefit directly or with the assistance of
21 another person chosen by the enrollee. The care management organization shall
22 provide each enrollee with a form on which the enrollee shall indicate whether he or
23 she has been offered the self-directed services option under this paragraph and
24 whether he or she has accepted or declined the self-directed services option. If the
25 enrollee accepts the option, the care management organization shall monitor the

SENATE BILL 21**SECTION 1602**

1 enrollee's use of a fixed budget for purchase of services or support items from any
2 qualified provider, monitor the health and safety of the enrollee, and provide
3 assistance in management of the enrollee's budget and services at a level tailored to
4 the enrollee's need and desire for the assistance.

5 **SECTION 1603.** 46.284 (5) (a) of the statutes is amended to read:

6 46.284 (5) (a) From the appropriation accounts under s. 20.435 (4) (b), (bd), (g),
7 (gm), (h), (im), (o), and (w) and (7) (b), ~~(bd)~~, and ~~(g)~~, the department shall provide
8 funding on a capitated payment basis for the provision of services under this section.
9 Notwithstanding s. 46.036 (3) and (5m), a care management organization that is
10 under contract with the department may expend the funds, consistent with this
11 section, including providing payment, on a capitated basis, to providers of services
12 under the family care benefit.

13 **SECTION 1604.** 46.284 (5) (d) 4. of the statutes is amended to read:

14 46.284 (5) (d) 4. The requirement that a care management organization place
15 funds in a risk reserve and maintain the risk reserve in an interest-bearing escrow
16 account with a financial institution, as defined in s. 69.30 (1) (b), ~~or invest funds as~~
17 ~~specified in s. 46.2895 (4) (j) 2. or 3.~~ Moneys in the risk reserve or invested as specified
18 in this subdivision may be expended only for the provision of services under this
19 section. If a care management organization ceases participation under this section,
20 the funds in the risk reserve or invested as specified in this subdivision, minus any
21 contribution of moneys other than those specified in par. (c), shall be returned to the
22 department. The department shall expend the moneys for the payment of
23 outstanding debts to providers of family care benefit services and for the
24 continuation of family care benefit services to enrollees.

25 **SECTION 1605.** 46.284 (6) of the statutes is amended to read:

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1 46.284 (6) GOVERNING BOARD. A care management organization shall have a
2 governing board that reflects the ethnic and economic diversity of the geographic
3 area served by the care management organization. At least one-fourth of the
4 members of the governing board shall be representative of the ~~client group or groups~~
5 ~~whom the care management organization is contracted to serve or those clients'~~
6 enrollees or the enrollees' family members, guardians, or other advocates.

7 **SECTION 1606.** 46.284 (7) (a) of the statutes is amended to read:

8 46.284 (7) (a) A care management organization may provide information as
9 required to comply with s. 16.009 (2) (p) or 49.45 (4) or as necessary for the
10 department to administer the family care program ~~under ss. 46.2805 to 46.2895.~~

11 **SECTION 1607.** 46.284 (7) (b) of the statutes is amended to read:

12 46.284 (7) (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45
13 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a care
14 management organization acting under this section may exchange confidential
15 information about a client, as defined in s. 46.287 (1), without the informed consent
16 of the client, under s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.283
17 (7), ~~46.2895 (10)~~, 51.42 (3) (e) or 51.437 (4r) (b) in the county of the care management
18 organization, if necessary to enable the care management organization to perform
19 its duties or to coordinate the delivery of services to the client.

20 **SECTION 1608.** 46.285 (intro.) and (1) of the statutes are consolidated,
21 renumbered 46.285 and amended to read:

22 **46.285 Operation of resource center and care management**
23 **organization.** In order to meet federal requirements and assure federal financial
24 participation in funding of the family care benefit, a county, a tribe or band, ~~a~~
25 ~~long-term care district~~ or an organization, including a private, nonprofit

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1 corporation, may not directly operate both a resource center and a care management
2 organization, except as follows: ~~(1) For that for~~ an entity with which the department
3 has contracted under s. 46.281 (1) (e) 1., 2005 stats., provision of the services
4 specified under s. 46.283 (3) (b), (e), (f) and (g) shall be structurally separate from the
5 provision of services of the care management organization by January 1, 2001.

6 **SECTION 1609.** 46.285 (2) of the statutes is repealed.

7 **SECTION 1610.** 46.286 (3g) of the statutes is created to read:

8 46.286 (3g) TRANSFERRING CARE MANAGEMENT ORGANIZATIONS. An enrollee may
9 transfer his or her enrollment to a different care management organization but only
10 during an open enrollment period specified by the department, unless the enrollee
11 meets an exception specified by the department.

12 **SECTION 1611.** 46.287 (2) (c) of the statutes is amended to read:

13 46.287 (2) (c) Information regarding the availability of advocacy services and
14 notice of adverse actions taken and appeal rights shall be provided to a client by the
15 resource center or other contracted entity under s. 46.283 (2) or care management
16 organization in a form and manner that is prescribed by the department by rule.

17 **SECTION 1612.** 46.2895 of the statutes, as affected by 2015 Wisconsin Act ...
18 (this act), is repealed.

19 **SECTION 1613.** 46.2895 (1) (a) (intro.) of the statutes is amended to read:

20 46.2895 (1) (a) (intro.) ~~A~~ Except as provided in par. (f), a county, a tribe or band,
21 or any combination of counties or tribes or bands, may create a special purpose
22 district that is termed a “long-term care district”, that is a local unit of government,
23 that is separate and distinct from, and independent of, the state and the county or
24 tribe or band that created it, and that has the powers and duties specified in this

SENATE BILL 21**SECTION 1613**

1 section, if each county or tribe or band that participates in creating the district does
2 all of the following:

3 **SECTION 1614.** 46.2895 (1) (a) 1. b. of the statutes is amended to read:

4 46.2895 (1) (a) 1. b. Specifies the long-term care district's primary purpose,
5 which shall be to operate, under contract with the department, a resource center
6 under s. 46.283, a care management organization under s. 46.284, or a program
7 ~~described under s. 46.2805 (1) (a) or (b) of all-inclusive care for the elderly or the~~
8 Family Care Partnership Program.

9 **SECTION 1615.** 46.2895 (1) (c) of the statutes is amended to read:

10 46.2895 (1) (c) A long-term care district may not operate a care management
11 organization under s. 46.284 ~~or, a program described under s. 46.2805 (1) (a) or (b)~~
12 of all-inclusive care for the elderly, or the Family Care Partnership Program if the
13 district operates a resource center under s. 46.283.

14 **SECTION 1616.** 46.2895 (1) (f) of the statutes is created to read:

15 46.2895 (1) (f) No county, tribe, band, or combination of counties, tribes, or
16 bands, may create a long-term care district after June 30, 2015.

17 **SECTION 1617.** 46.2895 (4) (intro.) of the statutes is amended to read:

18 46.2895 (4) POWERS. (intro.) Subject to ~~sub. subs.~~ (1) (c) and (12m), a long-term
19 care district has all the powers necessary or convenient to carry out the purposes and
20 provisions of the family care program ~~ss. 46.2805 to 46.2895~~. In addition to all these
21 powers, a long-term care district may do all of the following:

22 **SECTION 1618.** 46.2895 (4) (dm) of the statutes is amended to read:

23 46.2895 (4) (dm) Subject to sub. (1) (c), enter into a contract with the
24 department to operate ~~a~~ the program described under s. 46.2805 (1) (a) or (b) of

SENATE BILL 21**SECTION 1618**

1 all-inclusive care for the elderly or the Family Care Partnership Program and
2 provide services related to the contracted services.

3 **SECTION 1619.** 46.2895 (8) (a) (intro.) of the statutes is amended to read:

4 46.2895 (8) (a) (intro.) ~~A~~ Subject to sub. (12m), a long-term care district board
5 that is created at least in part by a county shall do all of the following:

6 **SECTION 1620.** 46.2895 (12m) of the statutes is created to read:

7 46.2895 (12m) REQUIRED DISSOLUTION. A long-term care district that exists on
8 June 30, 2015, shall dissolve under the procedures in sub. (13) before June 30, 2017,
9 or before a date established by the department, whichever is later.

10 **SECTION 1621.** 46.2896 of the statutes is created to read:

11 **46.2896 Counting promissory notes as assets. (1)** In this section:

12 (a) “Long-term care program” means the long-term care program under s.
13 46.27, 46.275, 46.277, 46.278, or 46.2785; the family care program providing the
14 benefit under s. 46.286; the Family Care Partnership program; or the long-term care
15 program defined in s. 46.2899 (1), 2013 stats.

16 (b) “Promissory note” means a written, unconditional agreement, given in
17 return for goods, money loaned, or services rendered, under which one party
18 promises to pay another party a specified sum of money at a specified time or on
19 demand.

20 (2) When determining or redetermining an individual’s financial eligibility for
21 a long-term care program, the department shall include a promissory note as a
22 countable asset if all of the following apply:

23 (a) The individual applying for or receiving benefits under the long-term care
24 program or his or her spouse provided the goods, money loaned, or services rendered
25 for the promissory note.

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1 (b) The promissory note was entered into or purchased on or after the effective
2 date of this paragraph [LRB inserts date].

3 (c) The promissory note is negotiable, assignable, and enforceable and does not
4 contain any terms making it unmarketable.

5 (3) A promissory note is presumed to be negotiable and its asset value is the
6 outstanding principal balance at the time the individual applies for the long-term
7 care program or at the time the individual's eligibility for the long-term care
8 program is redetermined, unless the individual shows by credible evidence from a
9 knowledgeable source that the note is nonnegotiable or has a different current
10 market value, which will then be considered the asset value.

11 **SECTION 1622.** 46.2897 of the statutes is repealed.

12 **SECTION 1623.** 46.2899 (1) of the statutes is repealed.

13 **SECTION 1624.** 46.2899 (3) of the statutes is amended to read:

14 46.2899 (3) ELIGIBILITY. The department shall consider as eligible for the
15 waiver program described under sub. (2) only individuals who are receiving
16 post-secondary education in a setting that is distinguishable from the institution.
17 The department shall set the financial eligibility requirements and functional
18 eligibility requirements for the waiver program described under sub. (2) the same as
19 the financial eligibility requirements and functional eligibility requirements for the
20 self-directed services option of the family care program, as defined in s. 46.2805
21 (4m), except for the requirement to be an individual who is developmentally disabled
22 and who is receiving post-secondary education on the grounds of a institution.

23 **SECTION 1625.** 46.2899 (4) of the statutes is amended to read:

24 46.2899 (4) SERVICES AND BENEFITS. The department shall provide the same
25 services under the waiver program described in sub. (2) as it provides under the

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1 self-directed services option of the family care program, as defined in s. 46.2805
2 (4m). The department shall determine the funding amount for a waiver program
3 participant under this section.

4 **SECTION 1626.** 46.29 (1) (intro.) of the statutes is amended to read:

5 46.29 (1) (intro.) From the appropriation account under s. 20.435 (7) (4) (a), the
6 department shall distribute at least \$16,100 in each fiscal year for operation of the
7 council on physical disabilities. The council on physical disabilities shall do all of the
8 following:

9 **SECTION 1627.** 46.29 (3) (d) of the statutes is amended to read:

10 46.29 (3) (d) The ~~director of the office~~ administrator of the division of state
11 employment relations personnel management in the department of administration.

12 **SECTION 1628.** 46.29 (3) (e) of the statutes is amended to read:

13 46.29 (3) (e) The secretary of ~~safety and professional services~~ financial
14 institutions and professional standards.

15 **SECTION 1629.** 46.29 (3) (g) of the statutes is amended to read:

16 46.29 (3) (g) The president of the University of Wisconsin System Authority.

17 **SECTION 1630.** 46.295 (1) of the statutes is amended to read:

18 46.295 (1) The department may, on the request of any hearing-impaired
19 person, city, village, town, or county or private agency, provide funds from the
20 appropriation accounts under s. 20.435 (4) (hs) and (7) (d) ~~and (hs)~~ to reimburse
21 interpreters for hearing-impaired persons for the provision of interpreter services.

22 **SECTION 1631.** 46.40 (1) (a) of the statutes is amended to read:

23 46.40 (1) (a) Within the limits of available federal funds and of the
24 appropriations under s. 20.435 (7) (b) and (o), the department shall distribute funds
25 for community social, mental health, developmental disabilities, and alcohol and

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1 other drug abuse services and for services under ss. 46.87, ~~46.985~~, and 51.421 to
2 county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 and to county
3 aging units, as provided in subs. (2), (2m), (8), and ~~(7)~~ to (9).

4 **SECTION 1632.** 46.40 (7) of the statutes is repealed.

5 **SECTION 1633.** 46.40 (7m) of the statutes is created to read:

6 46.40 **(7m)** STATE COMMUNITY MENTAL HEALTH ALLOCATION. For community
7 mental health services, the department shall distribute not less than \$24,348,700 in
8 each fiscal year.

9 **SECTION 1634.** 46.40 (14m) of the statutes is amended to read:

10 46.40 **(14m)** COUNTY COMMUNITY AIDS BUDGETS. Before December 1 of each year,
11 each county department under ss. 46.215, 46.22, 46.23, 51.42 and 51.437 and each
12 tribal governing body shall submit to the department a proposed budget for the
13 expenditure of funds allocated under this section or carried forward under s. 46.45
14 (3) (a). The proposed budget shall be submitted on a form developed by the
15 department and approved by the department of administration.

16 **SECTION 1635.** 46.45 (3) (a) of the statutes is amended to read:

17 46.45 **(3)** (a) Except as provided in par. (b), at the request of a county, tribal
18 governing body, or private nonprofit organization, the department shall carry
19 forward up to 3% of the total amount allocated to the county, tribal governing body,
20 or nonprofit organization for a calendar year, ~~not including the amount allocated to~~
21 ~~the county under s. 46.40 (7), which amount may be carried forward as provided in~~
22 ~~par. (e).~~ All funds carried forward for a tribal governing body or nonprofit
23 organization and all funds allocated under s. 46.40 (2m) carried forward for a county
24 shall be used for the purpose for which the funds were originally allocated. Other
25 funds carried forward under this paragraph may be used for any purpose under s.

SENATE BILL 21**SECTION 1635**

1 20.435 (7) (b), except that a county may not use any funds carried forward under this
2 paragraph for administrative or staff costs. An allocation of carried-forward funding
3 under this paragraph does not affect a county's base allocations under s. 46.40 (2),
4 (2m), (8), and (9).

5 **SECTION 1636.** 46.45 (3) (c) of the statutes is repealed.

6 **SECTION 1637.** 46.45 (6) (a) of the statutes is renumbered 46.45 (6) and
7 amended to read:

8 46.45 (6) The department may carry forward 10% of any funds specified in sub.
9 (3) (a) that are not carried forward under sub. (3) (a) for emergencies, for justifiable
10 unit services costs above planned levels, and for increased costs due to population
11 shifts. An allocation of carried-forward funding under this paragraph does not affect
12 a county's base allocations under s. 46.40 (2), (2m), (8), and (9).

13 **SECTION 1638.** 46.45 (6) (b) of the statutes is repealed.

14 **SECTION 1639.** 46.56 (3) (a) 4. of the statutes is repealed.

15 **SECTION 1640.** 46.56 (10) of the statutes is repealed.

16 **SECTION 1641.** 46.82 (3) (a) 19. of the statutes is amended to read:

17 46.82 (3) (a) 19. If an aging unit under sub. (1) (a) 1. or 2. and if authorized
18 under s. 46.283 (1) (a) ~~1.~~, apply to the department to operate a resource center under
19 s. 46.283 and, if the department contracts with the county under s. 46.283 (2), operate
20 the resource center.

21 **SECTION 1642.** 46.82 (3) (a) 20. of the statutes is amended to read:

22 46.82 (3) (a) 20. If an aging unit under sub. (1) (a) 1. or 2. and if authorized
23 under s. 46.284 (1) (a) ~~1.~~, apply to the department to operate a care management
24 organization under s. 46.284 and, if the department contracts with the county under

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1 s. 46.284 (2), operate the care management organization and, if appropriate, place
2 funds in a risk reserve.

3 **SECTION 1643.** 46.90 (5m) (br) 5. of the statutes is amended to read:

4 46.90 (5m) (br) 5. Refer the case to the department of ~~safety and professional~~
5 ~~services~~ financial institutions and professional standards if the financial
6 exploitation, neglect, self-neglect, or abuse involves an individual who is required
7 to be registered under s. 202.13 or 202.14 or to hold a credential, as defined in s.
8 440.01 (2) (a), under chs. 440 to 460.

9 **SECTION 1644.** 46.90 (5m) (br) 5g. of the statutes is repealed.

10 **SECTION 1645.** 46.96 (2) of the statutes is amended to read:

11 46.96 (2) The department shall make grants from the appropriations under s.
12 20.435 (7) (c), (kc), and (na) to independent living centers for nonresidential services
13 to severely disabled individuals.

14 **SECTION 1646.** 46.985 of the statutes is repealed.

15 **SECTION 1647.** 46.99 (4) of the statutes is amended to read:

16 46.99 (4) From the appropriation account under s. 20.435 (4) (o), the
17 department may distribute to counties that provide services under this section the
18 amount of federal moneys received by the state as the federal share of medical
19 assistance for those services, minus the amount transferred to the appropriation
20 account under s. 20.435 ~~(7)~~ (4) (im) for the department's costs of administering this
21 section. Counties shall use moneys distributed under this section to provide services
22 under this section or s. 51.44.

23 **SECTION 1648.** 47.02 (3m) (p) of the statutes is repealed.

24 **SECTION 1649.** 48.366 (1) of the statutes is renumbered 48.366 (1) (intro.) and
25 amended to read:

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1 48.366 (1) (intro.) APPLICABILITY. This section applies to a person who is a
2 full-time student of a secondary school or its vocational or technical equivalent, for
3 whom an individualized education program under s. 115.787 is in effect, and to whom
4 any of the following applies:

5 (a) The person is placed in a foster home, group home, or residential care center
6 for children and youth, in the home of a relative other than a parent, or in a
7 supervised independent living arrangement under an order under s. 48.355, 48.357,
8 or 48.365 that terminates as provided in s. 48.355 (4) (b) 1., 2., or 3., 48.357 (6) (a) 1.,
9 2., or 3., or 48.365 (5) (b) 1., 2., or 3. on or after the person attains 18 years of age ~~or~~
10 who.

11 (b) The person is in the guardianship and custody of an agency specified in s.
12 48.427 (3m) (a) 1. to 4. or (am) under an order under s. 48.43, ~~who is a full-time~~
13 ~~student of a secondary school or its vocational or technical equivalent, and for whom~~
14 ~~an individualized education program under s. 115.787 is in effect~~ that terminates on
15 the date on which the person attains 18 years of age.

16 **SECTION 1650.** 48.366 (1) (c) of the statutes is created to read:

17 48.366 (1) (c) The person is placed in a shelter care facility on the date on which
18 an order specified in par. (a) or (b) terminates.

19 **SECTION 1651.** 48.366 (2) (a) of the statutes is amended to read:

20 48.366 (2) (a) Not less than 120 days before an order described in sub. (1) (a)
21 or (b) terminates, the agency primarily responsible for providing services under the
22 order shall request the person who is the subject of the order to indicate whether he
23 or she wishes to be discharged from out-of-home care on termination of the order or
24 wishes to continue in out-of-home care under a voluntary agreement under sub. (3).
25 If the person is subject to an order under s. 48.355, 48.357, or 48.365 described in sub.

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1 (1) (a), the agency shall also request the person to indicate whether he or she wishes
2 to continue in out-of-home care until the date specified in s. 48.365 (5) (b) 4. under
3 an extension of the order. If the person indicates that he or she wishes to be
4 discharged from out-of-home care on termination of the order, the agency shall
5 request a transition-to-discharge hearing under par. (b). If the person indicates that
6 he or she wishes to continue in out-of-home care under an extension of an order
7 under s. 48.355, 48.357, or 48.365 described in sub. (1) (a), the agency shall request
8 an extension of the order under s. 48.365. If the person indicates that he or she
9 wishes to continue in out-of-home care under a voluntary agreement under sub. (3),
10 the agency and the person shall enter into such an agreement.

11 **SECTION 1652.** 48.366 (2) (b) 1. of the statutes is amended to read:

12 48.366 (2) (b) 1. If the person who is the subject of an order described in sub.
13 (1) (a) or (b) indicates that he or she wishes to be discharged from out-of-home care
14 on termination of the order, the agency primarily responsible for providing services
15 to the person under the order shall request the court to hold a
16 transition-to-discharge hearing and shall cause notice of that request to be provided
17 to that person, the parent, guardian, and legal custodian of that person, any foster
18 parent or other physical custodian described in s. 48.62 (2) of that person, that
19 person's court-appointed special advocate, all parties who are bound by the
20 dispositional order, and, if that person is an Indian child who has been removed from
21 the home of his or her parent or Indian custodian, that person's Indian custodian and
22 tribe.

23 **SECTION 1653.** 48.366 (2) (b) 3. of the statutes is amended to read:

24 48.366 (2) (b) 3. At the hearing the court shall review with the person who is
25 the subject of an order described in sub. (1) (a) or (b) the options specified in par. (a)

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1 and. If the person is subject to an order under s. 48.355, 48.357, or 48.365 described
2 in sub. (1) (a), the court shall also advise the person that he or she may continue in
3 out-of-home care as provided in par. (a) under an extension of an order under s.
4 48.355, 48.357, or 48.365 described in sub. (1) (a) or under a voluntary agreement
5 under sub. (3).

6 **SECTION 1654.** 48.366 (2) (b) 4. of the statutes is amended to read:

7 48.366 (2) (b) 4. If the court determines that the person who is the subject of
8 an order described in sub. (1) (a) or (b) understands that he or she may continue in
9 out-of-home care, but wishes to be discharged from that care on termination of the
10 order, the court shall advise the person that he or she may enter into a voluntary
11 agreement under sub. (3) at any time before he or she is granted a high school or high
12 school equivalency diploma or reaches 21 years of age, whichever occurs first, so long
13 as he or she is a full-time student at a secondary school or its vocational or technical
14 equivalent and an individualized education program under s. 115.787 is in effect for
15 him or her. If the court determines that the person wishes to continue in
16 out-of-home care under an extension of an order under s. 48.355, 48.357, or 48.365
17 described in sub. (1) (a), the court shall schedule an extension hearing under s.
18 48.365. If the court determines that the person wishes to continue in out-of-home
19 care under a voluntary agreement under sub. (3), the court shall order the agency
20 primarily responsible for providing services to the person under the order to provide
21 transition-to-independent-living services for the person under a voluntary
22 agreement under sub. (3).

23 **SECTION 1655.** 48.366 (3) (a) of the statutes is amended to read:

24 48.366 (3) (a) On termination of an order described in sub. (1) (a) or (b), the
25 person who is the subject of the order, or the person's guardian on behalf of the

SENATE BILL 21**SECTION 1655**

1 person, and the agency primarily responsible for providing services to the person
2 under the order may enter into a transition-to-independent-living agreement
3 under which the person continues in out-of-home care and continues to be a
4 full-time student at a secondary school or its vocational or technical equivalent
5 under an individualized education program under s. 115.787 until the date on which
6 the person reaches 21 years of age, is granted a high school or high school equivalency
7 diploma, or terminates the agreement as provided in par. (b), whichever occurs first,
8 and the agency provides services to the person to assist him or her in transitioning
9 to independent living.

10 **SECTION 1656.** 48.366 (3) (am) of the statutes is created to read:

11 48.366 (3) (am) 1. The agency primarily responsible for providing services
12 under the agreement shall petition the court for a determination that the person's
13 placement in out-of-home care under the agreement is in the best interests of the
14 person. The request shall contain the name and address of the placement and a
15 statement describing why the placement is in the best interests of the person and
16 shall have a copy of the agreement attached to it. The agency shall cause written
17 notice of the petition to be sent to the person who is the subject of the agreement and
18 the person's guardian.

19 2. On receipt of a petition under subd. 1., the court shall schedule a hearing on
20 the petition. Not less than 3 days before the hearing the agency primarily
21 responsible for providing services under the agreement or the court shall provide
22 notice of the hearing to all persons who are entitled to receive notice under subd. 1.
23 A copy of the petition shall be attached to the notice.

24 3. If the court finds that the person's placement in out-of-home care under the
25 agreement is in the best interests of the person, the court shall grant an order

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1 determining that placement in out-of-home care under the agreement is in the best
2 interests of the person.

3 **SECTION 1657.** 48.366 (3) (d) of the statutes is created to read:

4 48.366 (3) (d) If the agency that enters into a voluntary agreement under this
5 subsection is the department or a county department, the voluntary agreement shall
6 also specifically state that the department or the county department has placement
7 and care responsibility for the person who is the subject of the agreement as required
8 under 42 USC 672 (a) (2) and has primary responsibility for providing services to the
9 person.

10 **SECTION 1658.** 48.366 (3g) of the statutes is created to read:

11 48.366 (3g) APPEAL PROCEDURES. (a) Any person who is aggrieved by the failure
12 of an agency to enter into a transition-to-independent-living agreement under sub.
13 (3) or by an agency's termination of such an agreement has the right to a contested
14 case hearing under ch. 227.

15 **SECTION 1659.** 48.366 (4) (a) of the statutes is amended to read:

16 48.366 (4) (a) Rules permitting a foster home, group home, or residential care
17 center for children and youth to provide care for persons who agree to continue in
18 out-of-home care under an extension of an order described in sub. (1) (a) or a
19 voluntary agreement under sub. (3).

20 **SECTION 1660.** 48.38 (1) (ad) of the statutes is created to read:

21 48.38 (1) (ad) "Child" includes a person 18 years of age or over for whom a
22 permanency plan is required under sub. (2).

23 **SECTION 1661.** 48.38 (2) (d) of the statutes is amended to read:

SENATE BILL 21**SECTION 1661**

1 48.38 (2) (d) The child was placed under a voluntary agreement between the
2 agency and the child’s parent under s. 48.63 (1) (a) or (5) (b) or under a voluntary
3 transition-to-independent-living agreement under s. 48.366 (3).

4 **SECTION 1662.** 48.38 (4) (fg) 5. of the statutes is amended to read:

5 48.38 (4) (fg) 5. As provided in par. (fm), placement in some other planned
6 permanent living arrangement that includes an appropriate, enduring relationship
7 with an adult, including sustaining care ~~or long-term foster care, but not including~~
8 independent living, or the goal of transitioning the child to independence.

9 **SECTION 1663.** 48.38 (4) (fg) 6. of the statutes is repealed.

10 **SECTION 1664.** 48.38 (4) (fm) of the statutes is amended to read:

11 48.38 (4) (fm) If the agency determines that there is a compelling reason why
12 it currently would not be in the best interests of the child to return the child to his
13 or her home or to place the child for adoption, with a guardian, or with a fit and
14 willing relative as the permanency goal for the child, the permanency goal of placing
15 the child in some other planned permanent living arrangement or of transitioning
16 the child to independence as described in par. (fg) 5. If the agency makes that
17 determination, the plan shall include the efforts made to achieve that permanency
18 goal, including, if appropriate, through an out-of-state placement, a statement of
19 that compelling reason, and, notwithstanding that compelling reason, a concurrent
20 plan under s. 48.355 (2b) towards achieving a goal under par. (fg) 1. to 4. as a
21 concurrent permanency goal in addition to the permanency goal under par. (fg) 5.

22 **SECTION 1665.** 48.38 (5) (a) of the statutes is amended to read:

23 48.38 (5) (a) Except as provided in s. 48.63 (5) (d), the court or a panel appointed
24 under par. (ag) shall review the permanency plan for each child for whom a
25 permanency plan is required under sub. (2) in the manner provided in this subsection

SENATE BILL 21**SECTION 1665**

1 not later than 6 months after the date on which the child was first removed from his
2 or her home and every 6 months after a previous review under this subsection for as
3 long as the child is placed outside the home, except that for the review that is
4 required to be conducted not later than 12 months after the child was first removed
5 from his or her home and the reviews that are required to be conducted every 12
6 months after that review the court shall hold a hearing under sub. (5m) to review the
7 permanency plan, which hearing may be instead of or in addition to the review under
8 this subsection. The 6-month and 12-month periods referred to in this paragraph
9 include trial reunifications under s. 48.358.

10 **SECTION 1666.** 48.38 (5) (c) 6. d. of the statutes is amended to read:

11 48.38 (5) (c) 6. d. Being placed in some other planned permanent living
12 arrangement that includes an appropriate, enduring relationship with an adult,
13 including sustaining care ~~or long-term foster care, but not including independent~~
14 living, or transitioning to independence.

15 **SECTION 1667.** 48.38 (5) (c) 9. of the statutes is amended to read:

16 48.38 (5) (c) 9. If the child is the subject of an order that terminates as provided
17 in s. 48.355 (4) (b) 4., 48.357 (6) (a) 4. or 48.365 (5) (b) 4. or of a voluntary
18 transition-to-independent-living agreement under s. 48.366 (3), the
19 appropriateness of the transition-to-independent-living plan developed under s.
20 48.385; the extent of compliance with that plan by the child, the child's guardian, if
21 any, the agency primarily responsible for providing services under that plan, and any
22 other service providers; and the progress of the child toward making the transition
23 to independent living.

24 **SECTION 1668.** 48.38 (5m) (a) of the statutes is amended to read:

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1 48.38 (5m) (a) The court shall hold a hearing to review the permanency plan
2 and to make the determinations specified in sub. (5) (c) for each child for whom a
3 permanency plan is required under sub. (2) no later than 12 months after the date
4 on which the child was first removed from the home and every 12 months after a
5 previous hearing under this subsection for as long as the child is placed outside the
6 home. The 12-month periods referred to in this paragraph include trial
7 reunifications under s. 48.358.

8 **SECTION 1669.** 48.385 of the statutes is amended to read:

9 **48.385 Plan for transition to independent living.** During the 90 days
10 immediately before a child who is placed in a foster home, group home, or residential
11 care center for children and youth, in the home of a relative other than a parent, or
12 in a supervised independent living arrangement attains 18 years of age or, if the child
13 is placed in such a placement under an order under s. 48.355, 48.357, or 48.365 that
14 terminates under s. 48.355 (4) (b) after the child attains 18 years of age or under a
15 voluntary transition-to-independent-living agreement under s. 48.366 (3) that
16 terminates under s. 48.366 (3) (a) after the child attains 18 years of age, during the
17 90 days immediately before the termination of the order or agreement, the agency
18 primarily responsible for providing services to the child under the order or
19 agreement shall provide the child with assistance and support in developing a plan
20 for making the transition from out-of-home care to independent living. The
21 transition plan shall be personalized at the direction of the child, shall be as detailed
22 as the child directs, and shall include specific options for obtaining housing, health
23 care, education, mentoring and continuing support services, and workforce support
24 and employment services.

25 **SECTION 1670.** 48.47 (7g) of the statutes is amended to read:

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1 48.47 (7g) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM. Establish
2 a statewide automated child welfare information system. Notwithstanding ss.
3 ~~46.2895 (9)~~, 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30,
4 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), 938.396 (1) (a) and
5 (2), and 938.78 (2) (a), the department may enter the content of any record kept or
6 information received by the department into the statewide automated child welfare
7 information system, and a county department under s. 46.215, 46.22, or 46.23, the
8 department, or any other organization that has entered into an information sharing
9 and access agreement with the department or any of those county departments and
10 that has been approved for access to the statewide automated child welfare
11 information system by the department may have access to information that is
12 maintained in that system, if necessary to enable the county department,
13 department, or organization to perform its duties under this chapter, ch. 46, 51, 55,
14 or 938, or 42 USC 670 to 679b or to coordinate the delivery of services under this
15 chapter, ch. 46, 51, 55, or 938, or 42 USC 670 to 679b. The department may also
16 transfer information that is maintained in the system to a court under s. 48.396 (3)
17 (bm), and the court and the director of state courts may allow access to that
18 information as provided in s. 48.396 (3) (c) 2.

19 **SECTION 1671.** 48.47 (10) of the statutes is created to read:

20 48.47 (10) DELINQUENT JUVENILES. Subject to s. 301.03 (9) and (10), execute the
21 laws relating to the detention, reformation, and correction of delinquent juveniles
22 and promote the enforcement of laws for the protection of those juveniles by doing
23 all of the following:

24 (a) Cooperating with courts, the department of corrections, county
25 departments, licensed child welfare agencies, and institutions in providing

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1 community-based programming, including in-home programming and intensive
2 supervision, for delinquent juveniles.

3 (b) Establishing and enforcing standards for the development and delivery of
4 services provided by the department under ch. 938 in regard to juveniles who have
5 been adjudicated delinquent.

6 **SECTION 1672.** 48.48 (1) of the statutes is amended to read:

7 48.48 (1) To promote the enforcement of the laws relating to nonmarital
8 children, delinquent juveniles, children and juveniles in need of protection or
9 services, including developmentally disabled children, and unborn children in need
10 of protection or services and to take the initiative in all matters involving the
11 interests of those children, juveniles, and unborn children when adequate provision
12 for those interests is not made. This duty shall be discharged in cooperation with the
13 courts, the department of corrections, county departments, licensed child welfare
14 agencies ~~and with~~, parents, expectant mothers, and other individuals interested in
15 the welfare of children, juveniles, and unborn children.

16 **SECTION 1673.** 48.48 (4) of the statutes is amended to read:

17 48.48 (4) In order to discharge more effectively its responsibilities under this
18 chapter and other relevant provisions of the statutes, to study causes and methods
19 of prevention and treatment of problems among children and families, delinquency,
20 and related social problems. The department may utilize all powers provided by the
21 statutes, including the authority to accept grants of money or property from federal,
22 state, or private sources, and enlist the cooperation of other appropriate agencies and
23 state departments.

24 **SECTION 1674.** 48.48 (8p) of the statutes is amended to read:

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1 48.48 (8p) To reimburse tribes and county departments, from the
2 appropriation under s. 20.437 (1) (kz), for unexpected or unusually high-cost
3 out-of-home care placements of Indian children by tribal courts, other than
4 placements to which sub. (8r) applies, and for subsidized guardianship payments
5 under s. 48.623 (1) or (6) for guardianships of Indian children ordered by tribal
6 courts. In this subsection, “unusually high-cost out-of-home care placements”
7 means the amount by which the cost to a tribe or to a county department of
8 out-of-home care placements of Indian children by tribal courts, other than
9 placements to which sub. (8r) applies, exceeds \$50,000 in a fiscal year.

10 **SECTION 1675.** 48.48 (19) of the statutes is created to read:

11 48.48 (19) To purchase or provide treatment and services for children who are
12 the victims of trafficking, as defined in s. 940.302 (1) (d), for purposes of a commercial
13 sex act, as defined in s. 940.302 (1) (a). Within the availability of funding under s.
14 20.437 (1) (e), the department shall ensure that that treatment and those services
15 are available to children in all geographic areas of the state, including both urban
16 and rural communities.

17 **SECTION 1676.** 48.526 (title) of the statutes is created to read:

18 **48.526 (title) Community youth and family aids.**

19 **SECTION 1677.** 48.526 (1) of the statutes is created to read:

20 48.526 (1) PROCEDURES. The department shall develop procedures for the
21 implementation of this section and standards for the development and delivery of
22 community-based juvenile delinquency-related services, as defined in s. 46.011 (1c),
23 and shall provide consultation and technical assistance to aid counties in the
24 implementation and delivery of those services. The department shall establish

SENATE BILL 21**SECTION 1677**

1 information systems and monitoring and evaluation procedures to report
2 periodically to the governor and legislature on the statewide impact of this section.

3 **SECTION 1678.** 48.526 (7) (h) of the statutes, as affected by 2015 Wisconsin Act
4 (this act), sections 4291 and 4292, is amended to read:

5 48.526 (7) (h) For counties that are ~~participating in the corrective sanctions~~
6 ~~program purchasing community supervision services~~ under s. 938.533 (2),
7 \$1,062,400 in the last 6 months of ~~2015~~ 2017, \$2,124,800 in ~~2016~~ 2018, and
8 \$1,062,400 in the first 6 months of ~~2017~~ 2019 for the provision of ~~corrective sanctions~~
9 community supervision services for juveniles from that county. In distributing funds
10 to counties under this paragraph, the department shall ~~determine a county's~~
11 ~~distribution by dividing the amount allocated under this paragraph by the number~~
12 ~~of slots authorized for the program under s. 938.533 (2) and multiplying the quotient~~
13 ~~by the number of slots allocated to that county by agreement between the~~
14 ~~department and the county. The department may transfer funds among counties as~~
15 ~~necessary to distribute funds based on the number of slots allocated to each county~~
16 distribute to each county the full amount of the charges for the services purchased
17 by that county, except that if the amounts available under this paragraph are
18 insufficient to distribute that full amount, the department shall distribute those
19 available amounts to each county that purchases community supervision services
20 based on the ratio that the charges to that county for those services bear to the total
21 charges to all counties that purchase those services.

22 **SECTION 1679.** 48.563 (2) of the statutes is amended to read:

23 48.563 (2) BASIC COUNTY ALLOCATION. For children and family services under
24 s. 48.569 (1) (d), the department shall distribute not more than \$66,475,500
25 \$68,264,800 in each fiscal year 2015–16 and \$68,327,900 in fiscal year 2016–17.

SENATE BILL 21**SECTION 1680**

1 **SECTION 1680.** 48.569 (2) (a) of the statutes is amended to read:

2 48.569 (2) (a) The county treasurer and each director of a county department
3 shall monthly certify under oath to the department, in the manner the department
4 prescribes, the claim of the county for state reimbursement under this section, and
5 if the department approves the claim it shall certify to the department of
6 administration for reimbursement to the county for amounts due under this section
7 and payment claimed to be made to the counties monthly. ~~The department may make~~
8 ~~advance payments prior to the beginning of each month equal to one-twelfth of the~~
9 ~~contracted amount.~~

10 **SECTION 1681.** 48.57 (3m) (a) 1. of the statutes is renumbered 48.57 (3m) (a)
11 1. (intro.) and amended to read:

12 48.57 (3m) (a) 1. (intro.) “Child” means a person under 18 years of age; “Child”
13 also includes a person 18 years of age or over, but if any of the following applies:

14 a. The person is under 19 years of age, who is a full-time student in good
15 academic standing at a secondary school or its vocational or technical equivalent,
16 and who is reasonably expected to complete his or her program of study and be
17 granted a high school or high school equivalency diploma; ~~or a person 18 years of age~~
18 ~~or over, but,~~

19 b. The person is under 21 years of age, who is a full-time student in good
20 academic standing at a secondary school or its vocational or technical equivalent if,
21 an individualized education program under s. 115.787 is in effect for the person, and
22 the person is placed in the home of the kinship care relative under an order under
23 s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates under s.
24 48.355 (4) (b) or 938.355 (4) (am) after the person attains 18 years of age or under a

SENATE BILL 21**SECTION 1681**

1 voluntary transition-to-independent-living agreement under s. 48.366 (3) or
2 938.366 (3).

3 **SECTION 1682.** 48.57 (3m) (ar) of the statutes is renumbered 48.57 (3m) (i) 1.
4 and amended to read:

5 48.57 (3m) (i) 1. ~~The department shall promulgate rules~~ Rules to provide
6 assessment criteria for determining whether a kinship care relative who is providing
7 care and maintenance for a child is eligible to receive payments under par. (am). The
8 rules shall also provide that any criteria established under the rules shall first apply
9 to applications for payments under par. (am) received, and to reviews under par. (d)
10 conducted, on the effective date of those rules.

11 **SECTION 1683.** 48.57 (3m) (b) 1. of the statutes is amended to read:

12 48.57 (3m) (b) 1. The county department or, in a county having a population
13 of 500,000 or more, the department shall refer to the attorney responsible for support
14 enforcement under s. 59.53 (6) (a) the name of the parent or parents of a child for
15 whom a payment is made under par. (am). This subdivision does not apply to a child
16 18 years of age or over for whom a payment is made under par. (am).

17 **SECTION 1684.** 48.57 (3m) (i) of the statutes is created to read:

18 48.57 (3m) (i) The department shall promulgate rules to implement this
19 subsection. Those rules shall include all of the following:

20 2. Rules governing the provision of kinship care payments for the care and
21 maintenance of a child after the child attains 18 years of age.

22 **SECTION 1685.** 48.57 (3n) (a) 1. of the statutes is renumbered 48.57 (3n) (a) 1.
23 (intro.) and amended to read:

24 48.57 (3n) (a) 1. (intro.) “Child” means a person under 18 years of age;. “Child”
25 also includes a person 18 years of age or over, but if any of the following applies:

SENATE BILL 21**SECTION 1685**

1 a. The person is under 19 years of age, who is a full-time student in good
2 academic standing at a secondary school or its vocational or technical equivalent,
3 and who is reasonably expected to complete his or her program of study and be
4 granted a high school or high school equivalency diploma;~~or a person 18 years of age~~
5 ~~or over, but,~~

6 b. The person is under 21 years of age, who is a full-time student in good
7 academic standing at a secondary school or its vocational or technical equivalent if,
8 an individualized education program under s. 115.787 is in effect for the person, and
9 the person is placed in the home of the long-term kinship care relative under an
10 order under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates
11 under s. 48.355 (4) (b) or 938.355 (4) (am) after the person attains 18 years of age or
12 under a voluntary transition-to-independent-living agreement under s. 48.366 (3)
13 or 938.366 (3).

14 **SECTION 1686.** 48.57 (3n) (b) 1. of the statutes is amended to read:

15 48.57 (3n) (b) 1. The county department or, in a county having a population of
16 500,000 or more, the department shall refer to the attorney responsible for support
17 enforcement under s. 59.53 (6) (a) the name of the parent or parents of a child for
18 whom a payment is made under par. (am). This subdivision does not apply to a child
19 18 years of age or over for whom a payment is made under par. (am).

20 **SECTION 1687.** 48.57 (3n) (i) of the statutes is created to read:

21 48.57 (3n) (i) The department shall promulgate rules to implement this
22 subsection. Those rules shall include rules governing the provision of long-term
23 kinship care payments for the care and maintenance of a child after the child attains
24 18 years of age.

25 **SECTION 1688.** 48.599 (1) of the statutes is renumbered 48.599 (1r).

SENATE BILL 21**SECTION 1689**

1 **SECTION 1689.** 48.599 (1g) of the statutes is created to read:

2 48.599 (1g) “Child” means a person under 18 years of age. For purposes of the
3 authority to provide care and maintenance for a child placed in a residential care
4 center for children and youth operated by a child welfare agency and of counting the
5 number of children for whom a child welfare agency may provide such care and
6 maintenance, “child” also includes a person 18 years of age or over, but under 21
7 years of age, who is placed in a residential care center for children and youth operated
8 by a child welfare agency under an order under s. 48.355, 48.357, 48.365, 938.355,
9 938.357, or 938.365 that terminates after the person attains 18 years of age, under
10 a voluntary transition-to-independent-living agreement under s. 48.366 (3) or
11 938.366 (3), or under the placement and care responsibility of another state under
12 42 USC 675 (8) (B) (iv).

13 **SECTION 1690.** 48.619 (intro.) of the statutes is renumbered 48.619 and
14 amended to read:

15 **48.619 Definition.** In this subchapter, “child” means a person under 18 years
16 of age. For purposes of the authority to provide care and maintenance for a child and
17 of counting the number of children for whom a foster home or group home may
18 provide care and maintenance, “child” also includes a person 18 years of age or over,
19 but under 21 years of age, who resides in the foster home or group home, if any of the
20 following applies: under an order under s. 48.355, 48.357, 48.365, 938.355, 938.357,
21 or 938.365 that terminates after the person attains 18 years of age, under a voluntary
22 transition-to-independent-living agreement under s. 48.366 (3) or 938.366 (3), or
23 under the placement and care responsibility of another state under 42 USC 675 (8)
24 (B) (iv).

25 **SECTION 1691.** 48.619 (1) of the statutes is repealed.

SENATE BILL 21**SECTION 1692**

1 **SECTION 1692.** 48.619 (2) of the statutes is repealed.

2 **SECTION 1693.** 48.623 (1m) of the statutes is created to read:

3 48.623 **(1m)** DURATION OF ELIGIBILITY. Subsidized guardianship payments
4 under sub. (1) or (6) may be continued after the child attains 18 years of age if any
5 of the following applies:

6 (a) The child is under 19 years of age, is a full-time student at a secondary
7 school or its vocational or technical equivalent, and is reasonably expected to
8 complete the program before reaching 19 years of age.

9 (b) The child is under 21 years of age, is a full-time student at a secondary
10 school or its vocational or technical equivalent, has a mental or physical disability
11 that warrants the continuation of those payments as determined by the county
12 department or, in a county having a population of 750,000 or more, the department,
13 is not eligible for social security disability insurance under 42 USC 401 to 433 or
14 supplemental security income under 42 USC 1381 to 1385 based on disability, and
15 otherwise lacks adequate resources to continue in secondary school or its vocational
16 or technical equivalent.

17 (c) The child is under 21 years of age, is a full-time student at a secondary
18 school or its vocational or technical equivalent, an individualized education program
19 under s. 115.787 is in effect for the child, and the subsidized guardianship agreement
20 for the child became effective on or after the date on which the child attained 16 years
21 of age.

22 **SECTION 1694.** 48.623 (7) (d) of the statutes is created to read:

23 48.623 **(7)** (d) Rules governing the provision of subsidized guardianship
24 payments for the care of a child after the child attains 18 years of age.

25 **SECTION 1695.** 48.685 (6) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 1695**

1 48.685 (6) (a) ~~The Except as provided in this paragraph, the department shall~~
2 require any person who applies for issuance, continuation, or renewal of a license to
3 operate an entity, ~~the department in a county having a population of 500,000 or more,~~
4 ~~a county department, or an agency contracted with under s. 48.651 (2) shall require~~
5 ~~any child care provider who applies for initial certification under s. 48.651 or for~~
6 ~~renewal of that certification,~~ a county department or a child welfare agency shall
7 require any person who applies for issuance or renewal of a license to operate a foster
8 home under s. 48.62, and the department in a county having a population of 750,000
9 or more or a county department shall require any person who applies for subsidized
10 guardianship payments under s. 48.623 (6), ~~and a school board shall require any~~
11 ~~person who proposes to contract with the school board under s. 120.13 (14) or to~~
12 ~~renew a contract under that subsection,~~ to complete a background information form
13 that is provided by the department. The department shall require any person who
14 applies for issuance, but not continuation, of a license to operate a child care center
15 under s. 48.65, a school board shall require any person who proposes to contract, but
16 not renew a contract, with the school board under s. 120.13 (14), and the department
17 in a county having a population of 750,000 or more, a county department, or an
18 agency contracted with under s. 48.651 (2) shall require any child care provider who
19 applies for initial certification, but not renewal of that certification, under s. 48.651
20 to complete a background information form that is provided by the department.

21 **SECTION 1696.** 48.685 (6) (am) of the statutes is amended to read:

22 48.685 (6) (am) Except as provided in this paragraph, every 4 years an entity
23 shall require all of its caregivers and all nonclient residents of the entity or of a
24 caregiver specified in sub. (1) (ag) 1. am. of the entity to complete a background
25 information form that is provided to the entity by the department. ~~Every year a~~ A

SENATE BILL 21**SECTION 1696**

1 child care center that is licensed under s. 48.65 or established or contracted for under
2 s. 120.13 (14) or a child care provider that is certified under s. 48.651 is exempt from
3 the 4-year requirement, but shall require all of its caregivers and any new caregiver
4 or nonclient residents resident to complete a background information form that is
5 provided to the child care center or child care provider by the department.

6 **SECTION 1697.** 48.975 (3m) of the statutes is renumbered 48.975 (3m) (intro.)
7 and amended to read:

8 48.975 **(3m)** DURATION. (intro.) The adoption assistance may be continued after
9 the adoptee reaches the age of 18 if that adoptee is a full-time high school student.
10 attains 18 years of age if any of the following applies:

11 **SECTION 1698.** 48.975 (3m) (a), (b) and (c) of the statutes are created to read:

12 48.975 **(3m)** (a) The adoptee is under 19 years of age, is a full-time student at
13 a secondary school or its vocational or technical equivalent, and is reasonably
14 expected to complete the program before reaching 19 years of age.

15 (b) The adoptee is under 21 years of age, is a full-time student at a secondary
16 school or its vocational or technical equivalent, has a mental or physical disability
17 that warrants the continuation of adoption assistance as determined by the
18 department, is not eligible for social security disability insurance under 42 USC 401
19 to 433 or supplemental security income under 42 USC 1381 to 1385 based on
20 disability, and otherwise lacks adequate resources to continue in secondary school
21 or its vocational or technical equivalent.

22 (c) The adoptee is under 21 years of age, is a full-time student at a secondary
23 school or its vocational or technical equivalent, an individualized education program
24 under s. 115.787 is in effect for the adoptee, and the adoption assistance agreement

SENATE BILL 21**SECTION 1698**

1 for the adoptee became effective on or after the date on which the adoptee attained
2 16 years of age.

3 **SECTION 1699.** 48.975 (5) (f) of the statutes is created to read:

4 48.975 (5) (f) Rules governing the provision of adoption assistance for the care
5 of a child after the child attains 18 years of age.

6 **SECTION 1700.** 48.981 (1) (b) of the statutes is amended to read:

7 48.981 (1) (b) “Community placement” means probation; extended supervision;
8 parole; aftercare; conditional transfer into the community under s. 51.35 (1);
9 conditional transfer or discharge under s. 51.37 (9); placement in a Type 2 residential
10 care center for children and youth or a Type 2 juvenile correctional facility
11 authorized under s. 938.539 (5); conditional release under s. 971.17; supervised
12 release under s. 980.06 or 980.08; participation in the community residential
13 confinement program under s. 301.046, the intensive sanctions program under s.
14 301.048, ~~the corrective sanctions program~~ community supervision under s. 938.533,
15 the intensive supervision program under s. 938.534, or the serious juvenile offender
16 program under s. 938.538; or any other placement of an adult or juvenile offender in
17 the community under the custody or supervision of the department of corrections, the
18 department of health services, a county department under s. 46.215, 46.22, 46.23,
19 51.42, or 51.437 or any other person under contract with the department of
20 corrections, the department of health services or a county department under s.
21 46.215, 46.22, 46.23, 51.42, or 51.437 to exercise custody or supervision over the
22 offender.

23 **SECTION 1701.** 48.985 of the statutes is repealed.

24 **SECTION 1702.** 49.11 (1) of the statutes is renumbered 49.11 (1e).

25 **SECTION 1703.** 49.11 (1c) of the statutes is created to read:

SENATE BILL 21**SECTION 1703**

1 49.11 (1c) “Community-based juvenile delinquency-related services” means
2 juvenile delinquency-related services provided under ch. 938 other than services
3 provided for a juvenile who is being held in a juvenile detention facility or who is
4 under the supervision of the department of corrections under s. 938.183, 938.34 (4h),
5 (4m), or (4n) (a), or 938.357 (4).

6 **SECTION 1704.** 49.11 (1c) of the statutes, as created by 2015 Wisconsin Act ...
7 (this act), is amended to read:

8 49.11 (1c) “Community-based juvenile delinquency-related services” means
9 juvenile delinquency-related services provided under ch. 938 other than services
10 provided for a juvenile who is being held in a juvenile detention facility or who is
11 under the supervision of the department of corrections under s. 938.183, 938.34 (4h),
12 (4m), or (4n) (a), or 938.357 (4).

13 **SECTION 1705.** 49.138 (5) of the statutes is created to read:

14 49.138 (5) (a) The department shall recover from an individual receiving
15 emergency assistance under this section an overpayment of the emergency
16 assistance if the overpayment resulted from a misrepresentation by the individual
17 applying for the assistance with respect to any fact having an effect on the
18 individual’s eligibility for, or the amount of, the assistance granted.

19 (b) If an overpayment of emergency assistance provided under this section
20 resulted from an error made by a Wisconsin Works agency, the department shall
21 recover the overpayment from the Wisconsin Works agency and may do so by
22 offsetting the amount from amounts otherwise due the agency under a contract
23 under s. 49.143.

24 (c) The department may recover overpayments of emergency assistance under
25 par. (a) or (b) in the manners provided in ss. 49.195 (3m) and 49.85. Nothing in this

SENATE BILL 21**SECTION 1705**

1 paragraph or par. (b) precludes the department from recovering emergency
2 assistance overpayments through any other legal means.

3 **SECTION 1706.** 49.141 (1) (intro.) of the statutes is amended to read:

4 49.141 (1) DEFINITIONS. (intro.) As used in ss. 49.141 to 49.161 and 49.26:

5 **SECTION 1707.** 49.143 (2) (a) (intro.) of the statutes is amended to read:

6 49.143 (2) (a) (intro.) Establish ~~a~~ at least one community steering committee
7 within 60 days after the date on which the contract is awarded signed. A Wisconsin
8 Works agency must establish as many committees as necessary to allow the
9 representation required under subd. 1m. on each committee without exceeding the
10 maximum number of members under subd. 1m. All of the following apply to a
11 community steering committee created under this paragraph:

12 1m. The Wisconsin works Works agency shall recommend the members of the
13 committee to the chief executive officer of each county served by the Wisconsin works
14 agency. The chief executive officer of each county shall appoint the members of the
15 committee. The number of members that each chief executive officer appoints to the
16 committee shall be in proportion to the population of that officer's county relative to
17 the population of each other county served by the Wisconsin works agency, except
18 that the chief executive officer of a county that is not a Wisconsin works agency shall
19 appoint the director of the county department under s. 46.215, 46.22 or 46.23, or his
20 or her designee, and one other representative of the county department under s.
21 46.215, 46.22 or 46.23. The committee shall consist of at least 12 members, but not
22 more than 15 members. within the following parameters:

23 2m. The members of the committee shall appoint a chairperson who shall be
24 a person who represents business interests.

25 4m. The committee shall do all of the following:

SENATE BILL 21**SECTION 1708**

1 **SECTION 1708.** 49.143 (2) (a) 1. of the statutes is renumbered 49.143 (2) (a) 4m.

2 a.

3 **SECTION 1709.** 49.143 (2) (a) 1m. a. of the statutes is created to read:

4 49.143 (2) (a) 1m. a. The total number of members on the committee may not
5 exceed 20.

6 **SECTION 1710.** 49.143 (2) (a) 1m. b. of the statutes is created to read:

7 49.143 (2) (a) 1m. b. Each county that the Wisconsin Works agency serves must
8 be represented on a committee by a member who is a representative of a county
9 department responsible for economic development, of a city department responsible
10 for economic development for a city that is in that county, or of the business
11 community in that county. The Wisconsin Works agency shall appoint at least one
12 representative of business interests as a member of the committee.

13 **SECTION 1711.** 49.143 (2) (a) 2. of the statutes is renumbered 49.143 (2) (a) 4m.

14 b. and amended to read:

15 49.143 (2) (a) 4m. b. Identify and encourage employers to provide permanent
16 jobs for persons who are eligible for ~~trial employment match program jobs or~~
17 ~~community service jobs~~ Wisconsin Works.

18 **SECTION 1712.** 49.143 (2) (a) 3. of the statutes is renumbered 49.143 (2) (a) 4m.

19 c. and amended to read:

20 49.143 (2) (a) 4m. c. Create, and encourage others to create, subsidized jobs for
21 persons who are eligible for ~~trial employment match program jobs or community~~
22 ~~service jobs~~ Wisconsin Works.

23 **SECTION 1713.** 49.143 (2) (a) 4. of the statutes is renumbered 49.143 (2) (a) 4m.

24 d. and amended to read:

SENATE BILL 21**SECTION 1713**

1 49.143 (2) (a) 4m. d. Create, and encourage others to create, ~~on-the-job~~
2 ~~training sites~~ work experience opportunities, including supported work experience,
3 for persons who are eligible for ~~trial employment match program jobs or community~~
4 ~~service jobs~~ Wisconsin Works.

5 **SECTION 1714.** 49.143 (2) (a) 5. and 6. of the statutes are consolidated,
6 renumbered 49.143 (2) (a) 3m. and amended to read:

7 49.143 (2) (a) 3m. ~~Foster~~ The committee may foster and guide the
8 entrepreneurial efforts of participants who are eligible for ~~trial employment match~~
9 ~~program jobs or community service jobs.~~ 6. Provide Wisconsin Works and provide
10 mentors, both from its membership and from recruitment of members of the
11 community, to provide job-related guidance, including assistance in resolving
12 job-related issues and the provision of job leads or references, to persons who are
13 eligible for ~~trial employment match program jobs or community service jobs~~
14 Wisconsin Works.

15 **SECTION 1715.** 49.143 (2) (a) 7. of the statutes is renumbered 49.143 (2) (a) 4m.
16 e. and amended to read:

17 49.143 (2) (a) 4m. e. Coordinate with ~~the council on workforce investment~~ local
18 workforce development boards established under 29 USC 2821 2832 to ensure
19 compatibility of purpose and no duplication of effort.

20 **SECTION 1716.** 49.143 (2) (a) 8. of the statutes is repealed.

21 **SECTION 1717.** 49.143 (2) (a) 10. of the statutes is repealed.

22 **SECTION 1718.** 49.145 (2) (n) 1. (intro.) of the statutes is amended to read:

23 49.145 (2) (n) 1. (intro.) Except as provided in subd. 4., beginning on the date
24 on which the individual has attained the age of 18, the total number of months in
25 which the individual or any adult member of the individual's Wisconsin works Works

SENATE BILL 21**SECTION 1718**

1 group has participated in, or has received benefits under, any of the following or any
2 combination of the following does not exceed ~~60~~ 48 months, whether or not
3 consecutive:

4 **SECTION 1719.** 49.145 (2) (n) 1. a. of the statutes is amended to read:

5 49.145 (2) (n) 1. a. The job opportunities and basic skills program under s.
6 49.193, 1997 stats. Active participation on or after October 1, 1996, in the job
7 opportunities and basic skills program counts toward the ~~60-month~~ 48-month limit.

8 **SECTION 1720.** 49.145 (2) (n) 3. of the statutes is amended to read:

9 49.145 (2) (n) 3. A Wisconsin ~~works~~ Works agency may extend the time limit
10 under this paragraph only if the Wisconsin ~~works~~ Works agency determines, in
11 accordance with rules promulgated by the department, that ~~unusual circumstances~~
12 ~~exist that warrant an extension of the participation period~~ the individual is
13 experiencing hardship or that the individual's family includes an individual who has
14 been battered or subjected to extreme cruelty.

15 **SECTION 1721.** 49.147 (3) (ac) (intro.) of the statutes is amended to read:

16 49.147 (3) (ac) *Employer subsidies and reimbursements.* (intro.) The
17 Wisconsin Works agency shall pay to an employer that employs a participant under
18 this subsection a wage subsidy in an amount that is negotiated between the
19 Wisconsin Works agency and the employer but that is not less more than the state
20 or federal minimum wage that applies to the participant. The wage subsidy shall be
21 paid for each hour that the participant actually works, up to a maximum of 40 hours
22 per week. The employer shall pay the participant any difference between the wage
23 subsidy amount and the participant's wage and must pay the participant at least
24 minimum wage. In addition to paying the wage subsidy, the Wisconsin Works agency
25 may, as negotiated between the Wisconsin Works agency and the employer,

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1 reimburse the employer for all or a portion of other costs that are attributable to the
2 employment of the participant, including any of the following:

3 **SECTION 1722.** 49.147 (4) (at) of the statutes is amended to read:

4 49.147 (4) (at) *Motivational training.* A Wisconsin ~~works~~ Works agency may
5 require a participant, during the first 2 weeks of participation under this subsection,
6 to participate in an assessment and motivational training program ~~identified by the~~
7 ~~community steering committee under s. 49.143 (2) (a) 10.~~ The Wisconsin ~~works~~
8 Works agency may require not more than 40 hours of participation per week under
9 this paragraph in lieu of the participation requirement under par. (as).

10 **SECTION 1723.** 49.147 (5) (bt) of the statutes is amended to read:

11 49.147 (5) (bt) *Motivational training.* A Wisconsin ~~works~~ Works agency may
12 require a participant, during the first 2 weeks of participation under this subsection,
13 to participate in an assessment and motivational training program ~~identified by the~~
14 ~~community steering committee under s. 49.143 (2) (a) 10.~~ The Wisconsin ~~works~~
15 Works agency may require not more than 40 hours of participation per week under
16 this paragraph in lieu of the participation requirement under par. (bs).

17 **SECTION 1724.** 49.151 (1) (intro.) of the statutes is renumbered 49.151 (1m)
18 (intro.).

19 **SECTION 1725.** 49.151 (1) (a) of the statutes is repealed.

20 **SECTION 1726.** 49.151 (1) (b) of the statutes is renumbered 49.151 (1m) (a)
21 (intro.) and amended to read:

22 49.151 (1m) (a) (intro.) The participant, or an individual who is in the
23 participant's Wisconsin Works group and who is subject to the work requirement
24 under s. 49.15 (2), fails, without good cause, as determined by the Wisconsin Works
25 agency, to appear do any of the following:

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1 1. Appear for an interview with a prospective employer ~~or, if the participant is~~
2 ~~in a Wisconsin Works transitional placement, the participant fails to appear.~~

3 2. Appear for an assigned work activity, ~~including an activity under s. 49.147~~
4 ~~(5) (b) 1. a. to d., without good cause, as determined~~ as defined in 42 USC 607 (d), or
5 for an activity assigned by the Wisconsin Works agency.

6 **SECTION 1727.** 49.151 (1) (c) of the statutes is renumbered 49.151 (1m) (b) and
7 amended to read:

8 49.151 (1m) (b) The participant, or an individual who is in the participant's
9 Wisconsin ~~works~~ Works group and who is subject to the work requirement under s.
10 49.15 (2), voluntarily leaves appropriate employment or training without good cause,
11 as determined by the Wisconsin ~~works~~ Works agency.

12 **SECTION 1728.** 49.151 (1) (d) of the statutes is renumbered 49.151 (1m) (d) and
13 amended to read:

14 49.151 (1m) (d) The participant, or an individual who is in the participant's
15 Wisconsin ~~works~~ Works group and who is subject to the work requirement under s.
16 49.15 (2), ~~loses is discharged from appropriate~~ employment ~~as a result of being~~
17 ~~discharged or training~~ for cause.

18 **SECTION 1729.** 49.151 (1) (e) of the statutes is renumbered 49.151 (1m) (f) and
19 amended to read:

20 49.151 (1m) (f) The participant, or an individual who is in the participant's
21 Wisconsin ~~works~~ Works group and who is subject to the work requirement under s.
22 49.15 (2), demonstrates through other behavior or action, as specified by the
23 department by rule, that he or she refuses to participate in a Wisconsin ~~works~~ Works
24 employment position.

25 **SECTION 1730.** 49.151 (1c) of the statutes is created to read:

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1 49.151 (1c) DEFINITIONS. In this section:

2 (a) “Employer” means a subsidized or unsubsidized employer or a work
3 experience provider.

4 (b) “Employment” means subsidized or unsubsidized employment or an
5 assigned work experience activity.

6 **SECTION 1731.** 49.151 (1m) (c) of the statutes is created to read:

7 49.151 (1m) (c) The participant, or an individual who is in the participant’s
8 Wisconsin Works group and who is subject to the work requirement under s. 49.15
9 (2), voluntarily leaves a work experience site without good cause, as determined by
10 the Wisconsin Works agency.

11 **SECTION 1732.** 49.151 (1m) (e) of the statutes is created to read:

12 49.151 (1m) (e) The participant, or an individual who is in the participant’s
13 Wisconsin Works group and who is subject to the work requirement under s. 49.15
14 (2), is discharged from a work experience site for cause.

15 **SECTION 1733.** 49.1515 (1) of the statutes is amended to read:

16 49.1515 (1) GUIDELINES BY RULE. The department shall by rule specify
17 guidelines for determining when a participant, or individual in the participant’s
18 Wisconsin Works group, who engages in a behavior specified in s. 49.151 (1) (1m) (a),
19 (b), (c), (d), ~~or (e)~~, or (f) is demonstrating a refusal to participate.

20 **SECTION 1734.** 49.153 of the statutes is repealed.

21 **SECTION 1735.** 49.155 (1m) (intro.) of the statutes is amended to read:

22 49.155 (1m) ELIGIBILITY. (intro.) Except as provided in s. 49.155 (3g), the
23 department shall determine, contract with a county department or agency to
24 determine, or contract with a county department or agency to share determination
25 of the eligibility of individuals residing in a particular geographic region or who are

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1 members of a particular Indian tribal unit for child care subsidies under this section.
2 Under this section, an individual may receive a subsidy for child care for a child who
3 has not attained the age of 13 or, if the child is disabled, who has not attained the age
4 of 19, if the individual meets all of the following conditions:

5 **SECTION 1736.** 49.155 (3) (intro.) of the statutes is amended to read:

6 49.155 (3) CHILD CARE LOCAL ADMINISTRATION. (intro.) Except as provided in sub.
7 (3g), ~~the~~ a county department or agency with which the department contracts under
8 sub. (1m) to determine eligibility in a particular geographic region or for a particular
9 Indian tribal unit shall administer child care assistance in that geographic region or
10 for that tribal unit. For the administration of child care assistance under this
11 section, the department may require the county department or agency to do all of the
12 following:

13 **SECTION 1737.** 49.155 (3m) (am) of the statutes is created to read:

14 49.155 (3m) (am) If the department contracts with a county department or
15 agency under sub. (1m), the department shall allocate funds for the eligibility
16 determination function under the contract. When allocating these funds, the
17 department may consider trends in applications, a county department's or agency's
18 past eligibility determination expenditures, the respective portions of the eligibility
19 determination function to be performed by the department and the county
20 department or agency, and any other factor determined by the department.

21 **SECTION 1738.** 49.155 (3m) (b) 1. of the statutes is amended to read:

22 49.155 (3m) (b) 1. Subject to subds. 2. and 3., the department shall, to the
23 extent practicable, allocate funds to a contract entered into under sub. (1m) for the
24 administration of the program under sub. (3) in the same proportion as the
25 geographic region's or Indian tribal unit's proportionate share of all statewide

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1 ~~subsidy authorizations and eligibility redeterminations under sub. (3) (e) funding~~
2 ~~allocated under par. (am) for eligibility determination functions during the contract~~
3 ~~period or, if the department elects, in the same proportion as the geographic region's~~
4 ~~or Indian tribal unit's proportionate share of all children for whom a subsidy was~~
5 ~~provided under this section in the most recent 12-month period for which applicable~~
6 ~~statistics are available~~ before the start of the contract period.

7 **SECTION 1739.** 49.159 (1) (a) (intro.) of the statutes is amended to read:

8 49.159 (1) (a) (intro.) An individual who would be eligible under s. 49.145
9 except that the individual is the noncustodial parent of a dependent child is eligible
10 for services and benefits under par. (b) if the individual is subject to a child support
11 order, the individual satisfies all of the requirements related to substance abuse
12 screening, testing, and treatment under s. 49.162 that apply to the individual, and
13 any of the following applies to the custodial parent of the dependent child:

14 **SECTION 1740.** 49.162 of the statutes is created to read:

15 **49.162 Substance abuse screening and testing for certain work**
16 **experience programs. (1)** In this section:

17 (a) “Administering agency” means the department or an agency with which the
18 department contracts to administer a program.

19 (b) “Controlled substance” has the meaning given in s. 961.01 (4).

20 (c) “Program” means any of the following:

21 1. Services and benefits under s. 49.159 (1) (b).

22 2. The Transform Milwaukee Jobs program or the Transitional Jobs program
23 under s. 49.163.

24 3. A work experience and job training program under s. 49.36.

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1 (2) In order to participate in a program, an individual shall complete a
2 controlled substance abuse screening questionnaire. If, on the basis of answers to
3 the questionnaire, the administrating agency determines that there is a reasonable
4 suspicion that an individual who is otherwise eligible for a program is abusing a
5 controlled substance, the administrating agency shall require the individual to
6 undergo a test for the use of a controlled substance. If the individual refuses to
7 submit to a test, the individual is not eligible to participate in a program until the
8 individual complies with the requirement to undergo a test for the use of a controlled
9 substance.

10 (3) If an individual who undergoes a test under sub. (2) tests negative for the
11 use of a controlled substance, or tests positive for the use of a controlled substance
12 but presents evidence satisfactory to the administering agency that the individual
13 possesses a valid prescription for each controlled substance for which the individual
14 tests positive, the individual will have satisfactorily completed the substance abuse
15 testing requirements under this section.

16 (4) (a) If an individual who undergoes a test under sub. (2) tests positive for the
17 use of a controlled substance without presenting evidence of a valid prescription as
18 described in sub. (3), the administrating agency shall require the individual to
19 participate in substance abuse treatment to remain eligible to participate in a
20 program. If the individual refuses to participate in substance abuse treatment, the
21 individual is not eligible to participate in a program until the individual complies
22 with the requirement to participate in substance abuse treatment.

23 (b) During the time that an individual is receiving substance abuse treatment
24 under par. (a), the administrating agency shall require the individual to undergo
25 random testing for the use of a controlled substance. For the individual to remain

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1 eligible for a program, the individual must cooperate with the testing and the results
2 of the tests must be negative or, if any results are positive, the individual must
3 present evidence of a valid prescription as described in sub. (3). If the results of any
4 test during treatment are positive for the use of a controlled substance and the
5 individual does not present evidence of a valid prescription for the controlled
6 substance, the individual shall have the opportunity to begin the treatment again
7 one time, as determined by the administering agency. If the individual begins the
8 substance abuse treatment again, he or she shall remain eligible for a program as
9 long as the results of all tests for the use of a controlled substance during the
10 subsequent treatment are negative for the use of a controlled substance or, if any
11 results are positive, the individual presents evidence of a valid prescription for the
12 controlled substance.

13 (c) If an individual receiving treatment under par. (b) completes treatment and,
14 at the conclusion of the treatment, tests negative for the use of a controlled substance
15 or presents evidence of a valid prescription for any controlled substance for which the
16 individual tests positive, the individual will have satisfactorily completed the
17 substance abuse testing requirements under this section.

18 (5) The department shall manage the costs and reinvest the savings under this
19 section, and shall work with the administering agency, if different from the
20 department, to manage the costs and reinvest the savings.

21 **SECTION 1741.** 49.163 (2) (a) of the statutes is amended to read:

22 49.163 (2) (a) The department shall establish a Transform Milwaukee Jobs
23 program in Milwaukee County and, if funding is available, may establish a
24 Transitional Jobs program outside of Milwaukee County. To the extent of available
25 funds, the department shall conduct the Transitional Jobs program, if established,

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1 in one or more geographic areas in the state that are not in Milwaukee County. In
2 selecting the geographic area or areas in which to conduct the Transitional Jobs
3 program, the department shall give priority to those areas with relatively high rates
4 of unemployment and childhood poverty and to other areas with special needs that
5 the department determines should be given priority.

6 **SECTION 1742.** 49.163 (2) (am) 7. of the statutes is created to read:

7 49.163 (2) (am) 7. Satisfy all of the requirements related to substance abuse
8 screening, testing, and treatment under s. 49.162 that apply to the individual.

9 **SECTION 1743.** 49.163 (3) (a) 3. a. of the statutes is amended to read:

10 49.163 (3) (a) 3. a. A wage subsidy that is equal to the an amount of wages that
11 negotiated between the department and the employer or contractor pays to the
12 individual, that is paid for hours each hour the individual actually worked, not to
13 exceed 40 hours per week at, and that is not more than the federal or state minimum
14 wage that applies to the individual.

15 **SECTION 1744.** 49.163 (3) (a) 4. of the statutes is amended to read:

16 49.163 (3) (a) 4. An employer, or, subject to the approval of the department, a
17 contractor under sub. (4), that employs an individual participating in the program
18 may pay the individual an amount that exceeds any wage subsidy paid to the
19 employer or contractor by the department under subd. 3. a., except that the employer
20 or contractor must pay the individual at least minimum wage.

21 **SECTION 1745.** 49.175 (1) (intro.) of the statutes is amended to read:

22 49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. subs. (2)
23 and (3), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (dz), (k),
24 (kx), (L), (mc), (md), (me), and (s) and (3) (kp), the department shall allocate the
25 following amounts for the following purposes:

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1 **SECTION 1746.** 49.175 (1) (a) of the statutes is amended to read:

2 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,
3 \$82,014,000 \$89,796,000 in fiscal year 2013–14 2015–16 and \$72,696,000
4 \$88,796,000 in fiscal year 2014–15 2016–17.

5 **SECTION 1747.** 49.175 (1) (b) of the statutes is amended to read:

6 49.175 (1) (b) *Wisconsin Works agency contracts; job access loans.* For contracts
7 with Wisconsin Works agencies under s. 49.143 and for job access loans under s.
8 49.147 (6), \$57,586,500 in fiscal year 2013–14 and \$58,336,500 \$58,336,500 in each
9 fiscal year 2014–15.

10 **SECTION 1748.** 49.175 (1) (g) of the statutes is amended to read:

11 49.175 (1) (g) *State administration of public assistance programs and*
12 *overpayment collections.* For state administration of public assistance programs and
13 the collection of public assistance overpayments, \$12,697,100 \$14,834,100 in fiscal
14 year 2013–14 2015–16 and \$12,812,700 \$14,967,700 in fiscal year 2014–15 2016–17.

15 **SECTION 1749.** 49.175 (1) (i) of the statutes is amended to read:

16 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138
17 and for transfer to the department of administration for low-income energy or
18 weatherization assistance programs, \$7,500,000 \$8,500,000 in fiscal year 2015–16
19 and \$8,400,000 in each fiscal year 2016–17.

20 **SECTION 1750.** 49.175 (1) (k) of the statutes is amended to read:

21 49.175 (1) (k) *Transform Milwaukee and Transitional Jobs programs.* For
22 contract costs under the Transform Milwaukee Jobs program and the Transitional
23 Jobs program under s. 49.163, \$3,750,000 \$6,000,000 in fiscal year 2013–14 2015–16
24 and \$5,000,000 \$7,000,000 in fiscal year 2014–15 2016–17.

25 **SECTION 1751.** 49.175 (1) (n) of the statutes is created to read:

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1 49.175 (1) (n) *Fostering futures: connections count.* For funding community
2 connectors to interact with vulnerable families with young children and to connect
3 families with formal and informal community support, \$360,300 in fiscal year
4 2016–17.

5 **SECTION 1752.** 49.175 (1) (p) of the statutes is amended to read:

6 49.175 (1) (p) *Direct child care services.* For direct child care services under s.
7 49.155, \$271,400,200 \$267,945,900 in fiscal year 2013–14 2015–16 and
8 \$274,734,000 \$286,777,400 in fiscal year 2014–15 2016–17.

9 **SECTION 1753.** 49.175 (1) (q) of the statutes is amended to read:

10 49.175 (1) (q) *Child care state administration and licensing activities.* For state
11 administration of child care programs under s. 49.155 and for child care licensing
12 activities, \$29,719,000 \$34,244,600 in fiscal year 2013–14 2015–16 and \$31,799,500
13 \$33,248,300 in fiscal year 2014–15 2016–17.

14 **SECTION 1754.** 49.175 (1) (qm) of the statutes is amended to read:

15 49.175 (1) (qm) *Quality care for quality kids.* For the child care quality
16 improvement activities specified in s. 49.155 (1g), \$13,095,800 \$15,492,700 in each
17 fiscal year.

18 **SECTION 1755.** 49.175 (1) (r) of the statutes is amended to read:

19 49.175 (1) (r) *Children of recipients of supplemental security income.* For
20 payments made under s. 49.775 for the support of the dependent children of
21 recipients of supplemental security income, \$33,688,000 \$31,338,200 in each fiscal
22 year.

23 **SECTION 1756.** 49.175 (1) (s) of the statutes is amended to read:

24 49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For kinship
25 care and long-term kinship care payments under s. 48.57 (3m) (am) and (3n) (am),

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1 for assessments to determine eligibility for those payments, and for agreements
2 under s. 48.57 (3t) with the governing bodies of Indian tribes for the administration
3 of the kinship care and long-term kinship care programs within the boundaries of
4 the reservations of those tribes, ~~\$20,335,200~~ \$21,222,700 in fiscal year ~~2013-14~~
5 2015-16 and ~~\$20,774,400~~ \$21,435,000 in fiscal year ~~2014-15~~ 2016-17.

6 **SECTION 1757.** 49.175 (1) (t) of the statutes is amended to read:

7 49.175 (1) (t) *Safety and out-of-home placement services.* For services provided
8 to ensure the safety of children who the department or a county determines may
9 remain at home if appropriate services are provided, and for services provided to
10 families with children placed in out-of-home care, ~~\$7,711,100~~ \$3,647,200 in each
11 fiscal year 2015-16 and \$5,392,700 in fiscal year 2016-17.

12 **SECTION 1758.** 49.175 (1) (u) of the statutes is amended to read:

13 49.175 (1) (u) *Prevention services.* For services to prevent child abuse or neglect
14 in counties having a population of 500,000 or more, ~~\$1,489,600~~ \$1,389,600 in each
15 fiscal year.

16 **SECTION 1759.** 49.175 (1) (z) of the statutes is amended to read:

17 49.175 (1) (z) *Grants to the Boys and Girls Clubs of America.* For grants to the
18 Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that
19 improve social, academic, and employment skills of youth who are eligible to receive
20 temporary assistance for needy families under 42 USC 601 et seq., focusing on study
21 habits, intensive tutoring in math and English, and exposure to career options and
22 role models, ~~\$1,250,000~~ in fiscal year ~~2013-14~~ and ~~\$1,100,000~~ \$1,100,000 in each
23 fiscal year ~~2014-15~~. Grants provided under this paragraph may not be used by the
24 grant recipient to replace funding for programs that are being funded, when the
25 grant proceeds are received, with moneys other than those from the appropriations

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1 specified in sub. (1) (intro.). ~~The total amount of the grants for fiscal year 2013–14~~
2 ~~includes \$25,000 for the greater Wisconsin Rapids Area Boys and Girls Club to fund~~
3 ~~the Cranberry Science, Technology, Engineering, and Mathematics program and, if~~
4 ~~the program provides \$125,000 in matching funds, \$125,000 for the Green Bay Boys~~
5 ~~and Girls Clubs for the BE GREAT: Graduate program, to be used only for activities~~
6 ~~for which federal Temporary Assistance for Needy Families block grant moneys may~~
7 ~~be used.~~

8 **SECTION 1760.** 49.175 (3) of the statutes is created to read:

9 49.175 (3) LIMIT ON CERTAIN FUNDS. Moneys from the appropriation account
10 under s. 20.437 (3) (kp) for the allocations specified in sub. (1) shall be limited to
11 \$4,730,300 and may be expended only for obligations incurred between October 1,
12 2015, and September 30, 2016.

13 **SECTION 1761.** 49.195 (title) of the statutes is amended to read:

14 **49.195 (title) Recovery of aid to families with dependent children and,**
15 **Wisconsin works Works benefits, and overpayments of emergency**
16 **assistance.**

17 **SECTION 1762.** 49.195 (3) of the statutes is amended to read:

18 49.195 (3) A county, tribal governing body, Wisconsin works Works agency, or
19 the department shall determine whether an overpayment has been made under s.
20 ~~49.19~~ 49.138, 49.148, 49.155 ~~or~~, 49.157, ~~or 49.19~~ and, if so, the amount of the
21 overpayment. The county, tribal governing body, Wisconsin works Works agency, or
22 department shall provide notice of the overpayment to the liable person. The
23 department shall give that person an opportunity for a review following the
24 procedure specified under s. 49.152, if the person received the overpayment under
25 s. 49.141 to 49.161, and for a hearing under ch. 227. Notwithstanding s. 49.96, the

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1 department shall promptly recover all overpayments made under s. ~~49.19~~ 49.138,
2 49.148, 49.155 ~~or~~, 49.157, or 49.19 that have not already been received under s.
3 49.138 (5), 49.161, or 49.19 (17) or received as a setoff under s. 71.93 and shall
4 promulgate rules establishing policies and procedures to administer this subsection.
5 The rules shall include notification procedures similar to those established for child
6 support collections.

7 **SECTION 1763.** 49.26 (1) (gm) 1. d. of the statutes is created to read:

8 49.26 (1) (gm) 1. d. A child whose Wisconsin Works group includes a participant
9 under s. 49.147 (3), (4), or (5) who has been unable to participate in activities required
10 under s. 49.147 (3), (4), or (5) due to the child's school-related problems.

11 **SECTION 1764.** 49.275 of the statutes is amended to read:

12 **49.275 Cooperation with federal government.** The department may
13 cooperate with the federal government in carrying out federal acts concerning public
14 assistance under this subchapter ~~and~~, child welfare under ch. 48, and
15 community-based juvenile delinquency-related services under ch. 938 and in other
16 matters of mutual concern ~~under this subchapter~~ pertaining to public welfare ~~and~~
17 ~~under ch. 48 pertaining to~~, child welfare, and juvenile delinquency under this
18 subchapter and chs. 48 and 938.

19 **SECTION 1765.** 49.32 (1) (a) of the statutes is amended to read:

20 49.32 (1) (a) Except as provided in s. 49.345 (14) (b) and (c), the department
21 shall establish a uniform system of fees for services ~~provided or purchased~~ under this
22 subchapter and ch. 48, and community-based juvenile delinquency-related services
23 under ch. 938, purchased or provided by the department, or by a county department
24 under s. 46.215, 46.22, or 46.23, except as provided in s. 49.22 (6) and except when,
25 as determined by the department, a fee is administratively unfeasible or would

SENATE BILL 21**SECTION 1765**

1 significantly prevent accomplishing the purpose of the service. A county department
2 under s. 46.215, 46.22, or 46.23 shall apply the fees that it collects under this program
3 to cover the cost of those services. The department shall report to the joint committee
4 on finance no later than March 1 of each year on the number of children placed for
5 adoption by the department during the previous year and the costs to the state for
6 services relating to such adoptions.

7 **SECTION 1766.** 49.32 (1) (b) of the statutes is amended to read:

8 49.32 (1) (b) Except as provided in s. 49.345 (14) (b) and (c), any person
9 receiving services purchased or provided ~~or purchased~~ under par. (a) or the spouse
10 of the person and, in the case of a minor, the parents of the person, and, in the case
11 of a foreign child described in s. 48.839 (1) who became dependent on public funds
12 for his or her primary support before an order granting his or her adoption, the
13 resident of this state appointed guardian of the child by a foreign court who brought
14 the child into this state for the purpose of adoption, shall be liable for the services in
15 the amount of the fee established under par. (a).

16 **SECTION 1767.** 49.32 (2) (b) of the statutes is amended to read:

17 49.32 (2) (b) The department may make social services payments and
18 payments for community-based juvenile delinquency-related services directly to
19 recipients, vendors, or providers in accordance with law and rules of the department
20 on behalf of the counties ~~which~~ that have contracts to have ~~such~~ those payments
21 made on their behalf.

22 **SECTION 1768.** 49.325 (1) (a) of the statutes is amended to read:

23 49.325 (1) (a) Each county department under s. 46.215, 46.22, or 46.23 shall
24 submit its final budget for services purchased or directly provided ~~or purchased~~
25 under this subchapter or ch. 48 and for community-based juvenile

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1 delinquency-related services purchased or directly provided under ch. 938 to the
2 department by December 31 annually.

3 **SECTION 1769.** 49.325 (2) of the statutes is amended to read:

4 49.325 (2) ASSESSMENT OF NEEDS. Before developing and submitting a proposed
5 budget for services purchased or directly provided ~~or purchased~~ under this
6 subchapter or ch. 48 and for community-based juvenile delinquency-related
7 services purchased or directly provided under ch. 938 to the county executive or
8 county administrator or the county board, the county departments listed in sub. (1)
9 shall assess needs and inventory resources and services, using an open public
10 participation process.

11 **SECTION 1770.** 49.325 (2g) (a) of the statutes is amended to read:

12 49.325 (2g) (a) The department shall annually submit to the county board of
13 supervisors in a county with a single-county department or the county boards of
14 supervisors in counties with a multicounty department a proposed written contract
15 containing the allocation of funds for services purchased or directly provided ~~or~~
16 ~~purchased~~ under this subchapter or ch. 48, for community-based juvenile
17 delinquency-related services purchased or directly provided under ch. 938, and for
18 such administrative requirements as necessary. The contract as approved may
19 contain conditions of participation consistent with federal and state law. The
20 contract may also include provisions necessary to ensure uniform cost accounting of
21 services. Any changes to the proposed contract shall be mutually agreed upon. The
22 county board of supervisors in a county with a single-county department or the
23 county boards of supervisors in counties with a multicounty department shall
24 approve the contract before January 1 of the year in which it takes effect unless the
25 department grants an extension. The county board of supervisors in a county with

SENATE BILL 21**SECTION 1770**

1 a single-county department or the county boards of supervisors in counties with a
2 multicounty department may designate an agent to approve addenda to any contract
3 after the contract has been approved.

4 **SECTION 1771.** 49.325 (2g) (b) of the statutes is amended to read:

5 49.325 (2g) (b) The department may not approve contracts for amounts in
6 excess of available revenues. The county board of supervisors in a county with a
7 single-county department or the county boards of supervisors in counties with a
8 multicounty department may appropriate funds for community-based juvenile
9 delinquency-related services. Actual expenditure of county funds shall be reported
10 in compliance with procedures developed by the department.

11 **SECTION 1772.** 49.325 (2g) (c) of the statutes is amended to read:

12 49.325 (2g) (c) The joint committee on finance may require the department to
13 submit contracts between county departments under ss. 46.215, 46.22, and 46.23
14 and providers of services under this subchapter or ch. 48 or of community-based
15 juvenile delinquency-related services under ch. 938 to the committee for review and
16 approval.

17 **SECTION 1773.** 49.325 (2r) (a) 1. of the statutes is amended to read:

18 49.325 (2r) (a) 1. For services under this subchapter or ch. 48 or
19 community-based juvenile delinquency-related services under ch. 938 that
20 duplicate or are inconsistent with services being purchased or provided or purchased
21 by the department or other county departments receiving grants-in-aid or
22 reimbursement from the department.

23 **SECTION 1774.** 49.325 (2r) (a) 2. of the statutes is amended to read:

24 49.325 (2r) (a) 2. Inconsistent with state or federal statutes, rules, or
25 regulations, in which case the department may also arrange for the provision of

SENATE BILL 21**SECTION 1774**

1 services under this subchapter or ch. 48 or community-based juvenile
2 delinquency-related services under ch. 938 by an alternate agency. The department
3 may not arrange for the provision of those services by an alternate agency unless the
4 joint committee on finance or a review body designated by the committee reviews and
5 approves the department's determination.

6 **SECTION 1775.** 49.34 (1) of the statutes is amended to read:

7 49.34 (1) All services under this subchapter and ch. 48 and all
8 community-based juvenile delinquency-related services under ch. 938 purchased
9 by the department or by a county department under s. 46.215, 46.22, or 46.23 shall
10 be authorized and contracted for under the standards established under this section.
11 The department may require the county departments to submit the contracts to the
12 department for review and approval. For purchases of \$10,000 or less the
13 requirement for a written contract may be waived by the department. No contract
14 is required for care provided by foster homes that are required to be licensed under
15 s. 48.62. When the department directly contracts for services, it the department
16 shall follow the procedures in this section in addition to meeting purchasing
17 requirements established in s. 16.75.

18 **SECTION 1776.** 49.34 (2) of the statutes is amended to read:

19 49.34 (2) All services purchased under this subchapter and ch. 48 and all
20 community-based juvenile delinquency-related services purchased under ch. 938
21 shall meet standards established by the department and other requirements
22 specified by the purchaser in the contract. Based on these standards the department
23 shall establish standards for cost accounting and management information systems
24 that shall monitor the utilization of the services, and document the specific services
25 in meeting the service plan for the client and the objective of the service.

SENATE BILL 21**SECTION 1777**

1 **SECTION 1777.** 49.34 (3) (f) of the statutes is repealed.

2 **SECTION 1778.** 49.345 (1) of the statutes is amended to read:

3 49.345 (1) Liability and the collection and enforcement of such liability for the
4 care, maintenance, services, and supplies specified in this section are governed
5 exclusively by this section, except in cases of child support ordered by a court under
6 s. 48.355 (2) (b) 4., 48.357 (5m) (a), ~~or 48.363 (2), 938.183 (4), 938.355 (2) (b) 4.,~~
7 938.357 (5m) (a), or 938.363 (2) or ch. 767.

8 **SECTION 1779.** 49.345 (2) of the statutes is amended to read:

9 49.345 (2) Except as provided in sub. (14) (b) and (c), any person, including ~~but~~
10 ~~not limited to~~ a person placed under s. 48.345 (3) ~~or~~, 48.357 (1) or (2m), 938.183,
11 938.34 (3) or (4d), or 938.357 (1), (2m), (4), or (5) (e), receiving care, maintenance,
12 services, and supplies provided by any institution in this state, in which the state is
13 chargeable with all or part of the person's care, maintenance, services, and supplies,
14 and the person's property and estate, including the homestead, and the spouse of the
15 person, and the spouse's property and estate, including the homestead, and, in the
16 case of a minor child, the parents of the person, and their property and estates,
17 including their homestead, and, in the case of a foreign child described in s. 48.839
18 (1) who became dependent on public funds for his or her primary support before an
19 order granting his or her adoption, the resident of this state appointed guardian of
20 the child by a foreign court who brought the child into this state for the purpose of
21 adoption, and his or her property and estate, including his or her homestead, shall
22 be liable for the cost of the care, maintenance, services, and supplies in accordance
23 with the fee schedule established by the department under s. 49.32 (1). If a spouse,
24 widow, or minor, or an incapacitated person may be lawfully dependent upon the
25 property for his or her support, the court shall release all or such part of the property

SENATE BILL 21**SECTION 1779**

1 and estate from the charges that may be necessary to provide for the person. The
2 department shall make every reasonable effort to notify the liable persons as soon
3 as possible after the beginning of the maintenance, but the notice or the receipt
4 thereof of the notice is not a condition of liability.

5 **SECTION 1780.** 49.345 (8) (g) of the statutes is amended to read:

6 49.345 (8) (g) Pay quarterly from the appropriation under s. 20.437 (1) (gg) the
7 collection moneys due county departments under ss. 46.215, 46.22, and 46.23.
8 Payments shall be made as soon after the close of each quarter as is practicable.

9 **SECTION 1781.** 49.345 (14) (b) of the statutes is amended to read:

10 49.345 (14) (b) Except as provided in par. (c), and subject to par. (cm), liability
11 of a parent specified in sub. (2) or s. 49.32 (1) for the care and maintenance of the
12 parent's minor child who has been placed by a court order under s. 48.355 ~~or~~, 48.357,
13 938.183, 938.355, or 938.357 in a residential, nonmedical facility such as a group
14 home, foster home, subsidized guardianship home, or residential care center for
15 children and youth shall be determined by the court by using the percentage
16 standard established by the department under s. 49.22 (9) and by applying the
17 percentage standard in the manner established by the department under par. (g).

18 **SECTION 1782.** 49.345 (14) (e) 1. of the statutes is amended to read:

19 49.345 (14) (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), or
20 48.363 (2) for support determined under this subsection constitutes an assignment
21 of all commissions, earnings, salaries, wages, pension benefits, income continuation
22 insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits
23 under ch. 102 or 108, and other money due or to be due in the future to the county
24 department under s. 46.22 or 46.23 in the county where the order was entered or to
25 the department, depending upon the placement of the child as specified by rules

SENATE BILL 21**SECTION 1782**

1 promulgated under subd. 5. The assignment shall be for an amount sufficient to
2 ensure payment under the order.

3 **SECTION 1783.** 49.345 (14) (e) 1. of the statutes, as affected by 2015 Wisconsin
4 Act (this act), is amended to read:

5 49.345 (14) (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), ~~or~~
6 48.363 (2), 938.183 (4), 938.355 (2) (b) 4., 938.357 (5m) (a), or 938.363 (2) for support
7 determined under this subsection constitutes an assignment of all commissions,
8 earnings, salaries, wages, pension benefits, income continuation insurance benefits
9 under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108,
10 and other money due or to be due in the future to the county department under s.
11 46.215, 46.22, or 46.23 in the county where the order was entered or to the
12 department, depending upon the placement of the child as specified by rules
13 promulgated under subd. 5. The assignment shall be for an amount sufficient to
14 ensure payment under the order.

15 **SECTION 1784.** 49.345 (14) (g) of the statutes is amended to read:

16 49.345 (14) (g) For purposes of determining child support under par. (b), the
17 department shall promulgate rules related to the application of the standard
18 established by the department under s. 49.22 (9) to a child support obligation for the
19 care and maintenance of a child who is placed by a court order under s. 48.355 ~~or~~,
20 48.357, 938.183, 938.355, or 938.357 in a residential, nonmedical facility. The rules
21 shall take into account the needs of any person, including dependent children other
22 than the child, whom either parent is legally obligated to support.

23 **SECTION 1785.** 49.345 (16) of the statutes is amended to read:

24 49.345 (16) The department shall delegate to county departments under ss.
25 46.215, 46.22, and 46.23 or the local providers of care and services meeting the

SENATE BILL 21**SECTION 1785**

1 standards established by the department under s. 49.34 the responsibilities vested
2 in the department under this section for collection of fees for services other than
3 those provided at state facilities, if the county departments or providers meet the
4 conditions that the department determines are appropriate. The department may
5 delegate to county departments under ss. 46.215, 46.22, and 46.23 the
6 responsibilities vested in the department under this section for collection of fees for
7 services provided at the state facilities if the necessary conditions are met.

8 **SECTION 1786.** 49.35 (1) (a) of the statutes is amended to read:

9 49.35 (1) (a) The department shall supervise the administration of programs
10 under this subchapter and ch. 48 and of community-based juvenile
11 delinquency-related programs under ch. 938. The department shall submit to the
12 federal authorities state plans for the administration of programs under this
13 subchapter and ch. 48 and of community-based juvenile delinquency-related
14 programs under ch. 938 in such form and containing such information as the federal
15 authorities require, and shall comply with all requirements prescribed to ensure
16 their correctness.

17 **SECTION 1787.** 49.35 (1) (b) of the statutes is amended to read:

18 49.35 (1) (b) All records of the department and all county records relating to
19 programs under this subchapter and ch. 48, community-based juvenile
20 delinquency-related programs under ch. 938, and aid under s. 49.18, 1971 stats., s.
21 49.20, 1971 stats., and s. 49.61, 1971 stats., as affected by chapter 90, laws of 1973,
22 shall be open to inspection at all reasonable hours by authorized representatives of
23 the federal government. Notwithstanding ss. 48.396 (2) and 938.396 (2), all county
24 records relating to the administration of the services and public assistance specified

SENATE BILL 21**SECTION 1787**

1 in this paragraph shall be open to inspection at all reasonable hours by authorized
2 representatives of the department.

3 **SECTION 1788.** 49.35 (2) of the statutes is amended to read:

4 49.35 (2) The county administration of all laws relating to programs under this
5 subchapter and ch. 48 and to community-based juvenile delinquency-related
6 programs under ch. 938 shall be vested in the officers and agencies designated in the
7 statutes.

8 **SECTION 1789.** 49.36 (3) (a) of the statutes is amended to read:

9 49.36 (3) (a) Except as provided in par. (f) and subject to sub. (3m), a person
10 ordered to register under s. 767.55 (2) (am) shall participate in a work experience
11 program if services are available.

12 **SECTION 1790.** 49.36 (3m) of the statutes is created to read:

13 49.36 (3m) A person is not eligible to participate in a program under this
14 section unless the person satisfies all of the requirements related to substance abuse
15 screening, testing, and treatment under s. 49.162 that apply to the individual.

16 **SECTION 1791.** 49.43 (9m) of the statutes is created to read:

17 49.43 (9m) “Primary care shortage area” means an area that is in a primary
18 care health professional shortage area as determined by the federal department of
19 health and human services under 42 CFR part 5, appendix A, excluding a state or
20 federal prison.

21 **SECTION 1792.** 49.45 (6m) (br) 1. of the statutes is amended to read:

22 49.45 (6m) (br) 1. Notwithstanding s. ~~20.410 (3) (ed)~~, 20.435 or (7) (b) or 20.437
23 (1) (cj) or (2) (dz), the department shall reduce allocations of funds to counties in the
24 amount of the disallowance from the appropriation account under s. 20.435 (7) (b),
25 or the department shall direct the department of children and families to reduce

SENATE BILL 21**SECTION 1792**

1 allocations of funds to counties or Wisconsin Works agencies in the amount of the
2 disallowance from the appropriation account under s. 20.437 (1) (cj) or (2) (dz) ~~or~~
3 ~~direct the department of corrections to reduce allocations of funds to counties in the~~
4 ~~amount of the disallowance from the appropriation account under s. 20.410 (3) (cd),~~
5 in accordance with s. 16.544 to the extent applicable.

6 **SECTION 1793.** 49.45 (6v) of the statutes, as affected by 2015 Wisconsin Act ...
7 (this act), is repealed.

8 **SECTION 1794.** 49.45 (6v) (c) of the statutes is amended to read:

9 49.45 **(6v)** (c) If the report specified in par. (b) indicates that utilization of beds
10 by recipients of medical assistance in facilities is less than estimates for that
11 utilization reflected in the intentions of the joint committee on finance, legislature
12 and governor, as expressed by them in the budget determinations, the department
13 shall include a proposal to transfer moneys from the appropriation under s. 20.435
14 (4) (b) to the appropriation under s. 20.435 (7) (4) (bd) for the purpose of increasing
15 funding for the community options program under s. 46.27. The amount proposed
16 for transfer may not reduce the balance in the appropriation account under s. 20.435
17 (4) (b) below an amount necessary to ensure that that appropriation account will end
18 the current fiscal year or the current fiscal biennium with a positive balance. The
19 secretary shall transfer the amount identified under the proposal.

20 **SECTION 1795.** 49.45 (8r) of the statutes is amended to read:

21 49.45 **(8r)** PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. The rate
22 of payment for obstetric and gynecological care provided in primary care shortage
23 areas, ~~as defined in s. 36.60 (1) (em),~~ or provided to recipients of medical assistance
24 who reside in primary care shortage areas, that is equal to 125% of the rates paid
25 under this section to primary care physicians in primary care shortage areas, shall

SENATE BILL 21**SECTION 1795**

1 be paid to all certified primary care providers who provide obstetric or gynecological
2 care to those recipients.

3 **SECTION 1796.** 49.45 (23) (c) of the statutes is repealed.

4 **SECTION 1797.** 49.45 (23) (g) of the statutes is created to read:

5 49.45 (23) (g) 1. The department shall submit to the secretary of the federal
6 department of health and human services an amendment to the waiver requested
7 under par. (a) that authorizes the department to do all of the following with respect
8 to the childless adults demonstration project under this subsection:

- 9 a. Impose monthly premiums as determined by the department.
- 10 b. Impose higher premiums for enrollees who engage in behaviors that increase
11 their health risks, as determined by the department.
- 12 c. Require a health risk assessment for all enrollees.
- 13 d. Limit an enrollee's eligibility under the demonstration project to no more
14 than 48 months. The department shall specify the eligibility formula in the waiver
15 amendment.
- 16 e. Require, as a condition of eligibility, that an applicant or enrollee submit to
17 a drug screening assessment and, if indicated, a drug test, as specified by the
18 department in the waiver amendment.

19 2. If the secretary of the federal department of health and human services
20 approves the amendment to the waiver under par. (a), in whole or in part, the
21 department shall implement the changes to the demonstration project under this
22 subsection specified in subd. 1. a. to e. that are approved by the secretary, consistent
23 with the approval.

24 **SECTION 1798.** 49.45 (24k) of the statutes is created to read:

SENATE BILL 21**SECTION 1798**

1 49.45 (24k) DENTAL REIMBURSEMENT PILOT PROJECT. (a) Subject to approval of
2 the federal department of health and human services under par. (b), the department,
3 as a pilot project, shall distribute moneys in each fiscal year to increase the
4 reimbursement rate under Medical Assistance for pediatric dental care and adult
5 emergency dental services, as defined by the department, that are provided in
6 Brown, Polk, and Racine counties.

7 (b) The department shall request any waiver from and submit any
8 amendments to the state Medical Assistance plan to the federal department of health
9 and human services necessary for the reimbursement rate increase pilot project
10 under par. (a). If any necessary waiver request or state plan amendment request is
11 approved, the department shall implement par. (a) beginning on the effective date
12 of the waiver or plan amendment.

13 **SECTION 1799.** 49.45 (30x) of the statutes is created to read:

14 49.45 (30x) LICENSED MIDWIFE SERVICES. (a) *Provider reimbursement.*
15 Beginning January 1, 2016, services under s. 49.46 (2) (b) 12t. provided to an
16 individual are reimbursable under the Medical Assistance program if an
17 amendment to the state medical assistance plan approved by the federal department
18 of health and human services permits reimbursement under s. 49.46 (2) (b) 12t.

19 (b) *Plan amendment.* The department shall submit to the federal department
20 of health and human services an amendment to the state medical assistance plan to
21 permit the application of par. (a). The department may not pay reimbursement
22 under par. (a) unless the amendment to the state plan allowing reimbursement
23 under s. 49.46 (2) (b) 12t. is approved and in effect.

24 **SECTION 1800.** 49.45 (39) (bm) of the statutes is created to read:

SENATE BILL 21**SECTION 1800**

1 49.45 (39) (bm) *Excess state share.* Any portion of the state share under this
2 subsection in excess of \$42,200,000 in fiscal year 2015–16 and in excess of
3 \$41,700,000 in fiscal year 2016–17 and each fiscal year thereafter shall be deposited
4 in the Medical Assistance trust fund.

5 **SECTION 1801.** 49.45 (39m) of the statutes is created to read:

6 49.45 (39m) STATE PLAN AMENDMENT FOR PHARMACIST REIMBURSEMENT. The
7 department shall submit to the federal department of health and human services an
8 amendment to the state Medical Assistance plan to permit Medical Assistance
9 reimbursement to pharmacists who meet the training requirements specified by the
10 department to administer vaccines, as determined by the department, to a person 6
11 to 18 years of age. The department shall provide Medical Assistance reimbursement
12 under this subsection if the federal department of health and human services
13 approves the amendment to the state Medical Assistance plan. A pharmacist or
14 pharmacy shall enroll in the federal Vaccines for Children Program under 42 USC
15 1396s to be eligible for Medical Assistance reimbursement under this subsection.

16 **SECTION 1802.** 49.45 (41) (b) of the statutes is amended to read:

17 49.45 (41) (b) If a county elects to become certified as a provider of mental
18 health crisis intervention services, the county may provide mental health crisis
19 intervention services under this subsection in the county to medical assistance
20 recipients through the medical assistance program. A county that elects to provide
21 the services shall pay the amount of the allowable charges for the services under the
22 medical assistance program that is not provided by the federal government. ~~From~~
23 ~~the appropriation account under s. 20.435 (5) (bL), the~~ The department shall
24 reimburse the county under this subsection only for the amount of the allowable

SENATE BILL 21**SECTION 1802**

1 charges for those services under the medical assistance program that is provided by
2 the federal government.

3 **SECTION 1803.** 49.452 of the statutes is created to read:

4 **49.452 Counting promissory notes as assets for certain Medical**
5 **Assistance programs.** (1) In this section, “promissory note” means a written,
6 unconditional agreement, given in return for goods, money loaned, or services
7 rendered, under which one party promises to pay another party a specified sum of
8 money at a specified time or on demand.

9 (2) If an individual’s assets are counted when determining or redetermining
10 the individual’s financial eligibility for Medical Assistance, the department shall
11 include a promissory note as a countable asset if all of the following apply:

12 (a) The individual applying for or receiving benefits under Medical Assistance
13 or his or her spouse provided the goods, money loaned, or services rendered for the
14 promissory note.

15 (b) The promissory note was entered into or purchased on or after the effective
16 date of this paragraph [LRB inserts date].

17 (c) The promissory note is negotiable, assignable, and enforceable and does not
18 contain any terms making it unmarketable.

19 (3) A promissory note is presumed to be negotiable and its asset value is the
20 outstanding principal balance at the time the individual applies for Medical
21 Assistance or at the time the individual’s eligibility for Medical Assistance is
22 redetermined, unless the individual shows by credible evidence from a
23 knowledgeable source that the note is nonnegotiable or has a different current
24 market value, which will then be considered the asset value.

25 **SECTION 1804.** 49.453 (4c) (am) of the statutes is created to read:

SENATE BILL 21**SECTION 1804**

1 49.453 (4c) (am) Notwithstanding par. (a), for purposes of sub. (2), the purchase
2 of or entering into a promissory note by an individual or his or her spouse on or after
3 the effective date of this paragraph [LRB inserts date], is a transfer of assets for
4 less than fair market value unless all of the following apply:

5 1. The promissory note satisfies the requirements under par. (a) 1. to 3.

6 2. The promissory note is negotiable, assignable, and enforceable and does not
7 contain any terms making it unmarketable.

8 **SECTION 1805.** 49.453 (4c) (b) of the statutes is renumbered 49.453 (4c) (b) 1.
9 and amended to read:

10 49.453 (4c) (b) 1. The value of a promissory note, purchased before the effective
11 date of this subdivision [LRB inserts date], a loan, or a mortgage that does not
12 satisfy the requirements under par. (a) 1. to 3. is the outstanding balance due on the
13 date that the individual applies for medical assistance for nursing facility services
14 or other long-term care services described in sub. (2).

15 **SECTION 1806.** 49.453 (4c) (b) 2. of the statutes is created to read:

16 49.453 (4c) (b) 2. The value of a promissory note purchased or entered into on
17 or after the effective date of this subdivision [LRB inserts date], that does not
18 satisfy the requirements under par. (am) 1. and 2. is the outstanding balance due on
19 the date that the individual applies for Medical Assistance for nursing facility
20 services or other long-term care services described in sub. (2) or on the date that the
21 individual's eligibility for Medical Assistance for nursing facility services or other
22 long-term care services described in sub. (2) is redetermined.

23 **SECTION 1807.** 49.46 (2) (b) 12t. of the statutes is created to read:

SENATE BILL 21**SECTION 1807**

1 49.46 (2) (b) 12t. Subject to the limitations under s. 49.45 (30x), licensed
2 midwife services provided by a certified professional midwife licensed under s.
3 440.982.

4 **SECTION 1808.** 49.46 (2) (b) 14m. of the statutes is created to read:

5 49.46 (2) (b) 14m. Subject to par. (bt), substance abuse treatment services
6 provided by a medically monitored treatment service or a transitional residential
7 treatment service.

8 **SECTION 1809.** 49.46 (2) (bt) of the statutes is created to read:

9 49.46 (2) (bt) 1. For the purposes of par. (b) 14m., a “medically monitored
10 treatment service” is a 24-hour, community-based service providing observation,
11 monitoring, and treatment by a multidisciplinary team under supervision of a
12 physician, with a minimum of 12 hours of counseling provided per week for each
13 patient.

14 2. For the purposes of par. (b) 14m., a “transitional residential treatment
15 service” is a clinically supervised, peer-supported, therapeutic environment with
16 clinical involvement providing substance abuse treatment in the form of counseling
17 for 3 to 11 hours provided per week for each patient.

18 3. If approval by the federal department of health and human services of a state
19 plan amendment or waiver request is necessary for federal reimbursement of the
20 services under par. (b) 14m., the department is not required to pay for services
21 described in par. (b) 14m. if the department does not receive the necessary approval.

22 **SECTION 1810.** 49.471 (8) (d) 1. a. of the statutes is amended to read:

23 49.471 (8) (d) 1. a. A pregnant woman, except as provided in ~~pars.~~ par. (cr) 1.
24 c. and (fm) 4.

25 **SECTION 1811.** 49.471 (8) (f) of the statutes is repealed.

SENATE BILL 21**SECTION 1812**

1 **SECTION 1812.** 49.471 (8) (fm) of the statutes is repealed.

2 **SECTION 1813.** 49.471 (8) (g) of the statutes is repealed.

3 **SECTION 1814.** 49.472 (5) of the statutes is amended to read:

4 49.472 (5) COMMUNITY OPTIONS PARTICIPANTS. From the appropriation under s.
5 20.435 (7) (4) (bd), the department may pay all or a portion of the monthly premium
6 calculated under sub. (4) (a) for an individual who is a participant in the community
7 options program under s. 46.27 (11).

8 **SECTION 1815.** 49.475 (1) (e) 2. of the statutes is amended to read:

9 49.475 (1) (e) 2. An enrollee of the family care program, as defined in s. 46.2805
10 (4m).

11 **SECTION 1816.** 49.496 (1) (bk) 2. of the statutes is repealed.

12 **SECTION 1817.** 49.682 (title) of the statutes is amended to read:

13 **49.682 (title) Recovery from estates; disease aids and funeral expenses.**

14 **SECTION 1818.** 49.682 (1) (a) of the statutes is amended to read:

15 49.682 (1) (a) “Client” means a person who receives or received aid under s.
16 49.68, 49.683, or 49.685 or a person on whose behalf funeral, burial, or cemetery
17 expenses aid was provided under s. 49.785.

18 **SECTION 1819.** 49.682 (1) (d) of the statutes is amended to read:

19 49.682 (1) (d) “Nonclient surviving spouse” means any person who was married
20 to a client while the client was receiving or when the client received services or aid
21 for which the cost may be recovered under sub. (2) (a) or (am) and who survived the
22 client.

23 **SECTION 1820.** 49.682 (2) (am) of the statutes is created to read:

SENATE BILL 21**SECTION 1820**

1 49.682 (2) (am) The department shall file a claim against the estate of a client,
2 and against the estate of a nonclient surviving spouse, for the amount of aid under
3 s. 49.785 paid to or on behalf of the client.

4 **SECTION 1821.** 49.682 (2) (bm) 1. of the statutes is amended to read:

5 49.682 (2) (bm) 1. Property that is subject to the department’s claim under par.
6 (a) or (am) in the estate of a client or in the estate of a nonclient surviving spouse is
7 all property of a decedent that is included in the estate.

8 **SECTION 1822.** 49.682 (2) (bm) 2. of the statutes is amended to read:

9 49.682 (2) (bm) 2. There is a presumption, consistent with s. 766.31, which may
10 be rebutted, that all property in the estate of the nonclient surviving spouse was
11 marital property held with the client and that 100 percent of the property in the
12 estate of the nonclient surviving spouse is subject to the department’s claim under
13 par. (a) or (am).

14 **SECTION 1823.** 49.682 (2) (c) (intro.) of the statutes is amended to read:

15 49.682 (2) (c) (intro.) The court shall reduce the amount of a claim under par.
16 (a) or (am) by up to the amount specified in s. 861.33 (2) if necessary to allow the
17 decedent’s heirs or the beneficiaries of the decedent’s will to retain the following
18 personal property:

19 **SECTION 1824.** 49.682 (3) of the statutes is amended to read:

20 49.682 (3) The department shall administer the program under this section
21 and may contract with an entity to administer all or a portion of the program,
22 including gathering and providing the department with information needed to
23 recover payment of aid provided under s. 49.68, 49.683, ~~or 49.685,~~ or 49.785. All
24 funds received under this subsection, net of any amount claimed under s. 49.849 (5),
25 shall be remitted for deposit in the general fund.

SENATE BILL 21**SECTION 1825**

1 **SECTION 1825.** 49.682 (4) (a) of the statutes is amended to read:

2 49.682 (4) (a) The department may recover amounts under this section for the
3 provision of aid provided under s. 49.68, 49.683, or 49.685 paid on and after
4 September 1, 1995, and for the provision of aid provided under s. 49.785 paid on or
5 after the effective date of this paragraph [LRB inserts date].

6 **SECTION 1826.** 49.682 (4) (b) of the statutes is amended to read:

7 49.682 (4) (b) The department may file a claim under sub. (2) (a) only with
8 respect to a client who dies after September 1, 1995. The department may file a claim
9 under sub. (2) (am) only with respect to a client who dies after the effective date of
10 this paragraph [LRB inserts date].

11 **SECTION 1827.** 49.682 (5) of the statutes is amended to read:

12 49.682 (5) The department shall promulgate rules establishing standards for
13 determining whether the application of this section with respect to a claim under
14 sub. (1) (a) would work an undue hardship in individual cases. If the department
15 determines that the application of this section with respect to a claim under sub. (1)
16 (a) would work an undue hardship in a particular case, the department shall waive
17 application of this section in that case.

18 **SECTION 1828.** 49.688 (2) (a) 6. of the statutes is created to read:

19 49.688 (2) (a) 6. The person applies for and, if eligible, enrolls in Medicare
20 under Part D of Title XVIII of the federal Social Security Act, 42 USC 1395w-101 to
21 1395w-153, if the secretary of the federal department of health and human services
22 approves the condition on eligibility under this subdivision.

23 **SECTION 1829.** 49.688 (2) (b) of the statutes is amended to read:

24 49.688 (2) (b) A person to whom par. (a) 1. to 3. and, 5., and 6. applies, but whose
25 annual household income, as determined by the department, exceeds 240% of the

SENATE BILL 21**SECTION 1829**

1 federal poverty line for a family the size of the persons' eligible family, is eligible to
2 purchase a prescription drug at the amounts specified in sub. (5) (a) 4. only during
3 the remaining amount of any 12-month period in which the person has first paid the
4 annual deductible specified in sub. (3) (b) 2. a. in purchasing prescription drugs at
5 the retail price and has then paid the annual deductible specified in sub. (3) (b) 2. b.

6 **SECTION 1830.** 49.78 (5) of the statutes is amended to read:

7 49.78 (5) PERSONNEL EXAMINATIONS. Statewide examinations to ascertain
8 qualifications of applicants in any county department administering aid to families
9 with dependent children shall be given by the ~~administrator of the division~~ director
10 of the bureau of merit recruitment and selection in the ~~office of state employment~~
11 ~~relations~~ department of administration. The ~~office of state employment relations~~
12 department of administration shall be reimbursed for actual expenditures incurred
13 in the performance of its functions under this section from the appropriations
14 available to the department of children and families for administrative
15 expenditures.

16 **SECTION 1831.** 49.785 (1m) (d) of the statutes is created to read:

17 49.785 (1m) (d) If the recipient, or the recipient's spouse or another person,
18 owns a life insurance policy insuring the recipient's life and the face value of the
19 policy is more than \$3,000, any amount that the department would be obligated to
20 pay under sub. (1) shall be reduced by one dollar for every dollar by which the face
21 value of the policy exceeds \$3,000.

22 **SECTION 1832.** 49.785 (2) of the statutes is created to read:

23 49.785 (2) The department shall pursue recovery of any amounts paid under
24 sub. (1) from the estate of the recipient and from the estate of any surviving spouse
25 of the recipient as provided in s. 49.682.

SENATE BILL 21**SECTION 1833**

1 **SECTION 1833.** 49.79 (9) (d) of the statutes is created to read:

2 49.79 (9) (d) 1. The department shall request from the secretary of the federal
3 department of agriculture a waiver to permit the department to screen and, if
4 indicated, test, as specified by the department in the waiver request, participants in
5 an employment and training program under this subsection for illegal use of a
6 controlled substance without presenting evidence of a valid prescription.

7 2. If a waiver under subd. 1. is granted and in effect, the department shall
8 screen and, if indicated, test, in a manner approved in the waiver granted by the
9 secretary of the federal department of agriculture, participants in an employment
10 and training program under this subsection for illegal use of a controlled substance
11 without presenting evidence of a valid prescription.

12 **SECTION 1834.** 49.849 (1) (c) of the statutes is amended to read:

13 49.849 (1) (c) “Nonrecipient surviving spouse” means any person who was
14 married to a recipient while the recipient was receiving or when the recipient
15 received public assistance and who survived the recipient.

16 **SECTION 1835.** 49.849 (1) (e) of the statutes is amended to read:

17 49.849 (1) (e) “Public assistance” means any services provided as a benefit
18 under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance
19 under subch. IV, long-term community support services funded under s. 46.27 (7),
20 or aid under s. 49.68, 49.683, ~~or 49.685,~~ or 49.785.

21 **SECTION 1836.** 49.849 (2) (a) (intro.) of the statutes is amended to read:

22 49.849 (2) (a) (intro.) Subject to par. (b), the department may collect from the
23 property of a decedent by affidavit under sub. (3) (b) or by lien under sub. (4) (a) an
24 amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), the
25 long-term community support services under s. 46.27 that is recoverable under s.

SENATE BILL 21**SECTION 1836**

1 46.27 (7g) (c) 1., or the aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785 that is
2 recoverable under s. 49.682 (2) (a) or (am), and that was paid on behalf of the
3 decedent or the decedent's spouse, if all of the following conditions are satisfied:

4 **SECTION 1837.** 49.849 (2) (a) 1. of the statutes is amended to read:

5 49.849 (2) (a) 1. The decedent died after September 30, 1991, or for the recovery
6 of aid under s. 49.785 the decedent died after the effective date of this subdivision
7 [LRB inserts date].

8 **SECTION 1838.** 49.849 (2) (a) 2. of the statutes is amended to read:

9 49.849 (2) (a) 2. The decedent is not survived by a spouse, a child who is under
10 age 21, or a child who is disabled, as defined in s. 49.468 (1) (a) 1. This subdivision
11 does not apply for the recovery of aid under s. 49.785.

12 **SECTION 1839.** 49.849 (3) (b) of the statutes is amended to read:

13 49.849 (3) (b) A person who possesses or receives property of a decedent shall
14 transmit the property to the department, if the conditions in sub. (2) (a) 1. and, if
15 applicable, sub. (2) (a) 2. are satisfied, upon receipt of an affidavit by a person
16 designated by the secretary of health services to administer this section showing that
17 the department paid on behalf of the decedent or the decedent's spouse recoverable
18 benefits specified in sub. (2) (a). Upon transmittal, the person is released from any
19 obligation to other creditors or heirs of the decedent.

20 **SECTION 1840.** 49.849 (3) (c) 5. of the statutes is amended to read:

21 49.849 (3) (c) 5. That the person may request from the department a hardship
22 waiver, if the person co-owned the property with the decedent or is a beneficiary of
23 the property. This subdivision does not apply for the recovery of aid under s. 49.785.

24 **SECTION 1841.** 49.849 (3) (c) 6. of the statutes is amended to read:

SENATE BILL 21**SECTION 1841**

1 49.849 (3) (c) 6. How to request a hardship waiver under subd. 5. This
2 subdivision does not apply for the recovery of aid under s. 49.785.

3 **SECTION 1842.** 49.849 (4) (b) (intro.) of the statutes is amended to read:

4 49.849 (4) (b) (intro.) The Except as provided in par. (bm), the department may
5 enforce a lien under par. (a) by foreclosure in the same manner as a mortgage on real
6 property, unless any of the following is alive:

7 **SECTION 1843.** 49.849 (4) (bm) of the statutes is created to read:

8 49.849 (4) (bm) The department may enforce a lien under par. (a) for the
9 recovery of aid under s. 49.785 by foreclosure in the same manner as a mortgage on
10 real property regardless of whether the decedent's spouse or any child of the decedent
11 is alive.

12 **SECTION 1844.** 49.849 (6) (b) of the statutes is amended to read:

13 49.849 (6) (b) From the appropriation under s. 20.435 ~~(7)~~ (4) (im), with respect
14 to funds collected by the department under sub. (2) related to long-term community
15 support services funded under s. 46.27 (7) paid on behalf of the decedent or the
16 decedent's spouse, the department shall pay claims under sub. (5) and shall spend
17 the remainder of the funds recovered under this section for long-term community
18 support services funded under s. 46.27 (7).

19 **SECTION 1845.** 49.849 (7) of the statutes is amended to read:

20 49.849 (7) **RULES FOR HARDSHIP WAIVER.** The department shall promulgate rules
21 establishing standards to determine whether the application of this section would
22 work an undue hardship in individual cases. If the department determines that the
23 application of this section would work an undue hardship in a particular case, the
24 department shall waive the application of this section in that case. This subsection
25 does not apply with respect to the recovery of aid under s. 49.785.

SENATE BILL 21**SECTION 1846**

1 **SECTION 1846.** 49.85 (1) of the statutes is amended to read:

2 49.85 (1) DEPARTMENT NOTIFICATION REQUIREMENT. If a county department under
3 s. 46.215, 46.22, or 46.23 or a governing body of a federally recognized American
4 Indian tribe or band determines that the department of health services may recover
5 an amount under s. 49.497, 49.793, or 49.847, or that the department of children and
6 families may recover an amount under s. 49.138 (5), 49.161, or 49.195 (3) or collect
7 an amount under s. 49.147 (6) (cm), the county department or governing body shall
8 notify the affected department of the determination. If a Wisconsin Works agency
9 determines that the department of children and families may recover an amount
10 under s. 49.138 (5), 49.161, or 49.195 (3), or collect an amount under s. 49.147 (6) (cm),
11 the Wisconsin Works agency shall notify the department of children and families of
12 the determination.

13 **SECTION 1847.** 49.85 (2) (b) of the statutes is amended to read:

14 49.85 (2) (b) At least annually, the department of children and families shall
15 certify to the department of revenue the amounts that, based on the notifications
16 received under sub. (1) and on other information received by the department of
17 children and families, the department of children and families has determined that
18 it may recover under ss. 49.138 (5), 49.161, and 49.195 (3) and collect under s. 49.147
19 (6) (cm), except that the department of children and families may not certify an
20 amount under this subsection unless it has met the notice requirements under sub.
21 (3) and unless its determination has either not been appealed or is no longer under
22 appeal.

23 **SECTION 1848.** 49.85 (3) (b) 1. of the statutes is amended to read:

24 49.85 (3) (b) 1. Inform the person that the department of children and families
25 intends to certify to the department of revenue an amount that the department of

SENATE BILL 21**SECTION 1848**

1 children and families has determined to be due under s. 49.138 (5), 49.161, or 49.195
2 (3) or to be delinquent under a repayment agreement for a loan under s. 49.147 (6),
3 for setoff from any state tax refund that may be due the person.

4 **SECTION 1849.** 49.854 (5) (c) of the statutes is renumbered 49.854 (5) (c) 1. and
5 amended to read:

6 49.854 (5) (c) 1. Notwithstanding par. (b), if a lien under par. (b) is in favor of
7 another state, the notice sent by the department to the financial institution may
8 consist of the request from the other state to enforce the lien, a certification by the
9 department that any necessary due process requirements were met in the other
10 state, a request that the financial institution honor the request from the other state
11 by sending the amount specified in the request directly to the other state, and the
12 address to which the financial institution shall send the funds.

13 3. Notice and hearing requirements under pars. (d) and (f) do not apply to a lien
14 in favor of another state.

15 **SECTION 1850.** 49.854 (5) (c) 2. of the statutes is created to read:

16 49.854 (5) (c) 2. If a financial institution receives directly from another state,
17 or a child support agency in another state, a notice of levy or request to enforce a lien
18 in favor of that other state, along with a certification by the other state that any
19 necessary due process requirements were met in the other state, the financial
20 institution shall honor the notice of levy or request from the other state by sending
21 the amount specified in the notice of levy or request, up to the amount contained in
22 the account or accounts minus any financial institution fee under par. (e) and levy
23 fee under sub. (11) (a), directly to the other state at the address to which the financial
24 institution is directed to send the funds in the notice or request.

25 **SECTION 1851.** 49.854 (5) (e) of the statutes is amended to read:

SENATE BILL 21**SECTION 1851**

1 49.854 (5) (e) *Financial institution fees.* A financial institution may continue
2 to collect fees, under the terms of the account agreement, on accounts frozen or levied
3 against under this subsection. In addition to the levy fee authorized under sub. (11)
4 (a), a financial institution may collect any early withdrawal penalty incurred under
5 the terms of an account as a result of the levy. Financial institution fees authorized
6 under this paragraph may be charged to the account immediately prior to the
7 remittance of the amount to the department or the other state and may be charged
8 even if the amounts in the obligor's accounts are insufficient to pay the total amount
9 of support owed and the department's levy costs under sub. (11) (b).

10 **SECTION 1852.** 49.855 (1) of the statutes is renumbered 49.855 (1) (a) and
11 amended to read:

12 49.855 (1) (a) If a person obligated to pay child support, family support,
13 maintenance, or the receiving and disbursing fee under s. 767.57 (1e) (a) is
14 delinquent in making any of those payments, or owes an outstanding amount that
15 has been ordered by the court for past support, medical expenses, or birth expenses,
16 ~~upon application under s. 59.53 (5) for cases in which the payee is receiving services~~
17 under s. 49.22 or the state is a real party in interest under s. 767.205 (2), the
18 department of children and families shall certify the delinquent payment or
19 outstanding amount to the department of revenue ~~and, at,~~

20 (b) At least annually, the department of children and families shall certify to
21 the department of revenue delinquent payments of the receiving and disbursing fee
22 under s. 767.57 (1e) (a) not certified under par. (a) and shall provide to the
23 department of revenue any certifications of delinquencies or outstanding amounts
24 that it receives from another state because the obligor resides in this state.

25 **SECTION 1853.** 49.857 (1) (d) 4. of the statutes is amended to read:

SENATE BILL 21**SECTION 1853**

1 49.857 (1) (d) 4. A certification, license, training permit, registration, approval
2 or certificate issued under s. 49.45 (2) (a) 11., ~~252.23 (2), 252.24 (2), 254.176 (1) or (3)~~
3 (a), 254.178 (2) (a), 254.20 (2), (3) or (4), 254.47 (1), 254.64 (1) (a) or (b), 254.71 (2),
4 ~~255.08 (2),~~ or 256.15 (5) (a) or (b), (6g) (a), or (8) (a).

5 **SECTION 1854.** 49.857 (1) (d) 4. of the statutes, as affected by 2015 Wisconsin
6 Act (this act), is amended to read:

7 49.857 (1) (d) 4. A certification, license, training permit, registration, approval
8 or certificate issued under s. 49.45 (2) (a) 11., 97.33, 97.605 (1) (a) or (b), 97.67 (1),
9 254.176 (1) or (3) (a), 254.178 (2) (a), 254.20 (2), (3) or (4), ~~254.47 (1), 254.64 (1) (a)~~
10 ~~or (b), 254.71 (2),~~ or 256.15 (5) (a) or (b), (6g) (a), or (8) (a).

11 **SECTION 1855.** 49.857 (1) (d) 8. of the statutes is amended to read:

12 49.857 (1) (d) 8. A license issued under s. ~~102.17 (1) (e),~~ 104.07 or 105.05.

13 **SECTION 1856.** 49.857 (1) (d) 20. of the statutes is amended to read:

14 49.857 (1) (d) 20. A license issued under s. 102.17 (1) (c), 628.04, 628.92 (1),
15 632.69 (2), or 633.14 or a temporary license issued under s. 628.09.

16 **SECTION 1857.** 50.01 (1g) (i) of the statutes is created to read:

17 50.01 (1g) (i) A facility licensed as a foster home, group home, or residential
18 care center for children and youth that provides care and maintenance for persons
19 specified in s. 48.599 (1g) or 48.619.

20 **SECTION 1858.** 50.034 (5m) of the statutes is amended to read:

21 50.034 (5m) PROVISION OF INFORMATION REQUIRED. Subject to sub. (5p), when a
22 residential care apartment complex first provides written material regarding the
23 residential care apartment complex to a prospective resident, the residential care
24 apartment complex shall also provide the prospective resident information specified
25 by the department concerning the services of a resource center or other entity under

SENATE BILL 21**SECTION 1858**

1 s. 46.283, the family care benefit under s. 46.286, and the availability of a functional
2 screening and a financial and cost-sharing screening to determine the prospective
3 resident's eligibility for the family care benefit under s. 46.286 (1).

4 **SECTION 1859.** 50.034 (5n) (intro.) of the statutes is amended to read:

5 50.034 (5n) REQUIRED REFERRAL. (intro.) Subject to sub. (5p), when a residential
6 care apartment complex first provides written material regarding the residential
7 care apartment complex to a prospective resident who is at least 65 years of age or
8 has developmental disability or a physical disability and whose disability or
9 condition is expected to last at least 90 days, the residential care apartment complex
10 shall refer the prospective resident to a resource center or other entity under s.
11 46.283, unless any of the following applies:

12 **SECTION 1860.** 50.034 (5n) (a) of the statutes is amended to read:

13 50.034 (5n) (a) For a person for whom a screening for functional eligibility
14 under s. 46.286 (1) (a) has been performed within the previous 6 months, the referral
15 under this subsection need not include performance of an additional functional
16 screening under s. 46.283 (4) ~~(g)~~ (3) (o).

17 **SECTION 1861.** 50.034 (5n) (d) of the statutes is amended to read:

18 50.034 (5n) (d) For a person who seeks admission or is about to be admitted on
19 a private pay basis and who waives the requirement for a financial and cost-sharing
20 screening under s. 46.283 (4) ~~(g)~~ (3) (o), the referral under this subsection may not
21 include performance of a financial and cost-sharing screening under s. 46.283 (4) ~~(g)~~
22 (3) (o), unless the person is expected to become eligible for medical assistance within
23 6 months.

24 **SECTION 1862.** 50.034 (5p) of the statutes is amended to read:

SENATE BILL 21**SECTION 1862**

1 50.034 **(5p)** APPLICABILITY. Subsections (5m) and (5n) apply only if the secretary
2 has certified under s. 46.281 (3) that a resource center or other entity is available for
3 the residential care apartment complex and for specified groups of eligible
4 individuals that include those persons seeking admission to or the residents of the
5 residential care apartment complex.

6 **SECTION 1863.** 50.034 (6) of the statutes is amended to read:

7 50.034 **(6)** FUNDING. Funding for supportive, personal or nursing services that
8 a person who resides in a residential care apartment complex receives, other than
9 private or 3rd-party funding, may be provided only under s. 46.27 (11) (c) 7. or 46.277
10 (5) (e), except if the provider of the services is a certified medical assistance provider
11 under s. 49.45 or if the funding is provided ~~as a family care benefit under ss. the~~
12 family care program as defined in s. 46.2805 to 46.2895 (4m).

13 **SECTION 1864.** 50.035 (4m) of the statutes is amended to read:

14 50.035 **(4m)** PROVISION OF INFORMATION REQUIRED. Subject to sub. (4p), when a
15 community-based residential facility first provides written material regarding the
16 community-based residential facility to a prospective resident, the
17 community-based residential facility shall also provide the prospective resident
18 information specified by the department concerning the services of a resource center
19 or other entity under s. 46.283, the family care benefit under s. 46.286, and the
20 availability of a functional screening and a financial and cost-sharing screening to
21 determine the prospective resident's eligibility for the family care benefit under s.
22 46.286 (1).

23 **SECTION 1865.** 50.035 (4n) (intro.) of the statutes is amended to read:

24 50.035 **(4n)** REQUIRED REFERRAL. (intro.) When a community-based residential
25 facility first provides written information regarding the community-based

SENATE BILL 21**SECTION 1865**

1 residential facility to a prospective resident who is at least 65 years of age or has
2 developmental disability or a physical disability and whose disability or condition is
3 expected to last at least 90 days, the community-based residential facility shall refer
4 the individual to a resource center or other entity under s. 46.283 or, if the secretary
5 has not certified under s. 46.281 (3) that a resource center or other entity is available
6 in the area of the community-based residential facility to serve individuals in an
7 eligibility group to which the prospective resident belongs, to the county department
8 that administers a program under ss. 46.27 or 46.277, unless any of the following
9 applies:

10 **SECTION 1866.** 50.035 (4n) (a) of the statutes is amended to read:

11 50.035 (4n) (a) For a person for whom a screening for functional eligibility
12 under s. 46.286 (1) (a) has been performed within the previous 6 months, the referral
13 under this subsection need not include performance of an additional functional
14 screening under s. 46.283 (4) ~~(g)~~ (3) (o).

15 **SECTION 1867.** 50.035 (4n) (d) of the statutes is amended to read:

16 50.035 (4n) (d) For a person who seeks admission or is about to be admitted on
17 a private pay basis and who waives the requirement for a financial and cost-sharing
18 screening under s. 46.283 (4) ~~(g)~~ (3) (o), the referral under this subsection may not
19 include performance of a financial and cost-sharing screening under s. 46.283 (4) ~~(g)~~
20 (3) (o), unless the person is expected to become eligible for medical assistance within
21 6 months.

22 **SECTION 1868.** 50.035 (4p) of the statutes is amended to read:

23 50.035 (4p) **APPLICABILITY.** Subsection (4m) applies only if the secretary has
24 certified under s. 46.281 (3) that a resource center or other entity is available for the
25 community-based residential facility and for specified groups of eligible individuals

SENATE BILL 21**SECTION 1868**

1 that include those persons seeking admission to or the residents of the
2 community-based residential facility.

3 **SECTION 1869.** 50.04 (2g) (a) of the statutes is amended to read:

4 50.04 (2g) (a) Subject to sub. (2i), a nursing home shall, within the time period
5 after inquiry by a prospective resident that is prescribed by the department by rule,
6 inform the prospective resident of the services of a resource center or other entity
7 under s. 46.283, the family care benefit under s. 46.286, and the availability of a
8 functional screening and a financial and cost-sharing screening to determine the
9 prospective resident's eligibility for the family care benefit under s. 46.286 (1).

10 **SECTION 1870.** 50.04 (2h) (a) (intro.) of the statutes is amended to read:

11 50.04 (2h) (a) (intro.) Subject to sub. (2i), a nursing home shall, within the time
12 period prescribed by the department by rule, refer to a resource center or other entity
13 under s. 46.283 a person who is seeking admission, who is at least 65 years of age or
14 has developmental disability or physical disability and whose disability or condition
15 is expected to last at least 90 days, unless any of the following applies:

16 **SECTION 1871.** 50.04 (2h) (a) 1. of the statutes is amended to read:

17 50.04 (2h) (a) 1. For a person for whom a screening for functional eligibility
18 under s. 46.286 (1) (a) has been performed within the previous 6 months, the referral
19 under this paragraph need not include performance of an additional functional
20 screening under s. 46.283 (4) ~~(g)~~ (3) (o).

21 **SECTION 1872.** 50.04 (2h) (a) 4. of the statutes is amended to read:

22 50.04 (2h) (a) 4. For a person who seeks admission or is about to be admitted
23 on a private pay basis and who waives the requirement for a financial and
24 cost-sharing screening under s. 46.283 (4) ~~(g)~~ (3) (o), the referral under this
25 subsection may not include performance of a financial and cost-sharing screening

SENATE BILL 21**SECTION 1872**

1 under s. 46.283 (4) ~~(g)~~ (3) (o), unless the person is expected to become eligible for
2 medical assistance within 6 months.

3 **SECTION 1873.** 50.04 (2i) of the statutes is amended to read:

4 50.04 **(2i)** APPLICABILITY. Subsections (2g) and (2h) apply only if the secretary
5 has certified under s. 46.281 (3) that a resource center or other entity is available for
6 the nursing home and for specified groups of eligible individuals that include those
7 persons seeking admission to or the residents of the nursing home.

8 **SECTION 1874.** 50.04 (2m) (b) of the statutes is amended to read:

9 50.04 **(2m)** (b) Paragraph (a) does not apply to those residents for whom the
10 secretary has certified under s. 46.281 (3) that a resource center or other entity is
11 available.

12 **SECTION 1875.** 50.06 (7) of the statutes is amended to read:

13 50.06 **(7)** An individual who consents to an admission under this section may
14 request that an assessment be conducted for the incapacitated individual under the
15 long-term support community options program under s. 46.27 (6) or, if the secretary
16 has certified under s. 46.281 (3) that a resource center or other entity is available for
17 the individual, a functional screening and a financial and cost-sharing screening to
18 determine eligibility for the family care benefit under s. 46.286 (1). If admission is
19 sought on behalf of the incapacitated individual or if the incapacitated individual is
20 about to be admitted on a private pay basis, the individual who consents to the
21 admission may waive the requirement for a financial and cost-sharing screening
22 under s. 46.283 (4) ~~(g)~~ (3) (o), unless the incapacitated individual is expected to
23 become eligible for medical assistance within 6 months.

24 **SECTION 1876.** 50.38 (10) of the statutes is amended to read:

SENATE BILL 21**SECTION 1876**

1 50.38 (10) In each state fiscal year, the secretary of administration shall
2 transfer from the critical access hospital assessment fund to the Medical Assistance
3 trust fund an amount equal to the amount collected under sub. (2) (b) minus the state
4 share of the amount required to be expended under s. 49.45 (3) (e) 12., ~~minus the~~
5 ~~amounts appropriated under s. 20.285 (1) (qe) and (qj),~~ and minus any refunds paid
6 to critical access hospitals from the critical access hospital assessment fund under
7 sub. (6m) (a) in that fiscal year.

8 **SECTION 1877.** 50.49 (6m) (b) of the statutes is amended to read:

9 50.49 (6m) (b) A program specified in s. 46.2805 (1) ~~(a)~~ (9m).

10 **SECTION 1878.** 50.49 (6m) (c) of the statutes is amended to read:

11 50.49 (6m) (c) A demonstration program specified in s. 46.2805 (1) ~~(b)~~ (4k).

12 **SECTION 1879.** 50.92 (3m) of the statutes is created to read:

13 50.92 (3m) The department may conduct plan reviews of all capital
14 construction and remodeling of structures that are owned or leased for operation of
15 a hospice. The department shall promulgate rules that establish a fee schedule for
16 its services in conducting the plan reviews under this subsection.

17 **SECTION 1880.** 51.06 (8) (b) 6. of the statutes is amended to read:

18 51.06 (8) (b) 6. The extent of Medical Assistance provided to relocated or
19 diverted individuals that is in addition to Medical Assistance provided to the
20 individuals under s. 46.27 (11), 46.275, 46.277, or 46.278, as a under the family care
21 ~~benefit under ss. program as defined in s. 46.2805 to 46.2895 (4m),~~ or under any other
22 home-based or community-based program for which the department has received
23 a waiver under 42 USC 1396n (c).

24 **SECTION 1881.** 51.15 (2) of the statutes is amended to read:

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1 51.15 (2) FACILITIES FOR DETENTION. The law enforcement officer or other person
2 authorized to take a child into custody under ch. 48 or to take a juvenile into custody
3 under ch. 938 shall transport the individual, or cause him or her to be transported,
4 for detention, if the county department of community programs in the county in
5 which the individual was taken into custody approves the need for detention, and for
6 evaluation, diagnosis, and treatment if permitted under sub. (8). The county
7 department may approve the detention only if a physician who has completed a
8 residency in psychiatry, a psychologist licensed under ch. 455, or a mental health
9 professional has performed a crisis assessment on the individual and agrees with the
10 need for detention and the county department reasonably believes the individual will
11 not voluntarily consent to evaluation, diagnosis, and treatment necessary to
12 stabilize the individual and remove the substantial probability of physical harm,
13 impairment, or injury to himself, herself, or others. Detention may only be in a
14 treatment facility approved by the department or the county department, if the
15 facility agrees to detain the individual, or a state treatment facility.

16 **SECTION 1882.** 51.15 (4) of the statutes is repealed.

17 **SECTION 1883.** 51.15 (4m) of the statutes is repealed.

18 **SECTION 1884.** 51.15 (5) of the statutes is amended to read:

19 51.15 (5) ~~DETENTION PROCEDURE; OTHER COUNTIES. In counties having a~~
20 ~~population of less than 750,000, the~~ The law enforcement officer or other person
21 authorized to take a child into custody under ch. 48 or to take a juvenile into custody
22 under ch. 938 shall sign a statement of emergency detention that shall provide
23 detailed specific information concerning the recent overt act, attempt, or threat to
24 act or omission on which the belief under sub. (1) is based and the names of persons
25 observing or reporting the recent overt act, attempt, or threat to act or omission. The

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1 law enforcement officer or other person is not required to designate in the statement
2 whether the subject individual is mentally ill, developmentally disabled, or drug
3 dependent, but shall allege that he or she has cause to believe that the individual
4 evidences one or more of these conditions. The statement of emergency detention
5 shall be filed by the officer or other person with the detention facility at the time of
6 admission, and with the court immediately thereafter. The filing of the statement
7 has the same effect as a petition for commitment under s. 51.20. When, upon the
8 advice of the treatment staff, the director of a facility specified in sub. (2) determines
9 that the grounds for detention no longer exist, he or she shall discharge the
10 individual detained under this section. Unless a hearing is held under s. 51.20 (7)
11 or 55.135, the subject individual may not be detained by the law enforcement officer
12 or other person and the facility for more than a total of 72 hours after the individual
13 is taken into custody for the purposes of emergency detention, exclusive of
14 Saturdays, Sundays, and legal holidays.

15 **SECTION 1885.** 51.15 (7) of the statutes is amended to read:

16 51.15 (7) INTERCOUNTY AGREEMENTS. Counties may enter into contracts
17 whereby one county agrees to conduct commitment hearings for individuals who are
18 detained in that county but who are taken into custody under this section in another
19 county. Such contracts shall include provisions for reimbursement to the county of
20 detention for all reasonable direct and auxiliary costs of commitment proceedings
21 conducted under this section and s. 51.20 by the county of detention concerning
22 individuals taken into custody in the other county and shall include provisions to
23 cover the cost of any voluntary or involuntary services provided under this chapter
24 to the subject individual as a result of proceedings or conditional suspension of
25 proceedings resulting from the notification of detention. Where there is such a

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1 contract binding the county where the individual is taken into custody and the
2 county where the individual is detained, the statements of detention specified in
3 ~~subs. (4) and sub. (5) and the notification specified in sub. (4)~~ shall be filed with the
4 court having probate jurisdiction in the county of detention, unless the subject
5 individual requests that the proceedings be held in the county in which the
6 individual is taken into custody.

7 **SECTION 1886.** 51.15 (12) of the statutes is amended to read:

8 51.15 (12) PENALTY. Whoever signs a statement under sub. (4), (5) or (10)
9 knowing the information contained therein to be false is guilty of a Class H felony.

10 **SECTION 1887.** 51.20 (4) (c) of the statutes is amended to read:

11 51.20 (4) (c) Paragraph (b) does not apply to a petition originating under s.
12 51.15 (4), (5), or (10).

13 **SECTION 1888.** 51.22 (3) of the statutes is amended to read:

14 51.22 (3) Whenever an admission is made through the department, the
15 department shall determine the need for inpatient care of the individual to be
16 admitted. Unless a state-operated facility is used, the department may only
17 authorize care in an inpatient facility which is operated by or under a purchase of
18 service contract with a county department under s. 51.42 or 51.437 or an inpatient
19 facility which is under a contractual agreement with the department. Except in the
20 case of state treatment facilities, the department shall reimburse the facility for the
21 actual cost of all authorized care and services from the appropriation under s. 20.435
22 (7) (5) (da). For collections made under the authority of s. 46.10 (16), moneys shall
23 be credited or remitted to the department no later than 60 days after the month in
24 which collections are made. Such collections are also subject to s. 46.036 or special

SENATE BILL 21**SECTION 1888**

1 agreement. Collections made by the department under ss. 46.03 (18) and 46.10 shall
2 be deposited in the general fund.

3 **SECTION 1889.** 51.35 (2) of the statutes is amended to read:

4 51.35 (2) TRANSFER OF CERTAIN DEVELOPMENTALLY DISABLED PATIENTS. The
5 department may authorize a transfer of a patient from a center for the
6 developmentally disabled to a state treatment facility if the patient is mentally ill
7 and exhibits conduct which constitutes a danger as described in s. 51.20 (1) (a) 2. to
8 himself or herself or to others in the treatment facility where he or she is present.
9 The department shall file a statement of emergency detention with the committing
10 court within 24 hours after receiving the person for emergency detention. The
11 statement shall conform to the requirements specified in s. 51.15 (4) (5).

12 **SECTION 1890.** 51.35 (3) (e) of the statutes is amended to read:

13 51.35 (3) (e) The department of corrections may authorize emergency transfer
14 of an individual from a juvenile correctional facility or a secured residential care
15 center for children and youth to a state treatment facility if there is cause to believe
16 that the individual has a mental illness, drug dependency, or developmental
17 disability and exhibits conduct that constitutes a danger as described under s. 51.20
18 (1) (a) 2. a., b., c., or d. to the individual or to others, has a mental illness, is dangerous,
19 and satisfies the standard under s. 51.20 (1) (a) 2. e., or is an alcoholic and is
20 dangerous as provided in s. 51.45 (13) (a) 1. and 2. The custodian of the sending
21 juvenile correctional facility or secured residential care center for children and youth
22 shall execute a statement of emergency detention or petition for emergency
23 commitment for the individual and deliver it to the receiving state treatment facility.
24 The department of health services shall file the statement or petition with the court
25 within 24 hours after the subject individual is received for detention or commitment.

SENATE BILL 21**SECTION 1890**

1 The statement or petition shall conform to s. 51.15 ~~(4) or~~ (5) or 51.45 (12) (b). After
2 an emergency transfer is made, the director of the receiving facility may file a
3 petition for continued commitment under s. 51.20 (1) or 51.45 (13) or may return the
4 individual to the juvenile correctional facility or secured residential care center for
5 children and youth from which the transfer was made. As an alternative to this
6 procedure, the procedure provided in s. 51.15 or 51.45 (12) may be used, except that
7 no individual may be released without the approval of the court that directed
8 confinement in the juvenile correctional facility or secured residential care center for
9 children and youth.

10 **SECTION 1891.** 51.37 (5) (b) of the statutes is amended to read:

11 51.37 (5) (b) The department of corrections may authorize an emergency
12 transfer of an individual from a prison, jail or other criminal detention facility to a
13 state treatment facility if there is cause to believe that the individual is mentally ill,
14 drug dependent or developmentally disabled and exhibits conduct which constitutes
15 a danger as described in s. 51.20 (1) (a) 2. a., b., c. or d. of physical harm to himself
16 or herself or to others, or is mentally ill and satisfies the standard under s. 51.20 (1)
17 (a) 2. e. or is an alcoholic and is dangerous as provided in s. 51.45 (13) (a) 1. and 2.
18 The correctional custodian of the sending institution shall execute a statement of
19 emergency detention or petition for emergency commitment for the individual and
20 deliver it to the receiving state treatment facility. The department of health services
21 shall file the statement or petition with the court within 24 hours after receiving the
22 subject individual for detention. The statement or petition shall conform to s. 51.15
23 ~~(4) or~~ (5) or 51.45 (12) (b). After an emergency transfer is made, the director of the
24 receiving facility may file a petition for continued commitment under s. 51.20 (1) or
25 51.45 (13) or may return the individual to the institution from which the transfer was

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1 made. As an alternative to this procedure, the emergency detention procedure in s.
2 51.15 or 51.45 (12) may be used, except that no prisoner may be released without the
3 approval of the court which directed confinement in the institution.

4 **SECTION 1892.** 51.42 (1) (b) of the statutes is amended to read:

5 51.42 (1) (b) *County liability.* The county board of supervisors except in
6 Milwaukee County, has the primary responsibility for the well-being, treatment and
7 care of the mentally ill, developmentally disabled, alcoholic and other drug
8 dependent citizens residing within its county and for ensuring that those individuals
9 in need of such emergency services found within its county receive immediate
10 emergency services. In Milwaukee County, the Milwaukee County mental health
11 board has the primary responsibility for the well-being, treatment and care of the
12 mentally ill, alcoholic, and other drug dependent citizens residing within Milwaukee
13 County and for ensuring that those individuals in need of such emergency services
14 found within Milwaukee County receive immediate emergency services. The county
15 board of supervisors of Milwaukee County has the primary responsibility for the
16 well-being, treatment, and care of the developmentally disabled citizens residing
17 within Milwaukee County, except where the responsibility is delegated explicitly
18 under this section to the Milwaukee County mental health board, and for ensuring
19 that developmentally disabled individuals in need of such emergency services found
20 within Milwaukee County receive immediate emergency services. This primary
21 responsibility is limited to the programs, services and resources that the county
22 board of supervisors, or, as applicable, the Milwaukee County mental health board,
23 is reasonably able to provide within the limits of available state and federal funds
24 and of county funds required to be appropriated to match state funds. County
25 liability for care and services purchased through or provided by a county department

SENATE BILL 21**SECTION 1892**

1 of community programs established under this section shall be based upon the
2 client's county of residence except for emergency services for which liability shall be
3 placed with the county in which the individual is found. For the purpose of
4 establishing county liability, "emergency services" includes those services provided
5 under the authority of s. 55.05 (4), 2003 stats., or s. 55.06 (11) (a), 2003 stats., or s.
6 51.15, 51.45 (11) (a) or (b) or (12), 55.13, or 55.135 for not more than 72 hours.
7 Nothing in this paragraph prevents recovery of liability under s. 46.10 or any other
8 statute creating liability upon the individual receiving a service or any other
9 designated responsible party, or prevents reimbursement by the department of
10 health services for the actual cost of all care and services from the appropriation
11 under s. 20.435 (7) (5) (da), as provided in s. 51.22 (3).

12 **SECTION 1893.** 51.42 (3) (ar) 17. of the statutes is amended to read:

13 51.42 (3) (ar) 17. If authorized under s. 46.283 (1) (a) ~~1~~, apply to the department
14 of health services to operate a resource center under s. 46.283 and, if the department
15 contracts with the county under s. 46.283 (2), operate the resource center.

16 **SECTION 1894.** 51.42 (3) (ar) 18. of the statutes is amended to read:

17 51.42 (3) (ar) 18. If authorized under s. 46.284 (1) (a) ~~1~~, apply to the department
18 of health services to operate a care management organization under s. 46.284 and,
19 if the department contracts with the county under s. 46.284 (2), operate the care
20 management organization and, if appropriate, place funds in a risk reserve.

21 **SECTION 1895.** 51.42 (3) (e) of the statutes is amended to read:

22 51.42 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
23 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3)
24 (c), and 938.78 (2) (a), any subunit of a county department of community programs
25 or tribal agency acting under this section may exchange confidential information

SENATE BILL 21**SECTION 1895**

1 about a client, without the informed consent of the client, with any other subunit of
2 the same county department of community programs or tribal agency, with a
3 resource center or other contracted entity under s. 46.283 (2), a care management
4 organization, or a long-term care district, or with any person providing services to
5 the client under a purchase of services contract with the county department of
6 community programs or tribal agency or with a resource center or other contracted
7 entity under s. 46.283 (2), care management organization, or long-term care district,
8 if necessary to enable an employee or service provider to perform his or her duties,
9 or to enable the county department of community programs or tribal agency to
10 coordinate the delivery of services to the client. Any agency releasing information
11 under this paragraph shall document that a request was received and what
12 information was provided.

13 **SECTION 1896.** 51.42 (3) (e) of the statutes, as affected by 2015 Wisconsin Act
14 (this act), is amended to read:

15 51.42 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
16 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3)
17 (c), and 938.78 (2) (a), any subunit of a county department of community programs
18 or tribal agency acting under this section may exchange confidential information
19 about a client, without the informed consent of the client, with any other subunit of
20 the same county department of community programs or tribal agency, with a
21 resource center or other contracted entity under s. 46.283 (2), or a care management
22 organization, ~~or a long-term care district~~, or with any person providing services to
23 the client under a purchase of services contract with the county department of
24 community programs or tribal agency or with a resource center or other contracted
25 entity under s. 46.283 (2), or care management organization, ~~or long-term care~~

SENATE BILL 21**SECTION 1896**

1 ~~district~~, if necessary to enable an employee or service provider to perform his or her
2 duties, or to enable the county department of community programs or tribal agency
3 to coordinate the delivery of services to the client. Any agency releasing information
4 under this paragraph shall document that a request was received and what
5 information was provided.

6 **SECTION 1897.** 51.42 (5) (a) 13. of the statutes is repealed.

7 **SECTION 1898.** 51.42 (6m) (o) of the statutes is repealed.

8 **SECTION 1899.** 51.421 (3) (e) of the statutes is repealed.

9 **SECTION 1900.** 51.423 (3) of the statutes is repealed.

10 **SECTION 1901.** 51.437 (4m) (n) of the statutes is amended to read:

11 51.437 (4m) (n) If authorized under s. 46.283 (1) (a) ~~1~~, apply to the department
12 of health services to operate a resource center under s. 46.283 and, if the department
13 contracts with the county under s. 46.283 (2), operate the resource center.

14 **SECTION 1902.** 51.437 (4m) (p) of the statutes is amended to read:

15 51.437 (4m) (p) If authorized under s. 46.284 (1) (a) ~~1~~, apply to the department
16 of health services to operate a care management organization under s. 46.284 and,
17 if the department contracts with the county under s. 46.284 (2), operate the care
18 management organization and, if appropriate, place funds in a risk reserve.

19 **SECTION 1903.** 51.437 (4r) (b) of the statutes is amended to read:

20 51.437 (4r) (b) Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83,
21 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a),
22 any subunit of a county department of developmental disabilities services or tribal
23 agency acting under this section may exchange confidential information about a
24 client, without the informed consent of the client, with any other subunit of the same
25 county department of developmental disabilities services or tribal agency, with a

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1 resource center or other contracted entity under s. 46.283 (2), a care management
2 organization, or a long-term care district, or with any person providing services to
3 the client under a purchase of services contract with the county department of
4 developmental disabilities services or tribal agency or with a resource center or other
5 contracted entity under s. 46.283 (2), a care management organization, or a
6 long-term care district, if necessary to enable an employee or service provider to
7 perform his or her duties, or to enable the county department of developmental
8 disabilities services or tribal agency to coordinate the delivery of services to the
9 client. Any agency releasing information under this paragraph shall document that
10 a request was received and what information was provided.

11 **SECTION 1904.** 51.437 (4r) (b) of the statutes, as affected by 2015 Wisconsin Act
12 (this act), is amended to read:

13 51.437 (**4r**) (b) Notwithstanding ss. ~~46.2895 (9)~~, 48.78 (2) (a), 49.45 (4), 49.83,
14 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a),
15 any subunit of a county department of developmental disabilities services or tribal
16 agency acting under this section may exchange confidential information about a
17 client, without the informed consent of the client, with any other subunit of the same
18 county department of developmental disabilities services or tribal agency, with a
19 resource center or other contracted entity under s. 46.283 (2), or a care management
20 organization, ~~or a long-term care district~~, or with any person providing services to
21 the client under a purchase of services contract with the county department of
22 developmental disabilities services or tribal agency or with a resource center or other
23 contracted entity under s. 46.283 (2), or a care management organization, ~~or a~~
24 ~~long-term care district~~, if necessary to enable an employee or service provider to
25 perform his or her duties, or to enable the county department of developmental

SENATE BILL 21**SECTION 1904**

1 disabilities services or tribal agency to coordinate the delivery of services to the
2 client. Any agency releasing information under this paragraph shall document that
3 a request was received and what information was provided.

4 **SECTION 1905.** 54.15 (8) (a) 3. of the statutes is amended to read:

5 54.15 (8) (a) 3. Any license, certificate, permit, or registration of the proposed
6 guardian that is required under chs. 89, 202, or 440 to 480 or by the laws of another
7 state for the practice of a profession or occupation has been suspended or revoked.

8 **SECTION 1906.** 55.043 (4) (b) 5. of the statutes is amended to read:

9 55.043 (4) (b) 5. Refer the case to the department of ~~safety and professional~~
10 ~~services~~ financial institutions and professional standards if the financial
11 exploitation, neglect, self-neglect, or abuse involves an individual who is required
12 to be registered under s. 202.13 or 202.14 or to hold a credential, as defined in s.
13 440.01 (2) (a), under chs. 440 to 460.

14 **SECTION 1907.** 55.043 (4) (b) 5g. of the statutes is repealed.

15 **SECTION 1908.** 59.25 (3) (gm) of the statutes is created to read:

16 59.25 (3) (gm) Deposit all moneys received under s. 973.0455 (2) into a crime
17 prevention fund and, on order of the crime board under s. 59.54 (28) (d), make grant
18 payments as the crime board directs.

19 **SECTION 1909.** 59.26 (8) (a) of the statutes is amended to read:

20 59.26 (8) (a) In any county with a population of less than 500,000, the board,
21 by ordinance, may fix the number of deputy sheriffs to be appointed in that county
22 at not less than that number required by sub. (1) (a) and (b) and may set the salary
23 of those deputies. Subject to sub. (10), the board may provide by ordinance that
24 deputy sheriff positions be filled by appointment by the sheriff from a list of all
25 persons with the 3 highest scores for each position based on a competitive

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1 examination. Such competitive examinations may be by a county civil service
2 commission or by the ~~division~~ bureau of merit recruitment and selection in the office
3 of state ~~employment relations~~ department of administration at the option of the
4 board and it shall so provide by ordinance. The ~~division~~ bureau of merit recruitment
5 and selection in the office of state employment relations shall, upon request of the
6 board, conduct such examination according to the methods used in examinations for
7 the state civil service and shall certify an eligible list of the names of all persons with
8 the 3 highest scores on that examination for each position to the sheriff of that county
9 who shall, subject to sub. (10), make an appointment from that list to fill the position
10 within 10 days after he or she receives the eligible list. The county for which such
11 examination is conducted shall pay the cost of that examination. If a civil service
12 commission is decided upon for the selection of deputy sheriffs, then ss. 63.01 to 63.17
13 shall apply so far as consistent with this subsection, except ss. 63.03, 63.04 and 63.15
14 and except the provision governing minimum compensation of the commissioners.
15 The ordinance or an amending ordinance may provide for employee grievance
16 procedures and disciplinary actions, for hours of work, for tours of duty according to
17 seniority and for other administrative regulations. Any board provision consistent
18 with this paragraph and existing on July 25, 1951, is validated. If the sheriff fills a
19 deputy sheriff position by promotion, the sheriff shall, subject to sub. (10), make the
20 appointment to the position from a list of 3 deputy sheriffs who receive the highest
21 scores in a competitive examination. Such competitive examinations may be by a
22 county civil service commission or by the ~~division~~ bureau of merit recruitment and
23 selection in the office of state employment relations at the option of the board and
24 it shall so provide by ordinance.

25 **SECTION 1910.** 59.40 (2) (n) of the statutes is amended to read:

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1 59.40 (2) (n) Pay monthly to the treasurer the amounts required by s. 302.46
2 (1) for the jail assessment surcharge and the amounts required by s. 973.0455 (2).
3 The payments shall be made by the 15th day of the month following receipt thereof.

4 **SECTION 1911.** 59.40 (4) of the statutes is amended to read:

5 59.40 (4) CLERK OF CIRCUIT COURT; DEBT COLLECTOR CONTRACT. If authorized by
6 the board under s. 59.52 (28) (a), the clerk of circuit court may contract with a debt
7 collector, as defined in s. 427.103 (3), for the collection of unpaid fines and forfeitures.
8 Any contract entered into shall provide that the debt collector shall be paid from the
9 proceeds recovered by the debt collector. The net proceeds received by the clerk of
10 circuit court after the payment to the debt collector shall be considered the amount
11 of fines and forfeitures collected for purposes of distribution to the state and county
12 under sub. (2) (m).

13 **SECTION 1912.** 59.48 of the statutes is amended to read:

14 **59.48 County and regional assessment unit assessor.** The county
15 executive elected under s. 59.17 or the county administrator elected or appointed
16 under s. 59.18 shall appoint a county assessor as prescribed in and subject to the
17 limitations of s. 70.99, ~~approve the hiring of the assessor's staff as prescribed in that~~
18 ~~section and otherwise comply with that section 70.991.~~ In counties with neither a
19 county executive nor a county administrator the appointment of the county assessor
20 shall be the duty of the chairperson of the board subject to the approval of the board
21 and subject to the limitations of s. 70.99. ~~The hiring of the assessor's staff shall be~~
22 ~~the duty of the county assessor subject to the limitations of s. 70.99~~ 70.991. In the
23 case of a regional assessment unit, the appointments under this section shall be
24 made by the county executive, the county administrator, or by the board chairperson
25 with the approval of the board, consistent with this section, of the most populous

SENATE BILL 21**SECTION 1912**

1 county in the regional assessment unit, unless specified otherwise in the ordinance
2 adopted under s. 70.991 (2) to form the unit.

3 **SECTION 1913.** 59.52 (28) of the statutes is renumbered 59.52 (28) (a).

4 **SECTION 1914.** 59.52 (28) (b) of the statutes is created to read:

5 59.52 (28) (b) The board may enter into a written agreement under s. 71.93 (8)
6 (b) to have the department of revenue collect any amount owed to the county.

7 **SECTION 1915.** 59.54 (28) of the statutes is created to read:

8 59.54 (28) CRIME PREVENTION FUNDING BOARD. (a) In this subsection:

9 1. “Chief elected official” means the mayor of a city or, if the city is organized
10 under subch. I of ch. 64, the president of the council of that city, the village president
11 of a village, or the town board chairperson of a town.

12 2. “Crime board” means the crime prevention funding board that is created
13 under this subsection.

14 3. “Municipality” means a city, village, or town.

15 (b) There is created in each county, in which the treasurer receives moneys and
16 deposits them as described in s. 59.25 (3) (gm), a crime board. The funds in such an
17 account may be distributed upon the direction of the crime board under par. (d). The
18 crime board shall meet, and its members may receive no compensation, other than
19 reimbursement for actual and reasonable expenses incurred in the performance of
20 their duties. Members shall serve for the terms that are determined by the crime
21 board.

22 (c) A county crime board shall consist of the following members:

23 1. The presiding judge of the circuit court, or his or her designee

24 2. The district attorney, or his or her designee.

25 3. The sheriff, or his or her designee.

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1 4. One of the following county officials, or his or her designee:

2 a. The county executive.

3 b. If the county does not have a county executive, the county administrator.

4 c. The chairperson of the county board of supervisors, or his or her designee,
5 if the county does not have a county executive or a county administrator.

6 5. The chief elected official of the largest municipality in the county, as
7 determined by population, or his or her designee.

8 6. A person chosen by a majority vote of the sheriff and all of the chiefs of police
9 departments that are located wholly or partly within the county.

10 7. A person chosen by the county's public defender's office.

11 (d) 1. The crime board may solicit applications for grants in a format
12 determined by the crime board, and may vote to direct the treasurer to distribute
13 grants to applicants from moneys in the crime prevention fund under s. 59.25 (3)
14 (gm). The crime board may direct the treasurer to distribute grants to any of the
15 following entities, in amounts determined by the crime board:

16 a. One or more private nonprofit organizations within the county that has as
17 its primary purpose preventing crime, providing a funding source for crime
18 prevention programs, encouraging the public to report crime, or assisting law
19 enforcement agencies in the apprehension of criminal offenders.

20 b. A law enforcement agency within the county that has a crime prevention
21 fund, if the contribution is credited to the crime prevention fund and is used for crime
22 prevention purposes.

23 2. Not less than 50 percent of the payments made under subd. 1. shall be made
24 to one or more organizations described in subd. 1. a.

SENATE BILL 21**SECTION 1915**

1 (e) Annually, the crime board shall submit a report on its activities to the clerk
2 of court for the county that distributed the funds, to the county board, and to the
3 legislative bodies of each municipality that is located wholly or partly within the
4 county. The report shall contain at least all of the following information for the year
5 to which the report relates:

6 1. The name and address of each entity that received a grant, including contact
7 information for the leadership of the entity.

8 2. A full accounting of all funds disbursed by the treasurer at the direction of
9 the crime board, including the amount of the funds disbursed, the dates of disbursal,
10 and the purposes for which the grant was made.

11 (f) Annually, each recipient of a grant awarded under this subsection shall
12 submit a report on its activities to all of the entities specified in par. (e). The report
13 shall contain at least all of the following information for the year to which the report
14 relates:

15 1. The name and address of the entity.

16 2. The name and address, and title, of each member of the governing body of
17 the entity.

18 3. The purposes for which the grant money was spent.

19 4. A detailed accounting of all receipts and expenditures of the entity that relate
20 to the grant money.

21 5. The balance of any funds remaining.

22 **SECTION 1916.** 59.56 (3) (a) of the statutes is amended to read:

23 59.56 (3) (a) *Creation.* ~~A~~ Subject to approval of the Board of Regents of the
24 University of Wisconsin System Authority, a board may establish and maintain an

SENATE BILL 21**SECTION 1916**

1 educational program in cooperation with the University of Wisconsin System
2 Authority, referred to in this subsection as “University Extension Program”.

3 **SECTION 1917.** 59.56 (3) (c) 2. of the statutes is amended to read:

4 59.56 (3) (c) 2. The committee on agriculture and extension education may
5 enter into joint employment agreements with the university extension or with other
6 counties and the university extension if the county funds that are committed in the
7 agreements have been appropriated by the board. Persons so employed under
8 cooperative agreements and approved by the board of regents shall be considered
9 employees of both the county and the University of Wisconsin System Authority.

10 **SECTION 1918.** 59.56 (3) (f) 1. (intro.) of the statutes is amended to read:

11 59.56 (3) (f) 1. (intro.) ~~A~~ Subject to approval of the Board of Regents of the
12 University of Wisconsin System Authority, a university extension program is
13 authorized, under the direction and supervision of the county committee on
14 agriculture and extension education, cooperating with the university extension of
15 the University of Wisconsin System Authority, and within the limits of funds
16 provided by the board and cooperating state and federal agencies, to make available
17 the necessary facilities and conduct programs in the following areas:

18 **SECTION 1919.** 59.56 (3) (g) of the statutes is amended to read:

19 59.56 (3) (g) *Department of government.* For the purposes of s. 59.22 (2) (d) the
20 university extension program shall be a department of county government and the
21 committee on agriculture and extension education shall be the committee which is
22 delegated the authority to direct and supervise the department. ~~In~~ Subject to
23 approval of the Board of Regents of the University of Wisconsin System Authority,
24 and in cooperation with the university extension of the University of Wisconsin
25 System Authority, the committee on agriculture and extension education shall have

SENATE BILL 21**SECTION 1919**

1 the responsibility to formulate and execute the university extension program. The
2 university extension shall annually report to the board its activities and
3 accomplishments.

4 **SECTION 1920.** 59.56 (4) of the statutes is amended to read:

5 59.56 (4) UNIVERSITY COLLEGE CAMPUSES. The board may appropriate money for
6 the construction, remodeling, expansion, acquisition or equipping of land, buildings
7 and facilities for a University of Wisconsin System college campus, as defined in s.
8 36.05 (6m), if the operation of it has been approved by the board of regents.

9 **SECTION 1921.** 59.57 (1) (a) of the statutes is amended to read:

10 59.57 (1) (a) Subject to par. (b), the board may appropriate money for and create
11 a county industrial development agency or to any nonprofit agency organized to
12 engage or engaging in activities described in this paragraph, appoint an executive
13 officer and provide a staff and facilities to promote and develop the resources of the
14 county and of its component municipalities. To this end the agency may, without
15 limitation because of enumeration, develop data regarding the industrial needs,
16 advantages and sites in the county, acquaint the purchaser with the products of the
17 county by promotional activities, coordinate its work with that of the county
18 planning commission, the Wisconsin Economic Development Corporation Forward
19 Wisconsin Development Authority, and private credit development corporations,
20 and do all things necessary to provide for the continued improvement of the
21 industrial climate of the county.

22 **SECTION 1922.** 59.57 (1) (b) of the statutes is amended to read:

23 59.57 (1) (b) If a county with a population of 500,000 750,000 or more
24 appropriates money under par. (a) to fund nonprofit agencies, the county shall have
25 a goal of expending 20% of the money appropriated for this purpose to fund a

SENATE BILL 21**SECTION 1922**

1 nonprofit agency that is actively managed by minority group members, as defined
2 in s. ~~16.287~~ 203.07 (1) (f), and that principally serves minority group members.

3 **SECTION 1923.** 59.693 (8) of the statutes is amended to read:

4 59.693 (8) APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance
5 that is enacted under this section is applicable to activities conducted by a unit of
6 local government and an agency of that unit of government. An ordinance that is
7 enacted under this section is not applicable to activities conducted by an agency, as
8 defined under s. 227.01 (1) but also including the office of district attorney and the
9 University of Wisconsin System Authority, which is subject to the state plan
10 promulgated or a memorandum of understanding entered into under s. 281.33 (2).

11 **SECTION 1924.** 60.05 (4) of the statutes is amended to read:

12 60.05 (4) COURT ORDER. If, after the hearing under sub. (3), the court finds that
13 the area of the proposed town meets the requirements of sub. (1), the court shall enter
14 an order establishing a new town under the name proposed in the petition and shall
15 designate the location of the first town meeting of the new town. The clerk of court
16 shall immediately file certified copies of the order with the secretary of state
17 administration and the county clerk.

18 **SECTION 1925.** 60.065 of the statutes is amended to read:

19 **60.065 Change of town name.** The name of a town shall be changed if a
20 petition designating the new name is signed and filed with the town clerk under the
21 procedures in s. 9.20 (1), certified by the town clerk under the procedure in s. 9.20
22 (3), approved by the electors in an election held under the procedures in s. 9.20 (4)
23 and the result of the election is published in the town's official paper, or posted in the
24 town, and the new name is filed ~~in the office of~~ with the secretary of state
25 administration.

SENATE BILL 21**SECTION 1926**

1 **SECTION 1926.** 60.10 (1) (b) 3. of the statutes is repealed.

2 **SECTION 1927.** 60.10 (2) (j) of the statutes is repealed.

3 **SECTION 1928.** 60.23 (4) (c) of the statutes is amended to read:

4 60.23 (4) (c) Coordinate its activities with the county planning commission, the
5 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development
6 Authority, and private credit development organizations.

7 **SECTION 1929.** 60.30 (1) (a) 3. of the statutes is repealed.

8 **SECTION 1930.** 60.30 (2) (a) of the statutes is renumbered 60.30 (2) and
9 amended to read:

10 60.30 (2) Only an elector of the town may hold a town office, other than an
11 ~~assessor appointed under s. 60.307~~ or a town clerk, town treasurer, or combined town
12 clerk and town treasurer, appointed under sub. (1e).

13 **SECTION 1931.** 60.30 (2) (b) of the statutes is repealed.

14 **SECTION 1932.** 60.30 (2) (c) of the statutes is repealed.

15 **SECTION 1933.** 60.30 (2) (d) of the statutes is repealed.

16 **SECTION 1934.** 60.30 (4) (b) of the statutes is amended to read:

17 60.30 (4) (b) The regular term of elected town officers, ~~other than the town~~
18 ~~assessor~~, commences on the 3rd Tuesday of April in the year of their election. ~~The~~
19 ~~regular term of an elected assessor commences on June 1 in the year of the assessor's~~
20 ~~election.~~

21 **SECTION 1935.** 60.305 (2) of the statutes is repealed.

22 **SECTION 1936.** 60.307 of the statutes is repealed.

23 **SECTION 1937.** 60.61 (5) (c) of the statutes is amended to read:

24 60.61 (5) (c) Immediately after the record of nonconforming uses is filed with
25 the town clerk, the clerk shall furnish the town assessor the record of nonconforming

SENATE BILL 21**SECTION 1937**

1 uses within the town. After the assessment for the following year and each
2 succeeding assessment, the town assessor shall file a written report, certified by the
3 board of review, with the town clerk listing all nonconforming uses which have been
4 discontinued since the prior assessment. The town clerk shall record discontinued
5 nonconforming uses as soon as reported by the assessor. In this paragraph, “town
6 assessor” includes the ~~county~~ assessor assessing the town under s. ~~70.99~~ 70.991.

7 **SECTION 1938.** 60.627 (7) of the statutes is amended to read:

8 60.627 (7) APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance
9 enacted under this section is applicable to activities conducted by a unit of local
10 government and an agency of that unit of government. An ordinance enacted under
11 this section is not applicable to activities conducted by an agency, as defined under
12 s. 227.01 (1) but also including the office of district attorney and the University of
13 Wisconsin System Authority, which is subject to the state plan promulgated or a
14 memorandum of understanding entered into under s. 281.33 (2).

15 **SECTION 1939.** 60.85 (5) (h) of the statutes is amended to read:

16 60.85 (5) (h) The ~~town~~ assessor shall identify upon the assessment roll
17 returned and examined under s. 70.45 those parcels of property which are within
18 each existing tax incremental district, specifying the name of each district. A similar
19 notation shall appear on the tax roll made by the town clerk under s. 70.65.

20 **SECTION 1940.** 61.187 (2) (d) of the statutes is amended to read:

21 61.187 (2) (d) If, in accordance with par. (a), the results of the election under
22 sub. (1) provide for dissolution, the village clerk shall, within 10 days after the
23 election, record the petition and determination of the village board of canvassers in
24 the office of the register of deeds of the county or counties in which the village is
25 located and file with the secretary of state administration certified copies of the

SENATE BILL 21**SECTION 1940**

1 petition and the determination of inspectors of election. The village clerk shall also
2 record in the office of the register of deeds a certificate by the village clerk showing
3 the date on which the dissolution takes effect and file with the secretary of state
4 administration 4 copies of the certificate. These documents shall be recorded and
5 indexed by the register of deeds. The index shall include the volume or reel number
6 and the page or image number of the original documents. The secretary of state
7 administration shall forward 2 copies of the certificate to the department of
8 transportation and one to the department of revenue.

9 **SECTION 1941.** 61.189 (2) of the statutes is amended to read:

10 61.189 (2) The election shall be noticed and conducted and the result canvassed
11 and certified as in the case of regular village elections and the village clerk shall
12 immediately file with the secretary of state administration 4 copies of a certification
13 certifying the fact of holding such election and the result thereof and a description
14 of the legal boundaries of such village or proposed city and 4 certified copies of a plat
15 thereof; and thereupon a certificate of incorporation shall be issued to such city by
16 the secretary of state administration. Two copies of the certification and plat shall
17 be forwarded by the secretary of state administration to the department of
18 transportation and one copy to the department of revenue. Thereafter such city shall
19 in all things be governed by the general city charter law. All debts, obligations and
20 liabilities existing against such village at the time of such change shall continue and
21 become like debts, obligations and liabilities against such city, and such city may
22 carry out and complete all proceedings then pending for the issue of bonds for
23 improvements therein.

24 **SECTION 1942.** 61.19 of the statutes is amended to read:

SENATE BILL 21**SECTION 1942**

1 **61.19 Annual elections; appointments.** At the annual spring election in
2 each village in odd-numbered years, except as otherwise provided herein, there shall
3 be chosen: A president, a clerk, a treasurer, ~~an assessor if election of the assessor is~~
4 ~~provided~~ and a constable. In villages in counties having a population of 500,000 or
5 more, the officers named shall be elected for a term of 2 years on the first Tuesday
6 of April of each even-numbered year. Any other officers shall be appointed annually
7 by the village board at their first meeting after the first Tuesday in April unless the
8 board otherwise provides. No person not a resident elector in such village shall be
9 elected to any office therein. The village clerk may appoint a deputy clerk for whom
10 the clerk shall be responsible, and who shall take and file the oath of office, and in
11 case of the absence, sickness or other disability of the clerk, may perform the clerk's
12 duties and receive the same compensation unless the village board appoints a person
13 to act as such clerk. ~~No assessor shall be elected or appointed if the village has come~~
14 ~~within the jurisdiction of a county assessor under s. 70.99.~~

15 **SECTION 1943.** 61.27 of the statutes is repealed.

16 **SECTION 1944.** 61.354 (7) of the statutes is amended to read:

17 **61.354 (7) APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES.** An ordinance
18 enacted under this section is applicable to activities conducted by a unit of local
19 government and an agency of that unit of government. An ordinance enacted under
20 this section is not applicable to activities conducted by an agency, as defined under
21 s. 227.01 (1) but also including the office of district attorney and the University of
22 Wisconsin System Authority, which is subject to the state plan promulgated or a
23 memorandum of understanding entered into under s. 281.33 (2).

24 **SECTION 1945.** 62.02 of the statutes is amended to read:

SENATE BILL 21**SECTION 1945**

1 **62.02 Repeal of special charters.** All special charters for cities of the 2nd,
2 3rd and 4th classes are hereby repealed and such cities are hereby incorporated
3 under this subchapter. The city clerk shall forthwith certify the boundaries of such
4 city to the secretary of state administration, who shall file the same and issue to such
5 city a certificate of incorporation as of the date when this subchapter became
6 effective, and record the same.

7 **SECTION 1946.** 62.075 (5) of the statutes is amended to read:

8 62.075 (5) NOTICE OF ENTRY OF JUDGMENT; UPON WHOM SERVED. A certified copy
9 of every such order shall be filed with the town and city clerk and with the county
10 clerk and 4 copies with the secretary of state administration. The secretary of state
11 administration shall forward 2 copies to the department of transportation and one
12 copy to the department of revenue.

13 **SECTION 1947.** 62.09 (1) (a) of the statutes is amended to read:

14 62.09 (1) (a) The officers shall be a mayor, treasurer, clerk, comptroller,
15 attorney, engineer, one or more assessors unless the city is assessed by ~~a county~~ an
16 assessor under s. ~~70.99~~ 70.991, one or more constables as determined by the common
17 council, a local health officer, as defined in s. 250.01 (5), or local board of health, as
18 defined in s. 250.01 (3), street commissioner, board of police and fire commissioners
19 except in cities where not applicable, chief of police except in a city where it is not
20 applicable, chief of the fire department except in a city where it is not applicable, chief
21 of a combined protective services department except in a city where it is not
22 applicable, board of public works, 2 alderpersons from each aldermanic district, and
23 such other officers or boards as are created by law or by the council. If one
24 alderperson from each aldermanic district is provided under s. 66.0211 (1), the
25 council may, by ordinance adopted by a two-thirds vote of all its members and

SENATE BILL 21**SECTION 1947**

1 approved by the electors at a general or special election, provide that there shall be
2 2 alderpersons from each aldermanic district. If a city creates a combined protective
3 services department under s. 62.13 (2e) (a) 1., it shall create the office of chief of such
4 a department and shall abolish the offices of chief of police and chief of the fire
5 department.

6 **SECTION 1948.** 62.234 (7) of the statutes is amended to read:

7 62.234 (7) APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance
8 enacted under this section is applicable to activities conducted by a unit of local
9 government and an agency of that unit of government. An ordinance enacted under
10 this section is not applicable to activities conducted by an agency, as defined under
11 s. 227.01 (1) but also including the office of district attorney and the University of
12 Wisconsin System Authority, which is subject to the state plan promulgated or a
13 memorandum of understanding entered into under s. 281.33 (2).

14 **SECTION 1949.** 62.26 (7) of the statutes is amended to read:

15 62.26 (7) CHANGE OF CITY NAME. The name of any city of the fourth class shall
16 be changed if a majority of the electors shall address a written petition therefor to
17 the council designating the new name, and the council shall by a two-thirds vote of
18 all the members adopt an ordinance changing to such new name. The change shall
19 be in effect upon publication of the ordinance in the official paper, and the filing of
20 a copy thereof ~~in the office of~~ with the secretary of state administration.

21 **SECTION 1950.** 66.0137 (4m) (title) of the statutes is amended to read:

22 66.0137 (4m) (title) JOINT SELF-INSURED PLANS AND STOP LOSS INSURANCE.

23 **SECTION 1951.** 66.0137 (4m) (bm) of the statutes is created to read:

SENATE BILL 21**SECTION 1951**

1 66.0137 (4m) (bm) A technical college district and one or more other technical
2 college districts, that together have at least 100 employees, may jointly do any of the
3 following:

4 1. Provide health care benefits to their officers and employees on a self-insured
5 basis.

6 2. Procure stop loss insurance.

7 3. Self-insure stop loss risk.

8 **SECTION 1952.** 66.0137 (4m) (c) of the statutes is amended to read:

9 66.0137 (4m) (c) Any plan under par. (b) or (bm) 1. shall comply with the
10 provisions listed in sub. (4).

11 **SECTION 1953.** 66.0203 (7) (a) of the statutes is amended to read:

12 66.0203 (7) (a) No action to contest the validity of an incorporation on any
13 grounds, whether procedural or jurisdictional, may be commenced after 60 days from
14 the date of issuance of the certificate of incorporation by the secretary of state
15 administration.

16 **SECTION 1954.** 66.0211 (5) of the statutes is amended to read:

17 66.0211 (5) CERTIFICATION OF INCORPORATION. If a majority of the votes in an
18 incorporation referendum are cast in favor of a village or city, the clerk of the circuit
19 court shall certify the fact to the secretary of state administration and supply the
20 secretary of state administration with a copy of a description of the legal boundaries
21 of the village or city and the associated population and a copy of a plat of the village
22 or city. Within 10 days of receipt of the description and plat, the secretary of state
23 administration shall forward 2 copies to the department of transportation and one
24 copy each to the department of administration and the department of revenue. The

SENATE BILL 21**SECTION 1954**

1 secretary of state administration shall issue a certificate of incorporation and record
2 the certificate.

3 **SECTION 1955.** 66.0213 (4) (a) of the statutes is amended to read:

4 66.0213 (4) (a) Within 10 days after incorporation of the village or city, the
5 county clerk of the county in which the petition was filed shall fix a time for the first
6 election, and where appropriate designate the polling place or places, and name 3
7 inspectors of election for each place. The time for the election shall be fixed no less
8 than 40 nor more than 50 days after the date of the certificate of incorporation issued
9 by the secretary of state administration, irrespective of any other provision in the
10 statutes. Nomination papers shall conform to ch. 8 to the extent applicable.
11 Nomination papers shall be signed by not less than 5% nor more than 10% of the total
12 votes cast at the referendum election, and be filed no later than 15 days before the
13 time fixed for the election. Ten days' previous notice of the election shall be given by
14 the county clerk by publication in the newspapers selected under s. 66.0211 (2) and
15 by posting notices in 3 public places in the village or city, but failure to give notice
16 does not invalidate the election.

17 **SECTION 1956.** 66.0213 (6) of the statutes is amended to read:

18 66.0213 (6) REORGANIZATION OF CITY AS VILLAGE. If the population of any city falls
19 below 1,000 as determined by the United States census, the council may upon filing
20 of a petition conforming to the requirements of s. 8.40 containing the signatures of
21 at least 15% of the electors submit at any general or city election the question
22 whether the city shall reorganize as a village. If three-fifths of the votes cast on the
23 question are for reorganization the mayor and council shall record the return in the
24 office of the register of deeds, file a certified copy with the clerk of the circuit court,
25 and immediately call an election, to be conducted as are village elections, for the

SENATE BILL 21**SECTION 1956**

1 election of village officers. Upon the qualification of the officers, the board of trustees
2 shall declare the city reorganized as a village, and the reorganization is effective.
3 The clerk shall certify a copy of the declaration to the secretary of state
4 administration who shall file the declaration and endorse a memorandum of the
5 declaration on the record of the certificate of incorporation of the city. Rights and
6 liabilities of the city continue in favor of or against the village. Ordinances, so far
7 as within the power of the village, remain in force until changed.

8 **SECTION 1957.** 66.0215 (5) of the statutes is amended to read:

9 66.0215 (5) CERTIFICATE OF INCORPORATION. If a majority of the votes are cast
10 in favor of a city the clerk shall certify the fact to the secretary of state
11 administration, together with the result of the census, if any, and 4 copies of a
12 description of the legal boundaries of the town and 4 copies of a plat of the town. The
13 secretary of state administration shall then issue a certificate of incorporation, and
14 record the certificate in a book kept for that purpose. Two copies of the description
15 and plat shall be forwarded by the secretary of state administration to the
16 department of transportation and one copy to the department of revenue.

17 **SECTION 1958.** 66.0216 (5) of the statutes is amended to read:

18 66.0216 (5) CERTIFICATE OF INCORPORATION. If a majority of the votes are cast
19 in favor of a city or village, the town clerk shall certify that fact to the secretary of
20 state administration together with 4 copies of a description of the legal boundaries
21 of the town, and 4 copies of a plat of the town. The town clerk shall also send the
22 secretary of state administration an incorporation fee of \$1,000. Upon receipt of the
23 town clerk's certification, the incorporation fee, and other required documents, the
24 secretary of state administration shall issue a certificate of incorporation and record
25 the certificate in a book kept for that purpose. The secretary of state administration

SENATE BILL 21**SECTION 1958**

1 shall provide 2 copies of the description and plat to the department of transportation
2 and one copy to the department of revenue. The town clerk shall also transmit a copy
3 of the certification and the resolution under sub. (1) to the county clerk.

4 **SECTION 1959.** 66.0216 (6) of the statutes is amended to read:

5 66.0216 (6) ACTION. No action to contest the validity of an incorporation under
6 this section on any grounds, whether procedural or jurisdictional, may be
7 commenced after 60 days from the date of issuance of the certificate of incorporation
8 by the secretary of state administration. In any such action, the burden of proof as
9 to all issues is upon the person bringing the action to show that the incorporation is
10 not valid. An action contesting an incorporation shall be given preference in the
11 circuit court.

12 **SECTION 1960.** 66.0217 (9) (a) of the statutes is amended to read:

13 66.0217 (9) (a) The clerk of a city or village which has annexed territory shall
14 file immediately with the secretary of state administration a certified copy of the
15 ordinance, certificate and plat, and shall send one copy to each company that
16 provides any utility service in the area that is annexed. The city or village shall also
17 file with the county clerk or board of election commissioners the report required by
18 s. 5.15 (4) (bg). The clerk shall record the ordinance with the register of deeds and
19 file a signed copy of the ordinance with the clerk of any affected school district.
20 Failure to file, record or send does not invalidate the annexation and the duty to file,
21 record or send is a continuing one. The ordinance that is filed, recorded or sent shall
22 describe the annexed territory and the associated population. The information filed
23 with the secretary of state administration shall be utilized in making
24 recommendations for adjustments to entitlements under the federal revenue
25 sharing program and distribution of funds under ch. 79. The clerk shall certify

SENATE BILL 21**SECTION 1960**

1 annually to the secretary of state administration and record with the register of
2 deeds a legal description of the total boundaries of the municipality as those
3 boundaries existed on December 1, unless there has been no change in the 12 months
4 preceding.

5 **SECTION 1961.** 66.0217 (9) (b) of the statutes is amended to read:

6 66.0217 (9) (b) Within 10 days of receipt of the ordinance, certificate and plat,
7 the secretary of state administration shall forward 2 copies of the ordinance,
8 certificate and plat to the department of transportation, one copy to the department
9 of administration, one copy to the department of revenue, one copy to the department
10 of public instruction, one copy to the department, one copy to the department of
11 natural resources, one copy to the department of agriculture, trade and consumer
12 protection and 2 copies to the clerk of the municipality from which the territory was
13 annexed.

14 **SECTION 1962.** 66.0219 (7) of the statutes is amended to read:

15 66.0219 (7) APPEAL. An appeal from the order of the circuit court is limited to
16 contested issues determined by the circuit court. An appeal shall not stay the
17 conduct of the referendum election, if one is ordered, but the statement of the election
18 results and the copies of the certificate and plat may not be filed with the secretary
19 of state administration until the appeal has been determined.

20 **SECTION 1963.** 66.0221 (1) of the statutes is amended to read:

21 66.0221 (1) Upon its own motion and subject to sub. (3) and ss. 66.0301 (6) (d)
22 and 66.0307 (7), a city or village, by a two-thirds vote of the entire membership of
23 its governing body, may enact an ordinance annexing territory which comprises a
24 portion of a town or towns and which was completely surrounded by territory of the
25 city or village on December 2, 1973. The ordinance shall include all surrounded town

SENATE BILL 21**SECTION 1963**

1 areas except those that are exempt by mutual agreement of all of the governing
2 bodies involved. The annexation ordinance shall contain a legal description of the
3 territory and the name of the town or towns from which the territory is detached.
4 Upon enactment of the ordinance, the city or village clerk immediately shall file 6
5 certified copies of the ordinance ~~in the office of~~ with the secretary of state
6 administration, together with 6 copies of a scale map. The city or village shall also
7 file with the county clerk or board of election commissioners the report required by
8 s. 5.15 (4) (bg). The secretary of state administration shall forward 2 copies of the
9 ordinance and scale map to the department of transportation, one copy to the
10 department of natural resources, one copy to the department of revenue and one copy
11 to the department of administration. This subsection does not apply if the town
12 island was created only by the annexation of a railroad right-of-way or drainage
13 ditch. This subsection does not apply to land owned by a town government which has
14 existing town government buildings located on the land. No town island may be
15 annexed under this subsection if the island consists of over 65 acres or contains over
16 100 residents. Section 66.0217 (11) applies to annexations under this subsection.
17 Except as provided in sub. (2), after December 2, 1973, no city or village may, by
18 annexation, create a town area which is completely surrounded by the city or village.

19 **SECTION 1964.** 66.0223 (1) of the statutes is amended to read:

20 66.0223 (1) In addition to other methods provided by law and subject to sub.
21 (2) and ss. 66.0301 (6) (d) and 66.0307 (7), territory owned by and lying near but not
22 necessarily contiguous to a village or city may be annexed to a village or city by
23 ordinance enacted by the board of trustees of the village or the common council of the
24 city, provided that in the case of noncontiguous territory the use of the territory by
25 the city or village is not contrary to any town or county zoning regulation. The

SENATE BILL 21**SECTION 1964**

1 ordinance shall contain the exact description of the territory annexed and the names
2 of the towns from which detached, and attaches the territory to the village or city
3 upon the filing of 7 certified copies of the ordinance ~~in the office of~~ with the secretary
4 of state administration, together with 7 copies of a plat showing the boundaries of
5 the territory attached. The city or village shall also file with the county clerk or board
6 of election commissioners the report required by s. 5.15 (4) (bg). Two copies of the
7 ordinance and plat shall be forwarded by the secretary of state administration to the
8 department of transportation, one copy to the department of administration, one
9 copy to the department of natural resources, one copy to the department of revenue
10 and one copy to the department of public instruction. Within 10 days of filing the
11 certified copies, a copy of the ordinance and plat shall be mailed or delivered to the
12 clerk of the county in which the annexed territory is located. Sections 66.0203 (8) (c)
13 and 66.0217 (11) apply to annexations under this section.

14 **SECTION 1965.** 66.0227 (5) of the statutes is amended to read:

15 66.0227 (5) The ordinance, certificate and plat shall be filed and recorded in
16 the same manner as annexations under s. 66.0217 (9) (a). The requirements for the
17 secretary of state administration are the same as in s. 66.0217 (9) (b).

18 **SECTION 1966.** 66.0231 of the statutes is amended to read:

19 **66.0231 Notice of certain litigation affecting municipal status or**
20 **boundaries.** If a proceeding under ss. 61.187, 61.189, 61.74, 62.075, 66.0201 to
21 66.0213, 66.0215, 66.0216, 66.0217, 66.0221, 66.0223, 66.0227, 66.0301 (6), or
22 66.0307 or other sections relating to an incorporation, annexation, consolidation,
23 dissolution or detachment of territory of a city or village is contested by instigation
24 of legal proceedings, the clerk of the city or village involved in the proceedings shall
25 file with the secretary of state administration 4 copies of a notice of the

SENATE BILL 21**SECTION 1966**

1 commencement of the action. The clerk shall file with the secretary of state
2 administration 4 copies of any judgments rendered or appeals taken in such cases.

3 The notices or copies of judgments that are required under this section may also be
4 filed by an officer or attorney of any party of interest. If any judgment has the effect
5 of changing the municipal boundaries, the city or village clerk shall also file with the
6 county clerk or board of election commissioners the report required by s. 5.15 (4) (bg).

7 The secretary of state administration shall forward to the department of
8 transportation 2 copies and to the department of revenue and the department of
9 administration one copy each of any notice of action or judgment filed with the
10 secretary of state administration under this section.

11 **SECTION 1967.** 66.0301 (1) (a) of the statutes is amended to read:

12 66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section
13 “municipality” means the state or any department or agency thereof, or any city,
14 village, town, county, school district, public library system, public inland lake
15 protection and rehabilitation district, sanitary district, farm drainage district,
16 metropolitan sewerage district, sewer utility district, solid waste management
17 system created under s. 59.70 (2), local exposition district created under subch. II of
18 ch. 229, local professional baseball park district created under subch. III of ch. 229,
19 local professional football stadium district created under subch. IV of ch. 229, local
20 cultural arts district created under subch. V of ch. 229, local sports and
21 entertainment district created under subch. VI of ch. 229, long-term care district
22 under s. 46.2895, water utility district, mosquito control district, municipal electric
23 company, county or city transit commission, commission created by contract under
24 this section, taxation district, regional planning commission, housing authority
25 created under s. 66.1201, redevelopment authority created under s. 66.1333,

SENATE BILL 21**SECTION 1967**

1 community development authority created under s. 66.1335, or city–county health
2 department.

3 **SECTION 1968.** 66.0301 (1) (a) of the statutes, as affected by 2015 Wisconsin Act
4 (this act), is amended to read:

5 66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section
6 “municipality” means the state or any department or agency thereof, or any city,
7 village, town, county, school district, public library system, public inland lake
8 protection and rehabilitation district, sanitary district, farm drainage district,
9 metropolitan sewerage district, sewer utility district, solid waste management
10 system created under s. 59.70 (2), local exposition district created under subch. II of
11 ch. 229, local professional baseball park district created under subch. III of ch. 229,
12 local professional football stadium district created under subch. IV of ch. 229, local
13 cultural arts district created under subch. V of ch. 229, local sports and
14 entertainment district created under subch. VI of ch. 229, ~~long-term care district~~
15 ~~under s. 46.2895~~, water utility district, mosquito control district, municipal electric
16 company, county or city transit commission, commission created by contract under
17 this section, taxation district, regional planning commission, housing authority
18 created under s. 66.1201, redevelopment authority created under s. 66.1333,
19 community development authority created under s. 66.1335, or city–county health
20 department.

21 **SECTION 1969.** 66.0301 (6) (e) of the statutes is amended to read:

22 66.0301 (6) (e) A boundary change included in an agreement under this
23 subsection shall be accomplished by the enactment of an ordinance by the governing
24 body designated to do so in the agreement. The filing and recording requirements
25 under s. 66.0217 (9) (a), as they apply to cities and villages under s. 66.0217 (9) (a),

SENATE BILL 21**SECTION 1969**

1 apply to municipalities under this subsection. The requirements for the secretary
2 of state administration under s. 66.0217 (9) (b), as they apply under that section,
3 apply to the secretary of state administration when he or she receives an ordinance
4 that is filed under this subsection.

5 **SECTION 1970.** 66.0307 (10) of the statutes is amended to read:

6 **66.0307 (10) BOUNDARY CHANGE ORDINANCE; FILING AND RECORDING**
7 **REQUIREMENTS.** A boundary change under a cooperative plan shall be accomplished
8 by the enactment of an ordinance by the governing body designated to do so in the
9 plan. The filing and recording requirements under s. 66.0217 (9) (a), as they apply
10 to cities and villages under s. 66.0217 (9) (a), apply to municipalities under this
11 subsection. The requirements for the secretary of state administration are the same
12 as those required in s. 66.0217 (9) (b).

13 **SECTION 1971.** 66.0316 (6) (intro.) of the statutes is amended to read:

14 **66.0316 (6) TRAINING AND ASSISTANCE.** (intro.) The board of regents of the
15 University of Wisconsin System Authority shall direct the extension to assist
16 councils created under this section in performing their duties under subs. (4) and (5).
17 The board of regents shall ensure that council members are trained in how to do all
18 of the following:

19 **SECTION 1972.** 66.0410 (2) (a) of the statutes is amended to read:

20 **66.0410 (2) (a)** A political subdivision may not enact an ordinance or adopt a
21 resolution that prohibits, and the Board of Regents of the University of Wisconsin
22 System Authority may not ~~promulgate a rule or adopt a resolution prohibiting~~
23 prohibit, the resale of any ticket for an amount that is equal to or less than the ticket's
24 face value.

25 **SECTION 1973.** 66.0410 (2) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 1973**

1 66.0410 (2) (b) If a political subdivision or the Board of Regents of the
2 University of Wisconsin System has in effect on April 22, 2004 an ordinance, ~~rule,~~
3 ~~or resolution, or prohibition~~ that is inconsistent with par. (a), the ordinance, ~~rule, or~~
4 resolution, or prohibition does not apply and may not be enforced.

5 **SECTION 1974.** 66.0417 (1) of the statutes is amended to read:

6 66.0417 (1) An employee or agent of a local health department designated by
7 ~~the department of health services under s. 254.69 (2) or the department of~~
8 agriculture, trade and consumer protection under s. 97.41 or 97.615 (2) may enter,
9 at reasonable hours, any premises for which the local health department issues a
10 permit license under s. 97.41 or ~~254.69 (2)~~ 97.615 (2) to inspect the premises, secure
11 samples or specimens, examine and copy relevant documents and records, or obtain
12 photographic or other evidence needed to enforce ~~subch. VII of ch. 254, ch. 97 or s.~~
13 ~~254.47~~, relating to those premises. If samples of food are taken, the local health
14 department shall pay or offer to pay the market value of those samples. The local
15 health department, ~~department of health services or department of agriculture,~~
16 trade and consumer protection shall examine the samples and specimens secured
17 and shall conduct other inspections and examinations needed to determine whether
18 there is a violation of ~~subch. VII of ch. 254, ch. 97 or s. 254.47~~, rules adopted by the
19 ~~departments~~ department under those statutes, ordinances adopted by the village,
20 city or county or regulations adopted by the local board of health under s. 97.41 (7)
21 or ~~254.69~~ 97.615.

22 **SECTION 1975.** 66.0417 (2) of the statutes is amended to read:

23 66.0417 (2) (a) Whenever, as a result of an examination, a village, city or county
24 has reasonable cause to believe that any examined food constitutes, or that any
25 construction, sanitary condition, operation or method of operation of the premises or

SENATE BILL 21**SECTION 1975**

1 equipment used on the premises creates an immediate danger to health, the
2 administrator of the village, city or county agency responsible for the village's, city's
3 or county's agent functions under s. 97.41 or ~~254.69 (2)~~ 97.615 (2) may issue a
4 temporary order and cause it to be delivered to the ~~permittee~~ licensee, or to the owner
5 or custodian of the food, or to both. The order may prohibit the sale or movement of
6 the food for any purpose, prohibit the continued operation or method of operation of
7 specific equipment, require the premises to cease any other operation or method of
8 operation which creates the immediate danger to health, or set forth any
9 combination of these requirements. The administrator may order the cessation of
10 all operations authorized by the ~~permit~~ license only if a more limited order does not
11 remove the immediate danger to health. Except as provided in par. (c), no temporary
12 order is effective for longer than 14 days from the time of its delivery, but a temporary
13 order may be reissued for one additional 14-day period, if necessary to complete the
14 analysis or examination of samples, specimens or other evidence.

15 (b) No food described in a temporary order issued and delivered under par. (a)
16 may be sold or moved and no operation or method of operation prohibited by the
17 temporary order may be resumed without the approval of the village, city or county,
18 until the order has terminated or the time period specified in par. (a) has run out,
19 whichever occurs first. If the village, city or county, upon completed analysis and
20 examination, determines that the food, construction, sanitary condition, operation
21 or method of operation of the premises or equipment does not constitute an
22 immediate danger to health, the ~~permittee~~ licensee, owner, or custodian of the food
23 or premises shall be promptly notified in writing and the temporary order shall
24 terminate upon his or her receipt of the written notice.

SENATE BILL 21**SECTION 1975**

1 (c) If the analysis or examination shows that the food, construction, sanitary
2 condition, operation or method of operation of the premises or equipment constitutes
3 an immediate danger to health, the ~~permittee~~ licensee, owner, or custodian shall be
4 notified within the effective period of the temporary order issued under par. (a).
5 Upon receipt of the notice, the temporary order remains in effect until a final decision
6 is issued under sub. (3), and no food described in the temporary order may be sold
7 or moved and no operation or method of operation prohibited by the order may be
8 resumed without the approval of the village, city or county.

9 **SECTION 1976.** 66.0417 (3) of the statutes is amended to read:

10 66.0417 (3) A notice issued under sub. (2) (c) shall be accompanied by notice
11 of a hearing as provided in s. 68.11 (1). The village, city or county shall hold a hearing
12 no later than 15 days after the service of the notice, unless both parties agree to a
13 later date. Notwithstanding s. 68.12, a final decision shall be issued under s. 68.12
14 within 10 days of the hearing. The decision may order the destruction of food, the
15 diversion of food to uses which do not pose a danger to health, the modification of food
16 so that it does not create a danger to health, changes to or replacement of equipment
17 or construction, other changes in or cessations of any operation or method of
18 operation of the equipment or premises, or any combination of these actions
19 necessary to remove the danger to health. The decision may order the cessation of
20 all operations authorized by the ~~permit~~ license only if a more limited order will not
21 remove the immediate danger to health.

22 **SECTION 1977.** 66.0417 (4) of the statutes is amended to read:

23 66.0417 (4) A proceeding under this section, or the issuance of a ~~permit~~ license
24 for the premises after notification of procedures under this section, does not
25 constitute a waiver by the village, city or county of its authority to rely on a violation

SENATE BILL 21**SECTION 1977**

1 of ch. 97, ~~s. 254.47 or subch. VII of ch. 254~~ or any rule adopted under those statutes
2 as the basis for any subsequent suspension or revocation of the permit license or any
3 other enforcement action arising out of the violation.

4 **SECTION 1978.** 66.0435 (9) of the statutes is amended to read:

5 66.0435 (9) MUNICIPALITIES; MONTHLY MUNICIPAL PERMIT FEES ON RECREATIONAL
6 MOBILE HOMES AND RECREATIONAL VEHICLES. A licensing authority may assess monthly
7 municipal permit fees at the rates under this section on recreational mobile homes
8 and recreational vehicles, as defined in s. 340.01 (48r), except recreational mobile
9 homes and recreational vehicles that are located in campgrounds licensed under s.
10 ~~254.47~~ 97.67, recreational mobile homes that constitute improvements to real
11 property under s. 70.043 (1), and recreational mobile homes or recreational vehicles
12 that are located on land where the principal residence of the owner of the recreational
13 mobile home or recreational vehicle is located, regardless of whether the recreational
14 mobile home or recreational vehicle is occupied during all or part of any calendar
15 year.

16 **SECTION 1979.** 66.0436 (1) of the statutes is amended to read:

17 66.0436 (1) In this section, “restaurant” has the meaning given in s. ~~254.61 (5)~~
18 97.01 (14g).

19 **SECTION 1980.** 66.0436 (2) of the statutes is amended to read:

20 66.0436 (2) No city, village, town, or county may enact an ordinance requiring
21 a restaurant, a person who holds a permit license for a restaurant, or a person who
22 conducts, maintains, manages, or operates a restaurant to satisfy a requirement
23 related to the issuance or possession of a certificate of food protection practices that
24 is not found under s. ~~254.71~~ 97.33.

25 **SECTION 1981.** 66.0506 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 1981**

1 66.0506 (1) In this section, “local governmental unit” means any city, village,
2 town, county, metropolitan sewerage district, long-term care district, local cultural
3 arts district under subch. V of ch. 229, the University of Wisconsin System Authority,
4 or any other political subdivision of the state, or instrumentality of one or more
5 political subdivisions of the state.

6 **SECTION 1982.** 66.0506 (1) of the statutes, as affected by 2015 Wisconsin Act
7 (this act), is amended to read:

8 66.0506 (1) In this section, “local governmental unit” means any city, village,
9 town, county, metropolitan sewerage district, ~~long-term care district~~, local cultural
10 arts district under subch. V of ch. 229, the University of Wisconsin System Authority,
11 or any other political subdivision of the state, or instrumentality of one or more
12 political subdivisions of the state.

13 **SECTION 1983.** 66.0509 (2) (b) of the statutes is amended to read:

14 66.0509 (2) (b) Any town not having a civil service system ~~and having exercised~~
15 ~~the option of placing assessors under civil service under s. 60.307 (3)~~ may establish
16 a civil service system for assessors under sub. (1), unless the town has come within
17 the jurisdiction of ~~a county~~ an assessor under s. ~~70.99~~ 70.991.

18 **SECTION 1984.** 66.0509 (3) of the statutes is amended to read:

19 66.0509 (3) When any town has established a system of civil service, the
20 ordinance establishing the system may not be repealed for a period of 6 years after
21 its enactment, and after the 6-year period it may be repealed only by proceedings
22 under s. 9.20 by referendum vote. This subsection does not apply if a town comes,
23 before the expiration of the 6 years, within the jurisdiction of ~~a county~~ an assessor
24 under s. ~~70.99~~ 70.991.

25 **SECTION 1985.** 66.0601 (1) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 1985**

1 66.0601 (1) (b) *Payments for abortions restricted.* No city, village, town,
2 ~~long-term care district under s. 46.2895~~ or agency or subdivision of a city, village or
3 town may authorize funds for or pay to a physician or surgeon or a hospital, clinic
4 or other medical facility for the performance of an abortion except those permitted
5 under and which are performed in accordance with s. 20.927.

6 **SECTION 1986.** 66.0601 (1) (c) of the statutes is amended to read:

7 66.0601 (1) (c) *Payments for abortion-related activity restricted.* No city,
8 village, town, ~~long-term care district under s. 46.2895~~ or agency or subdivision of a
9 city, village or town may authorize payment of funds for a grant, subsidy or other
10 funding involving a pregnancy program, project or service if s. 20.9275 (2) applies to
11 the pregnancy program, project or service.

12 **SECTION 1987.** 66.0603 (1g) (a) of the statutes is renumbered 66.0603 (1g) (a)
13 (intro.) and amended to read:

14 66.0603 (1g) (a) (intro.) In this section, “governing board” has the meaning
15 given under s. 34.01 (1) but does not include ~~a local cultural arts district board~~
16 ~~created under subch. V of ch. 229.~~ any of the following:

17 **SECTION 1988.** 66.0603 (1g) (a) 1. of the statutes is created to read:

18 66.0603 (1g) (a) 1. A local cultural arts district board created under subch. V
19 of ch. 229.

20 **SECTION 1989.** 66.0603 (1g) (a) 2. of the statutes is created to read:

21 66.0603 (1g) (a) 2. A local sports and entertainment district board created
22 under subch. VI of ch. 229.

23 **SECTION 1990.** 66.0603 (1m) (a) 3v. of the statutes is created to read:

24 66.0603 (1m) (a) 3v. Bonds issued by the University of Wisconsin System
25 Authority.

SENATE BILL 21**SECTION 1991**

1 **SECTION 1991.** 66.0705 (1) (a) of the statutes is amended to read:

2 66.0705 (1) (a) The property of this state, except that held for highway
3 right-of-way purposes or acquired and held for purposes under s. 85.08 or 85.09, and
4 the property of every county, city, village, town, school district, sewerage district or
5 commission, sanitary or water district or commission, or any public board or
6 commission within this state, and of every corporation, company, or individual
7 operating any railroad, telegraph, telecommunications, electric light, or power
8 system, or doing any of the business mentioned in ch. 76, and of every other
9 corporation or company is in all respects subject to all special assessments for local
10 improvements.

11 **SECTION 1992.** 66.0913 (1) (a) of the statutes is amended to read:

12 66.0913 (1) (a) A county or city, or both jointly, may construct, purchase,
13 acquire, develop, improve, operate or maintain a county or city building, or both
14 jointly, for a courthouse, safety building, city hall, hospital, armory, library,
15 auditorium and music hall, municipal parking lots or other parking facilities, or
16 municipal center or any combination of the foregoing, or a University of Wisconsin
17 college campus, as defined in s. 36.05 (6m), if the operation of the college campus has
18 been approved by the board of regents of the University of Wisconsin System
19 Authority.

20 **SECTION 1993.** 66.1015 (2) (intro.) of the statutes is amended to read:

21 66.1015 (2) (intro.) This section does not prohibit a city, village, town, county,
22 or housing authority or the Forward Wisconsin Housing and Economic Development
23 Authority from doing any of the following:

24 **SECTION 1994.** 66.1103 (4m) (a) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 1994**

1 66.1103 (4m) (a) 1. The person, at least 30 days prior to entering into the
2 revenue agreement, has given a notice of intent to enter into the agreement, on a
3 form prescribed under s. ~~238.11~~ 235.11 (1), to the ~~Wisconsin Economic Development~~
4 ~~Corporation~~ Forward Wisconsin Development Authority and to any collective
5 bargaining agent in this state with whom the person has a collective bargaining
6 agreement.

7 **SECTION 1995.** 66.1103 (4m) (a) 2. of the statutes is amended to read:

8 66.1103 (4m) (a) 2. The municipality or county has received an estimate issued
9 under s. ~~238.11~~ 235.11 (5), and the ~~Wisconsin Economic Development Corporation~~
10 Forward Wisconsin Development Authority has estimated whether the project
11 which the municipality or county would finance under the revenue agreement is
12 expected to eliminate, create, or maintain jobs on the project site and elsewhere in
13 this state and the net number of jobs expected to be eliminated, created, or
14 maintained as a result of the project.

15 **SECTION 1996.** 66.1103 (4m) (b) of the statutes is amended to read:

16 66.1103 (4m) (b) Any revenue agreement which an eligible participant enters
17 into with a municipality or county to finance a project shall require the eligible
18 participant to submit to the ~~Wisconsin Economic Development Corporation~~ Forward
19 Wisconsin Development Authority within 12 months after the project is completed
20 or 2 years after a revenue bond is issued to finance the project, whichever is sooner,
21 on a form prescribed under s. ~~238.11~~ 235.11 (1), the net number of jobs eliminated,
22 created, or maintained on the project site and elsewhere in this state as a result of
23 the project.

24 **SECTION 1997.** 66.1103 (4s) (a) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 1997**

1 66.1103 (4s) (a) 1. ~~“Corporation”~~ “Authority” means the ~~Wisconsin Economic~~
2 ~~Development Corporation~~ Forward Wisconsin Development Authority.

3 **SECTION 1998.** 66.1103 (4s) (b) 3. of the statutes is amended to read:

4 66.1103 (4s) (b) 3. The employer shall certify compliance with this subsection
5 to the ~~corporation~~ authority, to the governing body of each municipality or county
6 within which a lost job exists and to any collective bargaining agent in this state with
7 which the employer has a collective bargaining agreement at the project site or at a
8 site where a lost job exists.

9 **SECTION 1999.** 66.1103 (4s) (b) 4. of the statutes is amended to read:

10 66.1103 (4s) (b) 4. The employer shall submit a report to the ~~corporation~~
11 authority every 3 months during the first year after the construction of the project
12 is completed. The reports shall provide information about new jobs, lost jobs, and
13 offers of employment made to persons who were formerly employed at lost jobs. The
14 4th report shall be the final report. The form and content of the reports shall be
15 prescribed by the ~~corporation~~ authority under par. (d).

16 **SECTION 2000.** 66.1103 (4s) (d) of the statutes is amended to read:

17 66.1103 (4s) (d) The ~~corporation~~ authority shall administer this subsection and
18 shall prescribe forms for certification and reports under par. (b).

19 **SECTION 2001.** 66.1103 (10) (c) of the statutes is amended to read:

20 66.1103 (10) (c) A copy of the initial resolution together with a statement
21 indicating when the public notice required under par. (b) was published shall be filed
22 with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin
23 Development Authority within 20 days following publication of notice. Prior to the
24 closing of the bond issue, the ~~corporation~~ authority may require additional
25 information from the eligible participant or the municipality or county. After the

SENATE BILL 21**SECTION 2001**

1 closing of the bond issue, the ~~corporation~~ authority shall be notified of the closing
2 date, any substantive changes made to documents previously filed with the
3 ~~corporation~~ authority, and the principal amount of the financing.

4 **SECTION 2002.** 66.1103 (10) (g) of the statutes is amended to read:

5 66.1103 (10) (g) Bonds may not be issued unless prior to adoption of an initial
6 resolution a document which provides a good faith estimate of attorney fees which
7 will be paid from bond proceeds is filed with the clerk of the municipality or county
8 and the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin
9 Development Authority.

10 **SECTION 2003.** 66.1107 (2) (a) of the statutes is amended to read:

11 66.1107 (2) (a) Holding of a public hearing by the planning commission or by
12 the local governing body at which interested parties are afforded a reasonable
13 opportunity to express their views on the proposed designation and boundaries of a
14 reinvestment neighborhood or area. Notice of the hearing shall be published as a
15 class 2 notice, under ch. 985. Before publication, a copy of the notice shall be sent
16 by 1st class mail to the Forward Wisconsin Housing and Economic Development
17 Authority, and a copy shall be posted in each school building and in at least 3 other
18 places of public assembly within the reinvestment neighborhood or area proposed to
19 be designated.

20 **SECTION 2004.** 66.1201 (16) (a) of the statutes is amended to read:

21 66.1201 (16) (a) In this subsection, “government” includes the Forward
22 Wisconsin Housing and Economic Development Authority.

23 **SECTION 2005.** 66.1205 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 2005**

1 66.1205 (3) Subsection (1) (a) and (c) does not apply in the case of housing
2 projects to the financing of which the Forward Wisconsin Housing and Economic
3 Development Authority is a party, as to which ch. ~~234~~ 235 shall be controlling.

4 **SECTION 2006.** 66.1213 (7) (b) of the statutes is amended to read:

5 66.1213 (7) (b) As set down by the Forward Wisconsin Housing and Economic
6 Development Authority in accordance with ch. ~~234~~ 235 in the case of housing projects
7 to the financing of which it is a party.

8 **SECTION 2007.** 66.1309 (1) (b) 1. of the statutes is amended to read:

9 66.1309 (1) (b) 1. The ~~division of banking~~ department of financial institutions
10 and professional standards as conservator, liquidator, or rehabilitator of any person,
11 partnership, or corporation, and persons, partnerships, and corporations organized
12 under or subject to the provisions of the banking law.

13 **SECTION 2008.** 66.1317 (2) (a) 4. of the statutes is amended to read:

14 66.1317 (2) (a) 4. The ~~division of banking~~ department of financial institutions
15 and professional standards as conservator, liquidator, or rehabilitator of any person,
16 partnership, or corporation, and persons, partnerships, or corporations organized
17 under or subject to chs. 600 to 646.

18 **SECTION 2009.** 67.03 (7) of the statutes is renumbered 67.03 (7) (a).

19 **SECTION 2010.** 67.03 (7) (b) of the statutes is created to read:

20 67.03 (7) (b) For the purposes of indebtedness, a school district that does not
21 operate one or more grades as a result of entering into a whole grade sharing
22 agreement under s. 118.50 is considered to be operating those grades.

23 **SECTION 2011.** 67.12 (12) (a) of the statutes is amended to read:

24 67.12 (12) (a) Any municipality may issue promissory notes as evidence of
25 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not

SENATE BILL 21**SECTION 2011**

1 limited to paying any general and current municipal expense, and refunding any
2 municipal obligations, including interest on them. Each note, plus interest if any,
3 shall be repaid within 10 years after the original date of the note, except that notes
4 issued under this section for purposes of ss. 119.498, 145.245 (12m), 2013 stats.,
5 281.58, 281.59, 281.60, 281.61, and 292.72, issued to raise funds to pay a portion of
6 the capital costs of a metropolitan sewerage district, or issued by a 1st class city or
7 a county having a population of 500,000 or more, to pay unfunded prior service
8 liability with respect to an employee retirement system, shall be repaid within 20
9 years after the original date of the note.

10 **SECTION 2012.** 67.12 (12) (a) of the statutes, as affected by 2015 Wisconsin Act
11 (this act), is amended to read:

12 67.12 (12) (a) Any municipality may issue promissory notes as evidence of
13 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not
14 limited to paying any general and current municipal expense, and refunding any
15 municipal obligations, including interest on them. Each note, plus interest if any,
16 shall be repaid within 10 years after the original date of the note, except that notes
17 issued under this section for purposes of ss. 119.498, 145.245 (12m), 2013 stats.,
18 281.58, 281.59, 281.60, 281.61, and 292.72, issued to raise funds to pay a portion of
19 the capital costs of a metropolitan sewerage district, or issued by a 1st class city or
20 a county having a population of ~~500,000~~ 750,000 or more, to pay unfunded prior
21 service liability with respect to an employee retirement system, shall be repaid
22 within 20 years after the original date of the note.

23 **SECTION 2013.** 69.30 (1) (bd) of the statutes is repealed.

24 **SECTION 2014.** 69.30 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 2014**

1 69.30 (2) A financial institution, state agency, county department, Wisconsin
2 works agency, or service office ~~or long-term care district~~ or an employee of a financial
3 institution, state agency, county department, Wisconsin works agency, or service
4 office ~~or long-term care district~~ is not subject to s. 69.24 (1) (a) for copying a certified
5 copy of a vital record for use by the financial institution, state agency, county
6 department, Wisconsin works agency, or service office ~~or long-term care district~~,
7 including use under s. 45.04 (5), if the copy is marked “FOR ADMINISTRATIVE
8 USE”.

9 **SECTION 2015.** 70.05 (1) of the statutes is amended to read:

10 70.05 (1) The assessment of general property for taxation in all the towns,
11 cities, and villages of this state shall be made according to this chapter unless
12 otherwise specifically provided. ~~There shall be elected at the spring election one~~
13 ~~assessor for each taxation district not subject to assessment by a county assessor~~
14 ~~under s. 70.99 if election of the assessor is provided. Commencing with the 1977~~
15 ~~elections and appointments made on and after January 1, 1977, no person may~~
16 ~~assume the office of town, village, city or county assessor unless certified by the~~
17 ~~department of revenue under s. 73.09 as qualified to perform the functions of the~~
18 ~~office of assessor. If a person who has not been so certified is elected to the office, the~~
19 ~~office shall be vacant and the appointing authority shall fill the vacancy from a list~~
20 ~~of persons so certified by the department of revenue.~~

21 **SECTION 2016.** 70.05 (2) of the statutes is amended to read:

22 70.05 (2) The governing body of any town, city ~~or village not subject to~~
23 ~~assessment by a county assessor under s. 70.99~~ that may conduct its own
24 assessments under s. 70.991 (3) may provide for the selection of one or more assistant
25 assessors to assist the assessor in the discharge of the assessor’s duties.

SENATE BILL 21**SECTION 2017**

1 **SECTION 2017.** 70.05 (4) of the statutes is amended to read:

2 70.05 (4) All assessment personnel, ~~including personnel of a county assessor~~
3 ~~system under s. 70.99, appointed under this section on or after January 1, 1977,~~ shall
4 have passed an examination and have been certified by the department of revenue
5 as qualified for performing the functions of the office.

6 **SECTION 2018.** 70.05 (4m) of the statutes is amended to read:

7 70.05 (4m) ~~A taxation district~~ An assessor may not enter upon a person's real
8 property for purposes of conducting an assessment under this chapter more than
9 once in each year, except that an assessor may enter upon a person's real property
10 for purposes of conducting an assessment under this chapter more often if the
11 property owner consents. A property owner may deny entry to an assessor if the
12 owner has given prior notice to the assessor that the assessor may not enter the
13 property without the property owner's permission. ~~Each taxation district~~ county and
14 regional assessment unit assessor shall create and maintain a database identifying
15 all such property owners in the ~~taxation district~~ county or region and each assessor
16 for a city that conducts its own assessments under s. 70.991 (3) shall create and
17 maintain a database identifying all such property owners in the city.

18 **SECTION 2019.** 70.05 (5) (b) of the statutes is repealed.

19 **SECTION 2020.** 70.05 (5) (ba) of the statutes is created to read:

20 70.05 (5) (ba) In 2017 and in each year thereafter, each city that conducts
21 assessments under s. 70.991 (3) and each county, and regional assessment unit shall
22 assess the property within its boundaries at full value. Before an assessor conducts
23 an assessment under this paragraph, the city, county, or regional assessment unit
24 shall publish a notice on its Internet site, as prescribed by rule by the department
25 of revenue.

SENATE BILL 21**SECTION 2021**

1 **SECTION 2021.** 70.05 (5) (bb) of the statutes is created to read:

2 70.05 (5) (bb) In 2017 and in each year thereafter, each city that conducts
3 assessments under s. 70.991 (3) and each county, and regional assessment unit shall
4 submit the full market value of the property within the boundaries of the city, county,
5 or regional assessment unit to the department of revenue no later than the 2nd
6 Monday in June in an electronic format, as determined by the department.

7 **SECTION 2022.** 70.05 (5) (c) of the statutes is amended to read:

8 70.05 (5) (c) ~~Annually beginning in 1992, the department of revenue shall~~
9 ~~determine the ratio of the assessed value to the full value of all taxable general~~
10 ~~property and of each major class of property of each taxation district and publish its~~
11 ~~findings in the report required under s. 73.06 (5) audit and correct the values~~
12 ~~submitted to the department under par. (bb). The department shall finalize and~~
13 ~~publish the final values no later than September 15, 2017, for values submitted~~
14 ~~under par. (bb) in 2017 and no later than August 1 for values submitted under par.~~
15 ~~(bb) in subsequent years.~~

16 **SECTION 2023.** 70.05 (5) (d) of the statutes is repealed.

17 **SECTION 2024.** 70.05 (5) (f) of the statutes is repealed.

18 **SECTION 2025.** 70.05 (5) (g) of the statutes is repealed.

19 **SECTION 2026.** 70.05 (5) (h) of the statutes is created to read:

20 70.05 (5) (h) 1. With regard to the actions of a city that conducts assessments
21 under s. 70.991 (3), if the secretary of revenue determines substantial noncompliance
22 with assessing property at full value under par. (ba), the city becomes subject to
23 assessment by the county or regional assessment unit where the city is located, as
24 provided under s. 70.991 (3) (a), beginning with the assessment in the year following
25 the year in which the substantial noncompliance occurred.

SENATE BILL 21**SECTION 2026**

1 2. With regard to the actions of a county or regional assessment unit, if the
2 secretary of revenue determines substantial noncompliance with assessing property
3 at full value under par. (ba), the department of revenue shall assist the county or
4 regional assessment unit with the assessment in the year following the year in which
5 the substantial noncompliance occurred. If in any year, beginning in 2017 and
6 ending in 2022, the department provides assistance to a county or regional
7 assessment unit under this subdivision, the county or regional assessment unit shall
8 pay to the department an amount equal to 50 percent of the costs to the department
9 to provide the assistance. If in any year beginning after 2022 the department
10 provides assistance to a county or regional assessment unit under this subdivision,
11 the county or regional assessment unit shall pay to the department an amount equal
12 to 100 percent of the costs to the department to provide the assistance. If a county
13 or regional assessment unit fails to remit payment for assistance under this
14 subdivision, the department of revenue shall notify the department of transportation
15 and the department of transportation shall reduce the road aid under s. 86.30 (9) (b)
16 for the county or the counties participating in the regional assessment unit in an
17 amount equal to the amount the county or regional assessment unit owes the
18 department of revenue under this subdivision and remit that amount to the
19 department of revenue.

20 3. The secretary of revenue may require the county or regional assessment unit
21 to replace the assessment administrator for the county or regional assessment unit
22 if the incumbent assessment administrator demonstrates fraud, deceit, negligence,
23 incompetence, or misconduct or is subject to s. 73.09 (4) (b).

24 **SECTION 2027.** 70.055 of the statutes is repealed.

25 **SECTION 2028.** 70.06 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 2028**

1 70.06 (1) In cities of the 1st class the assessment of property for taxation shall
2 be under the direction of the city commissioner of assessments, who shall perform
3 such duties in relation thereto as are prescribed by the common council, and the
4 assessment rolls of the city shall be made as the council directs, except where such
5 city of the 1st class is under the jurisdiction of ~~a county~~ an assessor under s. ~~70.99~~
6 70.991. Manufacturing property subject to s. 70.995 shall be assessed according to
7 that section.

8 **SECTION 2029.** 70.06 (5) of the statutes is amended to read:

9 70.06 (5) This section shall not apply to a city of the 1st class after it has come
10 under a county assessor or regional assessment unit system under s. 70.991.

11 **SECTION 2030.** 70.075 of the statutes is repealed.

12 **SECTION 2031.** 70.08 of the statutes is repealed.

13 **SECTION 2032.** 70.10 of the statutes is amended to read:

14 **70.10 Assessment, when made, exemption.** The assessor shall assess all
15 real and personal property as of the close of January 1 of each year. Except in cities
16 of the 1st class and 2nd class cities ~~that have a board of assessors under s. 70.075,~~
17 the assessment shall be finally completed before the first Monday in April. All real
18 property conveyed by condemnation or in any other manner to the state, any county,
19 city, village or town by gift, purchase, tax deed or power of eminent domain before
20 January 2 in such year shall not be included in the assessment. Assessment of
21 manufacturing property subject to s. 70.995 shall be made according to that section.

22 **SECTION 2033.** 70.11 (2) of the statutes is amended to read:

23 70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.
24 Property owned by any county, city, village, town, school district, technical college
25 district, public inland lake protection and rehabilitation district, metropolitan

SENATE BILL 21**SECTION 2033**

1 sewerage district, municipal water district created under s. 198.22, joint local water
2 authority created under s. 66.0823, ~~long-term care district under s. 46.2895~~ or town
3 sanitary district; lands belonging to cities of any other state used for public parks;
4 land tax-deeded to any county or city before January 2; but any residence located
5 upon property owned by the county for park purposes that is rented out by the county
6 for a nonpark purpose shall not be exempt from taxation. Except as to land acquired
7 under s. 59.84 (2) (d), this exemption shall not apply to land conveyed after
8 August 17, 1961, to any such governmental unit or for its benefit while the grantor
9 or others for his or her benefit are permitted to occupy the land or part thereof in
10 consideration for the conveyance. Leasing the property exempt under this
11 subsection, regardless of the lessee and the use of the leasehold income, does not
12 render that property taxable.

13 **SECTION 2034.** 70.11 (4b) (b) of the statutes is amended to read:

14 70.11 (4b) (b) It is financed by the Housing and Economic Development
15 Authority under s. 234.03 (13), 2013 stats.

16 **SECTION 2035.** 70.11 (4b) (c) of the statutes is amended to read:

17 70.11 (4b) (c) ~~The Housing and Economic~~ Forward Wisconsin Development
18 Authority holds a first-lien mortgage security interest on it.

19 **SECTION 2036.** 70.11 (38c) of the statutes is created to read:

20 70.11 (38c) UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. Notwithstanding the
21 provisions of s. 70.11 (intro.) that relate to leased property, all property owned by the
22 University of Wisconsin System Authority and all property leased to the University
23 of Wisconsin System Authority that is owned by the state, provided that use of the
24 property is primarily related to the purposes of the authority.

25 **SECTION 2037.** 70.11 (38r) of the statutes is amended to read:

SENATE BILL 21**SECTION 2037**

1 70.11 (38r) ~~ECONOMIC DEVELOPMENT CORPORATION FORWARD AUTHORITY~~. All
2 property owned by the ~~Wisconsin Economic Development Corporation~~ Forward
3 Wisconsin Development Authority, provided that use of the property is primarily
4 related to the purposes of the ~~Wisconsin Economic Development Corporation~~
5 Forward Wisconsin Development Authority.

6 **SECTION 2038.** 70.114 (1) (a) of the statutes is renumbered 70.114 (1) (am).

7 **SECTION 2039.** 70.114 (1) (ag) of the statutes is created to read:

8 70.114 (1) (ag) “Board” means the board of commissioners of public lands.

9 **SECTION 2040.** 70.114 (1) (b) 2. of the statutes is amended to read:

10 70.114 (1) (b) 2. For land purchased on or after July 1, 2011, “estimated value,”
11 for the year during which land is purchased, means the lesser of the purchase price
12 or the determination of the land’s equalized valuation under s. 70.57 in the year
13 before the year during which the land is purchased, increased or decreased to reflect
14 the annual percentage change in the equalized valuation of all property, excluding
15 improvements, in the taxation district, as determined by comparing the most recent
16 determination of equalized valuation under s. 70.57 for that property, except that if
17 the land was exempt from taxation in the year prior to the year during which the
18 ~~Department~~ department or board purchased the land, or enrolled in the forest
19 cropland program under subch. I of ch. 77 or the managed forest land program under
20 subch. VI of ch. 77 at the time of purchase, “estimated value,” for the year during
21 which the land is purchased, means the lesser of the purchase price or an amount
22 that would result in a payment under sub. (4) that is equal to \$10 per acre.
23 “Estimated value,” for later years, means the value that was used for calculating the
24 aid payment under this section for the prior year increased or decreased to reflect the
25 annual percentage change in the equalized valuation of all property, excluding

SENATE BILL 21**SECTION 2040**

1 improvements, in the taxation district, as determined by comparing the most recent
2 determination of equalized valuation under s. 70.57 for that property to the next
3 preceding determination of equalized valuation under s. 70.57 for that property.

4 **SECTION 2041.** 70.114 (1) (c) of the statutes is amended to read:

5 70.114 (1) (c) “Land” means state forests, as defined in s. 28.02 (1), that are
6 acquired after December 31, 1991, state parks that are acquired after
7 December 31, 1991, under s. 27.01 and other areas that are acquired after
8 December 31, 1991, under s. 23.09 (2) (d), 23.091, 23.27, 23.29, 23.293, 23.31, 24.61
9 (2) (a) 10., or 29.749 (1).

10 **SECTION 2042.** 70.114 (1) (d) of the statutes is amended to read:

11 70.114 (1) (d) “Purchase price” means the amount paid by the department or
12 the board for a fee simple interest in real property. “Purchase price” does not include
13 administrative costs incurred by the department or the board to acquire the land,
14 such as legal fees, appraisal costs or recording fees. If real estate is transferred to
15 the department or the board by gift or is sold to the department or the board for an
16 amount that is less than the estimated fair market value of the property as shown
17 on the property tax bill prepared for the prior year under s. 74.09, “purchase price”
18 means an amount equal to the estimated fair market value of the property as shown
19 on that tax bill. If the real estate is exempt from taxation at the time that it is
20 transferred or sold to the department or the board and if the property was not sold
21 at an arm’s-length sale, “purchase price” means the fair market value of the real
22 estate at the time that the department or the board takes title to it.

23 **SECTION 2043.** 70.114 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 2043**

1 70.114 (3) ASCERTAINING RATE. Each year, the department or the board shall
2 ascertain the aggregate net general property tax rate for taxation districts to which
3 aids are paid under this section by the department or the board.

4 **SECTION 2044.** 70.114 (4) (a) of the statutes is amended to read:

5 70.114 (4) (a) Except as provided under par. (c), on or before January 31, the
6 department or the board shall pay to each treasurer of a taxation district, with
7 respect to each parcel of land acquired by the department or the board within the
8 taxation district on or before January 1 of the preceding year, an amount determined
9 by multiplying each parcel's estimated value equated to the average level of
10 assessment in the taxation district by the aggregate net general property tax rate
11 that would apply to the parcel of land if it were taxable, as shown on property tax bills
12 prepared for that year under s. 74.09.

13 **SECTION 2045.** 70.114 (4) (c) of the statutes is amended to read:

14 70.114 (4) (c) The department or the board shall withhold from the payment
15 amount determined under par. (a) the state's proportionate share of the tax that
16 would be levied on the parcel if it were taxable and shall deposit that amount into
17 the conservation fund.

18 **SECTION 2046.** 70.119 (1) of the statutes is amended to read:

19 70.119 (1) The state, the University of Wisconsin System Authority, and the
20 University of Wisconsin Hospitals and Clinics Authority shall make reasonable
21 payments at established rates for water, sewer and electrical services and all other
22 services directly provided by a municipality to state facilities, facilities of the
23 University of Wisconsin System Authority described in s. 70.11 (38c), and facilities
24 of the University of Wisconsin Hospitals and Clinics Authority described in s. 70.11
25 (38), including garbage and trash disposal and collection, which are financed in

SENATE BILL 21**SECTION 2046**

1 whole or in part by special charges or fees. Such payments for services provided to
2 state facilities shall be made from the appropriations to state agencies for the
3 operation of the facilities. Each state agency making such payments shall annually
4 report the payments to the department.

5 **SECTION 2047.** 70.119 (3) (d) of the statutes is amended to read:

6 70.119 (3) (d) “Municipal services” means police and fire protection, garbage
7 and trash disposal and collection not paid for under sub. (1) and, subject to approval
8 by the committee, any other direct general government service provided by
9 municipalities to state facilities, facilities of the University of Wisconsin System
10 Authority described in s. 70.11 (38c), and facilities of the University of Wisconsin
11 Hospitals and Clinics Authority described in s. 70.11 (38).

12 **SECTION 2048.** 70.119 (3) (e) of the statutes is amended to read:

13 70.119 (3) (e) “State facilities” means all property owned and operated by the
14 state for the purpose of carrying out usual state functions, including the branch
15 campuses of the university of Wisconsin system but not including land held for
16 highway right-of-way purposes or acquired and held for purposes under s. 85.08 or
17 85.09.

18 **SECTION 2049.** 70.119 (3) (e) of the statutes, as affected by 2015 Wisconsin Act
19 (this act), is amended to read:

20 70.119 (3) (e) “State facilities” means all property owned and operated by the
21 state for the purpose of carrying out usual state functions, ~~including the branch~~
22 ~~campuses of the university of Wisconsin system~~ but not including land held for
23 highway right-of-way purposes or acquired and held for purposes under s. 85.08 or
24 85.09.

25 **SECTION 2050.** 70.119 (4) of the statutes is amended to read:

SENATE BILL 21**SECTION 2050**

1 70.119 (4) The department shall be responsible for negotiating with
2 municipalities on payments for municipal services and may delegate certain
3 responsibilities of negotiation to other state agencies, to the University of Wisconsin
4 System Authority, or to the University of Wisconsin Hospitals and Clinics Authority.
5 Prior to negotiating with municipalities the department shall submit guidelines for
6 negotiation to the committee for approval.

7 **SECTION 2051.** 70.119 (5) of the statutes is amended to read:

8 70.119 (5) Upon approval of guidelines by the committee, the department shall
9 proceed with negotiations. In no case may a municipality withhold services to the
10 state, to the University of Wisconsin System Authority, or to the University of
11 Wisconsin Hospitals and Clinics Authority during negotiations.

12 **SECTION 2052.** 70.119 (6) of the statutes is amended to read:

13 70.119 (6) No later than November 15 annually, the department shall report
14 to the cochairpersons of the committee the results of its negotiations and the total
15 payments proposed to be made in the subsequent calendar year. In computing the
16 proposed payments to a municipality, the department shall base its calculations on
17 the values of state facilities, facilities of the University of Wisconsin System
18 Authority described in s. 70.11 (38c), and facilities of the University of Wisconsin
19 Hospitals and Clinics Authority described in s. 70.11 (38), as determined by the
20 department for January 1 of the year preceding the year of the report, and the values
21 of improvements to property in the municipality as determined under s. 70.57 (1) for
22 January 1 of the year preceding the year of the report, and shall also base its
23 calculations on revenues and expenditures of the municipality as reported under s.
24 73.10 (2) for the year preceding the year of the report.

25 **SECTION 2053.** 70.119 (7) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 2053**

1 70.119 (7) (a) The department shall make payment from the appropriation
2 under s. 20.835 (5) (a) for municipal services provided by municipalities to state
3 facilities. If the appropriation under s. 20.835 (5) (a) is insufficient to pay the full
4 amount under sub. (6) in any one year, the department shall prorate payments
5 among the municipalities entitled thereto. The University of Wisconsin Hospitals
6 and Clinics Authority shall make payment for municipal services provided by
7 municipalities to facilities of the authority described in s. 70.11 (38). The University
8 of Wisconsin System Authority shall make payment for municipal services provided
9 by municipalities to facilities of the authority described in s. 70.11 (38c).

10 **SECTION 2054.** 70.119 (7) (b) of the statutes is amended to read:

11 70.119 (7) (b) The department shall determine the proportionate cost of
12 payments for municipal services provided by a municipality for each program
13 financed from revenues other than general purpose revenues ~~and revenues derived~~
14 ~~from academic student fees levied by the board of regents of the University of~~
15 ~~Wisconsin System~~, and for each appropriation made from such revenues which
16 finances the cost of such a program.

17 **SECTION 2055.** 70.119 (7) (c) of the statutes is amended to read:

18 70.119 (7) (c) The department shall assess to the appropriate program revenue
19 and program revenue–service accounts and segregated funds the costs of providing
20 payments for municipal services for the administration of programs financed from
21 program revenues or segregated revenues, ~~except program revenues derived from~~
22 ~~academic student fees levied by the board of regents of the University of Wisconsin~~
23 ~~System~~. If payments are prorated under par. (a) in any year, the department shall
24 assess costs under this paragraph as affected by the proration. The department shall
25 transfer to the general fund an amount equal to the assessments in each year from

SENATE BILL 21**SECTION 2055**

1 the appropriate program revenue, program revenue–service and segregated revenue
2 appropriations.

3 **SECTION 2056.** 70.365 of the statutes is amended to read:

4 **70.365 Notice of changed assessment.** When the assessor assesses any
5 taxable real property, or any improvements taxed as personal property under s. 77.84
6 (1), and arrives at a different total than the assessment of it for the previous year,
7 the assessor shall notify the person assessed if the address of the person is known
8 to the assessor, otherwise the occupant of the property. If the assessor determines
9 that land assessed under s. 70.32 (2r) for the previous year is no longer eligible to be
10 assessed under s. 70.32 (2r), and the current classification under s. 70.32 (2) (a) is not
11 undeveloped, agricultural forest, productive forest land, or other, the assessor shall
12 notify the person assessed if the assessor knows the person’s address, or otherwise
13 the occupant of the property, that the person assessed may be subject to a conversion
14 charge under s. 74.485. Any notice issued under this section shall be in writing and
15 shall be sent by ordinary mail at least 15 days before the meeting of the board of
16 review ~~or before the meeting of the board of assessors in 1st class cities and in 2nd~~
17 ~~class cities that have a board of assessors under s. 70.075, except that, in any year~~
18 ~~in which the taxation district conducts a revaluation under s. 70.05, the notice shall~~
19 ~~be sent at least 30 days before the meeting of the board of review or board of~~
20 ~~assessors.~~ The notice shall contain the amount of the changed assessment and the
21 time, date, and place of the meeting of the local board of review ~~or of the board of~~
22 ~~assessors.~~ However, if the assessment roll is not complete, the notice shall be sent
23 by ordinary mail at least 15 days prior to the date to which the board of review ~~or~~
24 ~~board of assessors has adjourned, except that, in any year in which the taxation~~
25 ~~district conducts a revaluation under s. 70.05, the notice shall be sent at least 30 days~~

SENATE BILL 21**SECTION 2056**

1 ~~prior to the date to which the board of review or board of assessors has adjourned.~~

2 The assessor shall attach to the assessment roll a statement that the notices required
3 by this section have been mailed and failure to receive the notice shall not affect the
4 validity of the changed assessment, the resulting changed tax, the procedures of the
5 board of review ~~or of the board of assessors~~ or the enforcement of delinquent taxes
6 by statutory means. After the person assessed or the occupant of the property
7 receives notice under this section, if the assessor changes the assessment as a result
8 of the examination of the rolls as provided in s. 70.45 and the person assessed waives,
9 in writing and on a form prescribed or approved by the department of revenue, the
10 person's right to the notice of the changed assessment under this section, no
11 additional notice is required under this section. The secretary of revenue shall
12 prescribe the form of the notice required under this section. The form shall include
13 information notifying the taxpayer of the procedures to be used to object to the
14 assessment. The form shall also indicate whether the person assessed may be
15 subject to a conversion charge under s. 74.485.

16 **SECTION 2057.** 70.44 (1) of the statutes is amended to read:

17 70.44 (1) Real or personal property omitted in whole or in part from assessment
18 in any of the 2 next previous years, unless previously reassessed for the same year
19 or years, shall be entered once additionally for each previous year of such omission,
20 designating each such additional entry as omitted for the year of omission and
21 affixing a just valuation to each entry for a former year as the same should then have
22 been assessed according to the assessor's best judgment, and taxes shall be
23 apportioned, using the net tax rate as provided in s. 70.43, and collected on the tax
24 roll for such entry. This section ~~shall~~ only applies to property that can be identified

SENATE BILL 21**SECTION 2057**

1 as property discrete from the property formerly assessed, and does not apply to
2 manufacturing property assessed by the department of revenue under s. 70.995.

3 **SECTION 2058.** 70.45 of the statutes is amended to read:

4 **70.45 Return and examination of rolls.** When the assessment rolls have
5 been completed ~~in cities of the 1st class~~, they shall be delivered to the commissioner
6 of assessments in 1st class cities that conduct assessments under s. 70.991 (3), in all
7 other cities to the city clerk, in villages to the village clerk and in towns to the town
8 clerk. At least 15 days before the first day on which the assessment rolls are open
9 for examination, these officials shall have published a class 1 notice if applicable, or
10 posted notice, under ch. 985, in anticipation of the roll delivery as provided in s.
11 70.50, that on certain days, therein named, the assessment rolls will be open for
12 examination by the taxable inhabitants, which notice may assign a day or days for
13 each ward, where there are separate assessment rolls for wards, for the inspection
14 of rolls. The assessor, the assessment administrator, or the assessment
15 administrator's designee shall be present for at least 2 hours while the assessment
16 roll is open for inspection. Instructional material under s. 73.03 (54) shall be
17 available at the meeting. On examination the commissioner of assessments,
18 assessment administrator, or assessor or assessors, as appropriate, may make
19 changes that are necessary to perfect the assessment roll or rolls, and after the
20 corrections are made the roll or rolls shall be submitted by the commissioner of
21 assessments or clerk of the municipality to the appropriate board of review created
22 under s. 70.46.

23 **SECTION 2059.** 70.46 (1) of the statutes is amended to read:

24 70.46 (1) ~~Except as provided in sub. (1m) and s. 70.99~~ For 1st and 2nd class
25 cities conducting assessments under s. 70.991 (3), the ~~supervisors and clerk of each~~

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1 ~~town, the mayor, clerk and such other officers, other than assessors, as the common~~
2 ~~council of each city by ordinance determines, the president, clerk and such other~~
3 ~~officers, other than the assessor, as the board of trustees of each village by ordinance~~
4 ~~determines, shall constitute a board of review for the town, city or village. In cities~~
5 ~~of the 1st class the board of review shall by ordinance in lieu of the foregoing consist~~
6 ~~of 5 to 9 residents of the city, none of whom may occupy any public office or be publicly~~
7 ~~employed. The members shall be appointed by the mayor of the city with the~~
8 ~~approval of the common council and shall hold office as members of the board for~~
9 ~~staggered 5-year terms. Subject to sub. (1m), in all other towns, In 2nd class cities~~
10 ~~and villages the board of review may by ordinance, in lieu of the foregoing provisions~~
11 ~~regarding 1st class cities, consist of any number of town, city or village residents and~~
12 ~~may include public officers and public employees. The ordinance shall specify the~~
13 ~~manner of appointment. The town board, common council or village board shall fix,~~
14 ~~by ordinance, the salaries of the members of the board of review. No board of review~~
15 ~~member may serve on a county board of review to review any assessment made by~~
16 ~~a county assessor unless appointed as provided in s. 70.99 (10).~~

17 **SECTION 2060.** 70.46 (1m) of the statutes is repealed.

18 **SECTION 2061.** 70.46 (2) of the statutes is amended to read:

19 70.46 (2) The ~~town, city or village clerk~~ serving on ~~such the~~ the board of review
20 created under sub. (1), and in cities of the first class the commissioner of assessments
21 serving on ~~such the~~ the board of review created under sub. (1) or any person on the
22 commissioner's staff designated by the commissioner, shall be the board of review
23 clerk thereof and keep an accurate record of all its proceedings.

24 **SECTION 2062.** 70.46 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 2062**

1 70.46 (3) The members of ~~such~~ the board of review created under sub. (1),
2 except members who are full time employees or officers of the town, village or city,
3 shall receive ~~such~~ the compensation as shall be fixed established ~~by resolution or~~
4 ~~ordinance of the town board, village board or common council.~~

5 **SECTION 2063.** 70.46 (3d) of the statutes is created to read:

6 70.46 (3d) Except as provided in sub. (3e), the county board shall, by ordinance,
7 create a county board of review consisting of 6 to 10 county residents. No more than
8 2 members of the county board of review may reside in the same municipality. The
9 members shall hold office for staggered 5-year terms, as established in the ordinance
10 creating the board. No member of the county board of review may, while serving on
11 the board hold a local public office, as defined in s. 19.42 (7w), or a state public office,
12 as defined in s. 19.42 (13). No member of the county board of review may, while
13 serving on the board, be employed by a local governmental unit, as defined in s. 19.42
14 (7u), or by a department, as defined in s. 19.42 (5). No member of the county board
15 of review may reside in a city conducting assessments under s. 70.991 (3). The county
16 board chairman shall appoint the members of the county board of review with the
17 approval of the majority of the county board members, except that, if the county has
18 a county executive, the county executive shall appoint the members of the county
19 board of review with the approval of the county board members. The board shall
20 establish, by ordinance, the compensation of the county board of review members.

21 **SECTION 2064.** 70.46 (3e) of the statutes is created to read:

22 70.46 (3e) Counties participating in a regional assessment unit shall create a
23 regional board of review consisting of 7 to 11 members. At least one resident of each
24 county of a regional assessment unit shall be members of the regional board of
25 review. No more than 2 members of the regional board of review may reside in the

SENATE BILL 21**SECTION 2064**

1 same municipality. The members shall hold office for staggered 5-year terms, as
2 established by the counties creating the board. No member of the regional board of
3 review may, while serving on the board hold a local public office, as defined in s. 19.42
4 (7w), or a state public office, as defined in s. 19.42 (13). No member of the regional
5 board of review may, while serving on the board, be employed by a local governmental
6 unit, as defined in s. 19.42 (7u), or by a department, as defined in s. 19.42 (5). No
7 member of the regional board of review may reside in a city conducting assessments
8 under s. 70.991 (3). Each county board chairman shall appoint the members of the
9 regional board of review from his or her county with the approval of the majority of
10 the county board members, except that, if the county has a county executive, the
11 county executive shall appoint the members of the regional board of review for his
12 or her county with the approval of the county board members. The regional
13 assessment unit shall establish the compensation of the regional board of review
14 members.

15 **SECTION 2065.** 70.46 (4) of the statutes is amended to read:

16 70.46 (4) No board of review created under this section may be constituted
17 convene unless it includes at least one voting member who, within 2 years of the
18 board's first meeting, has all board of review members have attended a training
19 session under s. 73.03 (55) and ~~unless that member is the municipality's chief~~
20 ~~executive officer or that officer's designee.~~ The at least once in the year prior to the
21 board's first meeting. For municipalities conducting their own assessments under
22 s. 70.991 (3), the municipal clerk shall provide an affidavit to the department of
23 revenue stating whether the requirement under this subsection has been fulfilled for
24 all individuals serving on the municipal board of review. For county and regional
25 board of review, the county clerk shall provide an affidavit to the department of

SENATE BILL 21**SECTION 2065**

1 revenue stating whether the requirement under this subsection as been fulfilled for
2 all individuals from the county who are serving on the county or regional board of
3 review.

4 **SECTION 2066.** 70.47 (1) of the statutes is renumbered 70.47 (1) (a) and
5 amended to read:

6 70.47 (1) (a) The A board of review created under s. 70.46 shall meet annually
7 at any time during the 30-day period beginning on the 2nd Monday of May. ~~In towns~~
8 ~~and villages the board shall meet at the town or village hall or some place designated~~
9 ~~by the town or village board. If there is no such hall, it shall meet at the clerk's office,~~
10 ~~or in towns at the place where the last annual town meeting was held April.~~ In cities
11 that conduct assessments under s. 70.991, the board shall meet at the council
12 chamber or some place designated by the council and or, in cities of the 1st class, in
13 some place designated by the commissioner of assessments of ~~such cities.~~ Subject
14 to par. (b), a county or regional board of review shall meet at the place designated by
15 the assessment administrator. A majority shall constitute a quorum except that 2
16 members may hold any hearing of the evidence required to be held by such board
17 under subs. (8) and (10), if the requirements of sub. (9) are met.

18 **SECTION 2067.** 70.47 (1) (b) of the statutes is created to read:

19 70.47 (1) (b) 1. A county board of review shall annually meet to examine the
20 assessment rolls at least twice and hold the meetings in 2 different municipalities
21 within the county.

22 2. A regional board of review shall annually meet to examine the assessment
23 roll at least once in each county that is participating in the regional assessment unit
24 and at an additional time in a municipality that is different from the other
25 municipalities where the board is meeting for that year.

SENATE BILL 21**SECTION 2068**

1 **SECTION 2068.** 70.47 (2) of the statutes is amended to read:

2 70.47 (2) NOTICE. At least 15 days before the first session of the board of review,
3 or at least ~~30~~ 15 days before the first session of the board of review in any year in
4 which ~~the taxation district conducts a revaluation~~ an assessment is conducted under
5 s. 70.05, the clerk of the board shall publish a class 1 notice, place a notice in at least
6 3 public places and place a notice on the door of the ~~town hall, of the village hall, of~~
7 ~~the council chambers or of the city hall~~ place where the board is meeting of the time
8 and place of the first meeting ~~of the board~~ under sub. (3) and of the requirements
9 under sub. (7) (aa) and (ac) to (af). The assessment administrator shall notify the
10 department of revenue of the date and time. A taxpayer who shows that the clerk
11 failed to publish the notice under this subsection may file a claim under s. 74.37.

12 **SECTION 2069.** 70.47 (3) (a) (intro.) of the statutes is amended to read:

13 70.47 (3) (a) (intro.) At its first meeting, and at subsequent meetings required
14 under sub. (1) (b), the board of review:

15 **SECTION 2070.** 70.47 (3) (ag) of the statutes is amended to read:

16 70.47 (3) (ag) ~~The~~ In cities that conduct assessments under s. 70.991 (3), the
17 assessor shall be present at the first meeting of the board of review. The assessment
18 administrator shall be present at all county or regional board of review meetings
19 required under sub. (1) (b).

20 **SECTION 2071.** 70.47 (3) (ar) of the statutes is repealed.

21 **SECTION 2072.** 70.47 (3) (b) of the statutes is repealed.

22 **SECTION 2073.** 70.47 (5) of the statutes is amended to read:

23 70.47 (5) RECORDS. The board of review clerk shall keep a record in the minute
24 book of all proceedings of the board.

25 **SECTION 2074.** 70.47 (6m) (a) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 2074**

1 70.47 (6m) (a) (intro.) A municipality, ~~except a 1st class city or a 2nd class city,~~
2 that conducts assessments under s. 70.991 (3), a county, or a regional assessment
3 unit shall remove, for the hearing on an objection, a member of the board of review
4 for the municipality, county, or region if any of the following conditions ~~applies~~ apply:

5 **SECTION 2075.** 70.47 (6m) (a) 1. of the statutes is amended to read:

6 70.47 (6m) (a) 1. A person who is objecting to a valuation, at the time that the
7 person provides written or oral notice of an intent to file an objection and at least 48
8 hours before the ~~first~~ scheduled session of the board of review or at least 48 hours
9 before the objection is heard if the objection is allowed under sub. (3) (a), requests the
10 removal, except that no more than one member of the board of review may be
11 removed under this subdivision.

12 **SECTION 2076.** 70.47 (6m) (b) of the statutes is amended to read:

13 70.47 (6m) (b) A member of a board of review who would violate s. 19.59 by
14 hearing an objection shall recuse himself or herself from that hearing. The
15 ~~municipal~~ board of review clerk shall provide to the department of revenue an
16 affidavit declaring whether the requirement under this paragraph is fulfilled.

17 **SECTION 2077.** 70.47 (6r) of the statutes is amended to read:

18 70.47 (6r) COMMENTS. Any person may provide to the ~~municipal~~ board of review
19 clerk written comments about valuations, assessment practices, and the
20 performance of an assessor. The board of review clerk shall provide all of those
21 comments to the appropriate municipal, county, or regional officer.

22 **SECTION 2078.** 70.47 (7) (bb) of the statutes is repealed.

23 **SECTION 2079.** 70.47 (7) (c) of the statutes is repealed.

24 **SECTION 2080.** 70.47 (7) (d) of the statutes is created to read:

SENATE BILL 21**SECTION 2080**

1 70.47 (7) (d) A taxpayer may file a written objection with the appropriate city,
2 county, or regional board of review under this section alleging that the assessment
3 of one or more items or parcels of property within the boundaries of the city, county,
4 or regional assessment unit is radically out of proportion to the general level of
5 assessment of all other property within the boundaries of the city, county, or regional
6 assessment unit, if the value of such property, as specified in the assessment roll and
7 open to inspection under this section, does not exceed \$1,000,000.

8 **SECTION 2081.** 70.47 (8) (d) of the statutes is amended to read:

9 70.47 (8) (d) It may and upon request of either the assessor or the objector shall
10 compel the attendance of witnesses for hearing, except objectors who may testify by
11 telephone, and the production of all books, inventories, appraisals, documents and
12 other data which may throw light upon the value of property, and, with regard to an
13 objection that is subject to sub. (7) (c) or (16) (c), may, on a showing of good cause,
14 compel the attendance of witnesses for depositions.

15 **SECTION 2082.** 70.47 (8) (j) of the statutes is repealed.

16 **SECTION 2083.** 70.47 (10) (c) of the statutes is amended to read:

17 70.47 (10) (c) Subpoena such witnesses, except objectors who may testify by
18 telephone, as it deems necessary to testify concerning the value of such property and,
19 ~~except in the case of an assessment made by a county assessor pursuant to s. 70.99,~~
20 the expense incurred shall be a charge against the district entity conducting the
21 assessment pursuant to s. 70.991.

22 **SECTION 2084.** 70.47 (12) of the statutes is amended to read:

23 70.47 (12) NOTICE OF DECISION. Prior to final adjournment, the board of review
24 shall provide the objector, or the appropriate party under sub. (10), notice by personal
25 delivery or by mail, return receipt required, of the amount of the assessment as

SENATE BILL 21**SECTION 2084**

1 finalized by the board and an explanation of appeal rights and procedures under sub.
2 (13) and ss. ~~70.85~~, 74.35 and 74.37. Upon delivering or mailing the notice under this
3 subsection, the clerk of the board of review shall prepare an affidavit specifying the
4 date when that notice was delivered or mailed.

5 **SECTION 2085.** 70.47 (13) of the statutes is amended to read:

6 70.47 (13) REVIEW. ~~Except as provided in this subsection and in ss. 70.85 and~~
7 ~~74.37, an~~ appeal from the determination of the board of review shall be by an action
8 for certiorari commenced within 90 days after the taxpayer receives the notice under
9 sub. (12). The action shall be given preference. If the court on the appeal finds any
10 error in the proceedings of the board which renders the assessment or the
11 proceedings void, ~~or if the court determines that the board lacked good cause to deny~~
12 ~~a request for a deposition subpoena,~~ it shall remand the assessment to the board for
13 further proceedings in accordance with the court's determination and retain
14 jurisdiction of the matter until the board has determined an assessment in
15 accordance with the court's order. For this purpose, if final adjournment of the board
16 occurs prior to the court's decision on the appeal, the court may order the governing
17 body of the assessing authority to reconvene the board. ~~If the appellant challenges~~
18 ~~the value determination that the board made at a proceeding under sub. (7) (c), the~~
19 ~~court shall presume that the board's valuation is correct, except that the~~
20 ~~presumption may be rebutted by a sufficient showing by the appellant that the~~
21 ~~valuation is incorrect. If the presumption is rebutted, the court shall determine the~~
22 ~~assessment without deference to the board of review and based on the record before~~
23 ~~the board of review, except that the court may consider evidence that was not~~
24 ~~available at the time of the hearing before the board, that the board refused to~~
25 ~~consider, or that the court otherwise determines should be considered in order to~~

SENATE BILL 21**SECTION 2085**

1 ~~determine the correct assessment. In the event that an objection to the previous~~
2 ~~year's assessment has not been resolved, the parties may agree that the assessment~~
3 ~~for the previous year shall also apply for the current year and shall be included in~~
4 ~~the court's review of the prior year's assessment without an additional hearing by the~~
5 ~~board.~~

6 **SECTION 2086.** 70.47 (16) (a) of the statutes is amended to read:

7 70.47 (16) (a) In 1st class cities that conduct assessments under s. 70.991 (3),
8 all objections to the amount or valuation of real or personal property shall be first
9 made in writing and filed with the commissioner of assessments on or before the 3rd
10 Monday in May. No person may, in any action or proceeding, question the amount
11 or valuation of real or personal property in the assessment rolls of the city unless
12 objections have been so filed. The board may not waive the requirement that
13 objections be in writing. Persons who own land and improvements to that land may
14 object to the aggregate valuation of that land and improvements to that land, but no
15 person who owns land and improvements to that land may object only to the
16 valuation of that land or only to the valuation of improvements to that land. If the
17 objections have been investigated by a committee of the board of assessors under s.
18 70.07 (6), the board of review may adopt the recommendation of the committee unless
19 the objector requests or the board orders a hearing. At least 2 days' notice of the time
20 fixed for the hearing shall be given to the objector or attorney and to the city attorney
21 of the city. The provisions of the statutes relating to boards of review not inconsistent
22 with this subsection apply to proceedings before the boards of review of 1st class
23 cities, except that the board need not adjourn until the assessment roll is completed
24 by the commissioner of assessments, as required in s. 70.07 (6), but may immediately
25 hold hearings on objections filed with the commissioner of assessments, and the

SENATE BILL 21**SECTION 2086**

1 changes, corrections and determinations made by the board acting within its powers
2 shall be prima facie correct. Appeal from the determination shall be by an action
3 ~~under sub. (13) for certiorari~~ commenced within 90 days after the taxpayer receives
4 the notice under sub. (12). The action shall be given preference. ~~If the court on the~~
5 ~~appeal finds any error in the proceedings of the board that renders the assessment~~
6 ~~or the proceedings void or, with regard to an objection that is subject to par. (c), if the~~
7 ~~court determines that the board lacked good cause to deny a request for a deposition~~
8 ~~subpoena, it shall remand the assessment to the board for further proceedings in~~
9 ~~accordance with the court's determination and retain jurisdiction of the matter until~~
10 ~~the board has determined an assessment in accordance with the court's order. If the~~
11 ~~appellant challenges the value determination that the board made at a proceeding~~
12 ~~under sub. (16) (c), the court shall presume that the board's valuation is correct,~~
13 ~~except that the presumption may be rebutted by a sufficient showing by the~~
14 ~~appellant that the valuation is incorrect. If the presumption is rebutted, the court~~
15 ~~shall determine the assessment without deference to the board of review and based~~
16 ~~on the record before the board of review, except that the court may consider evidence~~
17 ~~that was not available at the time of the hearing before the board or that the board~~
18 ~~refused to consider, or that the court otherwise determines should be considered in~~
19 ~~order to determine the correct assessment. In the event that an objection to the~~
20 ~~previous year's assessment has not been resolved, the parties may agree that the~~
21 ~~assessment for the previous year shall also apply for the current year and shall be~~
22 ~~included in the court's review of the prior year's assessment without an additional~~
23 ~~hearing by the board.~~

24 **SECTION 2087.** 70.47 (16) (c) of the statutes is repealed.

25 **SECTION 2088.** 70.49 (4) of the statutes is amended to read:

SENATE BILL 21**SECTION 2088**

1 70.49 (4) In this section “assessor” means an assessor or any person appointed
2 or designated under s. ~~70.055 or 70.75~~.

3 **SECTION 2089.** 70.50 of the statutes is amended to read:

4 **70.50 Delivery of roll.** ~~Except in counties that have a county assessment~~
5 ~~system under s. 70.99 and in cities of the 1st class and in 2nd class cities that have~~
6 ~~a board of assessors under s. 70.075 the~~ The assessor shall, on or before the first
7 Monday in ~~May~~ April, deliver the completed assessment roll and all the sworn
8 statements and valuations of personal property to the clerk of the town, city or
9 village, who shall file and preserve them in the clerk’s office. ~~On or before the first~~
10 ~~Monday in April, a county assessor under s. 70.99 shall deliver the completed~~
11 ~~assessment roll and all sworn statements and valuations of personal property to the~~
12 ~~clerks of the towns, cities and villages in the county, who shall file and preserve them~~
13 ~~in the clerk’s office.~~

14 **SECTION 2090.** 70.501 of the statutes is amended to read:

15 **70.501 Fraudulent valuations by assessor.** Any assessor, or person
16 appointed or designated under s. ~~70.055 or 70.75~~, who intentionally fixes the value
17 of any property assessed by that person at less or more than the true value thereof
18 prescribed by law for the valuation of the same, or intentionally omits from
19 assessment any property liable to taxation in the assessment district, or otherwise
20 intentionally violates or fails to perform any duty imposed upon that person by law
21 relating to the assessment of property for taxation, shall forfeit to the state not less
22 than \$50 nor more than \$250.

23 **SECTION 2091.** 70.503 of the statutes is amended to read:

24 **70.503 Civil liability of assessor or member of board of review.** If any
25 assessor, or person appointed or designated under s. ~~70.055 or 70.75~~, or any member

SENATE BILL 21**SECTION 2091**

1 of the board of review of any assessment district is guilty of any violation or omission
2 of duty as specified in ss. 70.501 and 70.502, such persons shall be liable in damages
3 to any person who may sustain loss or injury thereby, to the amount of such loss or
4 injury; and any person sustaining such loss or injury shall be entitled to all the
5 remedies given by law in actions for damages for tortious or wrongful acts. This
6 section does not apply to the department of revenue or its employees when appointed
7 or designated under s. ~~70.055~~ or 70.75.

8 **SECTION 2092.** 70.51 (1) of the statutes is amended to read:

9 70.51 (1) The board of review in all 1st class cities conducting assessments
10 under s. 70.991 (3), after they have examined, corrected and completed the
11 assessment roll of said city and not later than the first Monday in November, shall
12 deliver the same to the commissioner of assessments, who shall thereupon
13 reexamine and perfect the same and make out therefrom a complete tax roll in the
14 manner and form provided by law. All laws applicable to any such city relating to
15 the making of such tax rolls shall apply to the making of the tax roll by said
16 commissioner of assessments, except that the work of making said rolls shall be
17 performed by the assessors and such other employees in the commissioner of
18 assessments' office as the commissioner of assessments shall designate. After the
19 completion of said tax roll in the manner provided by law, the commissioner of
20 assessments shall deliver the tax roll to the city treasurer of such city on the 3rd
21 Monday of December in each year.

22 **SECTION 2093.** 70.51 (2) of the statutes is amended to read:

23 70.51 (2) The county clerk of any county having a population of 500,000 or more
24 and containing a city of the 1st class that conducts assessments under s. 70.991 (3)

SENATE BILL 21**SECTION 2093**

1 shall deliver the county clerk's certificates of apportionment of taxes to the
2 commissioner of assessments instead of the city clerk of such city.

3 **SECTION 2094.** 70.57 (1) (a) of the statutes is amended to read:

4 70.57 (1) (a) The department of revenue before August 15 1 of each year shall
5 complete the valuation of the property of each county and taxation district of the
6 state. From all the sources of information accessible to it the department shall
7 determine and assess by class the value of all property subject to general property
8 taxation in each county and taxation district. If the department is satisfied that the
9 assessment by a county or regional assessment unit assessor under s. ~~70.99~~ 70.991
10 is at full value, it may adopt that value as the state's full value.

11 **SECTION 2095.** 70.58 (1) of the statutes is amended to read:

12 70.58 (1) Except as provided in sub. (2), there is levied an annual tax of
13 two-tenths of one mill for each dollar of the assessed valuation of the property of the
14 state as determined by the department of revenue under s. 70.57, for the purpose of
15 acquiring, preserving and developing the forests of the state and for the purpose of
16 forest crop law and county forest law administration and aid payments, ~~for grants~~
17 ~~to forestry cooperatives under s. 36.56~~, and for the acquisition, purchase and
18 development of forests described under s. 25.29 (7) (a) and (b), the proceeds of the tax
19 to be paid into the conservation fund. The tax shall not be levied in any year in which
20 general funds are appropriated for the purposes specified in this section, equal to or
21 in excess of the amount which the tax would produce.

22 **SECTION 2096.** 70.75 (1) (a) 1. of the statutes is amended to read:

23 70.75 (1) (a) 1. The owners of taxable property in any taxation district, other
24 than an assessment district within the corporate limits of any 1st class city, whose
25 property has an aggregate assessed valuation of not less than 5% of the assessed

SENATE BILL 21**SECTION 2096**

1 valuation of all of the property in the district according to the assessment sought to
2 be corrected, may submit to the department of revenue a written petition concerning
3 the assessed valuation of their property. Subject to ~~subd. 2.~~ and sub. (1m), if the
4 department finds that the assessment of property in the taxation district is not in
5 substantial compliance with the law and that the interest of the public will be
6 promoted by a reassessment, the department may order a reassessment of all or of
7 any part of the taxable property in the district to be made by one or more persons
8 appointed for that purpose by the department.

9 **SECTION 2097.** 70.75 (1) (a) 2. of the statutes is repealed.

10 **SECTION 2098.** 70.75 (1) (b) of the statutes is amended to read:

11 70.75 (1) (b) All assessment personnel appointed under this section in 1974 and
12 thereafter shall have passed an examination and have been certified by the
13 department of revenue as qualified for performing the functions of the office to which
14 appointed. ~~Any person appointed under par. (a) or sub. (3) shall be certified as an~~
15 ~~expert appraiser as provided in s. 70.055 (1).~~

16 **SECTION 2099.** 70.75 (3) of the statutes is amended to read:

17 70.75 (3) SPECIAL SUPERVISION INSTEAD OF REASSESSMENT. Whenever the
18 department determines, after the hearing provided for in sub. (1) ~~or in the~~
19 ~~determination under s. 70.05 (5) (d),~~ that the assessment complained of was not made
20 in substantial compliance with law but that the interests of all the taxpayers of such
21 district will best be promoted by special supervision of succeeding assessments to the
22 end that the assessment of such district shall thereafter be lawfully made, it may
23 proceed as follows: It may designate one or more employees of the department or
24 appoint one or more other qualified persons to assist the local assessor in making the
25 assessments to be thereafter made in such district. Any person so appointed may

SENATE BILL 21**SECTION 2099**

1 give all or such part of that person's time to such supervision as, in the judgment of
2 the department, is necessary to complete such assessment in substantial compliance
3 with the law, and in performing such task shall have all the powers given by law to
4 any person designated to make a reassessment ~~and together with the assessor shall~~
5 ~~constitute an assessment board as defined in s. 70.055.~~

6 **SECTION 2100.** 70.85 of the statutes is repealed.

7 **SECTION 2101.** 70.855 (3) of the statutes is amended to read:

8 70.855 (3) ASSESSOR DUTY. The assessor ~~of the municipality~~ where the property
9 is located shall use the department's valuation of the property under sub. (2) for
10 determining the property's value on the assessment roll, adjusted, to the best of the
11 assessor's ability, to reflect the assessment ratio of other property located in the
12 municipality.

13 **SECTION 2102.** 70.99 of the statutes, as affected by 2015 Wisconsin Act ... (this
14 act), is repealed.

15 **SECTION 2103.** 70.99 (3) (a) of the statutes is amended to read:

16 70.99 (3) (a) The ~~office~~ division of ~~state employment relations~~ personnel
17 management in the department of administration shall recommend a reasonable
18 salary range for the county assessor for each county based upon pay for comparable
19 work or qualifications in that county. If, by contractual agreement under s. 66.0301,
20 2 or more counties join to employ one county assessor with the approval of the
21 secretary of revenue, the ~~office~~ division of ~~state employment relations~~ personnel
22 management shall recommend a reasonable salary range for the county assessor
23 under the agreement. The department of revenue shall assist the county in
24 establishing the budget for the county assessor's offices, including the number of
25 personnel and their qualifications, based on the anticipated workload.

SENATE BILL 21**SECTION 2104**

1 **SECTION 2104.** 70.991 of the statutes is created to read:

2 **70.991 County and regional assessment.** (1) Beginning with the property
3 tax assessments as of January 1, 2017, each county shall assess all parcels of real and
4 personal property located within its boundaries, except for parcels assessed under
5 sub. (2) or (3) or under s. 70.855 or 70.995.

6 (2) (a) Two or more counties may form a regional assessment unit if every
7 county in the regional assessment unit is contiguous with at least one other county
8 in the unit. A regional assessment unit shall perform all the assessment activities
9 that a county performs under sub. (1).

10 (b) A county may enact an ordinance to form a regional assessment unit. The
11 ordinance shall specify the composition and operating standards of the regional
12 assessment unit, including all of the following:

13 1. The procedure for hiring and removing the regional assessment
14 administrator.

15 2. Timelines and assessment standards consistent with the timelines and
16 standards published by the department of revenue, including a standardized
17 contract for assessors who the regional assessment unit hires pursuant to a contract.

18 3. The procedures for allowing a county to join the regional assessment unit and
19 for terminating a county's participation in the regional assessment unit.

20 4. The number of county residents who will serve on the regional board of
21 review.

22 5. The compensation for regional board of review members.

23 6. Other requirements to ensure the proper administration of the regional
24 assessment unit's assessments and operations, as determined by the secretary of
25 revenue.

SENATE BILL 21**SECTION 2104**

1 **(3)** (a) A 1st or 2nd class city that is assessing the property within its
2 boundaries as of January 1, 2015, may continue to assess that property, except that
3 the city shall become subject to assessment by the county or regional assessment unit
4 in which the city is located if during any subsequent year the city fails to employ at
5 least 75 percent of the staff it employed in 2015 who are directly involved with
6 assessing property, not including clerical positions, or the city fails to assess all
7 property at full value. The assessor shall assess property classified as agricultural
8 under s. 70.32 (2) (a) 4., undeveloped under s. 70.32 (2) (a) 5., or agricultural forest
9 under s. 70.32 (2) (a) 5m, consistent with standards established in this chapter. If
10 a city becomes subject to county or regional assessment unit assessments under this
11 paragraph, the county or regional assessment unit shall conduct all subsequent
12 assessments.

13 (b) A 1st or 2nd class city that elects to conduct its own assessments, consistent
14 with par. (a), shall, no later than September 15, 2015, notify the board of the county
15 in which the city is located of its election to conduct assessments independently of
16 the county or regional assessment unit.

17 (c) Beginning with the property tax assessments as of January 1, 2017, if a 1st
18 or 2nd class city conducting its own assessments under par. (a) elects to have the
19 county or regional assessment unit assess the property within the city's boundaries,
20 the city shall notify the board of the county or counties in which the city is located
21 no later than the first Monday in February of the year prior to the year in which the
22 county or regional assessment unit shall conduct assessments. If a city elects to have
23 the county or regional assessment unit conduct its assessments, the county or
24 regional assessment unit shall conduct all subsequent assessments.

SENATE BILL 21**SECTION 2104**

1 (4) (a) Each county or regional assessment unit shall employ an assessment
2 administrator. No individual may serve as an assessment administrator under this
3 subsection unless he or she satisfies the standards established by the department of
4 revenue. An assessment administrator employed under this subsection shall
5 maintain his or her assessment certification in the manner determined by the
6 department of revenue. For purposes of this subsection, the assessment
7 administrator is an employee of the county or, in the case of a regional assessment
8 unit, an employee of the most populous county in the regional assessment unit,
9 unless otherwise specified in the ordinance adopted under sub. (2) to form the unit.

10 (b) The assessment administrator employed under par. (a) may employ a staff
11 of individuals who work pursuant to a contract or who are individuals employed by
12 the county or any county in the regional assessment unit. No assessment
13 administrator and no member of the administrator's staff, regardless of whether
14 they are county employees or working pursuant to a contract, may serve as a member
15 of a county or regional board of review.

16 (c) The assessment administrator shall develop standards and procedures for
17 the county or regional assessment unit employees consistent with guidance and
18 standards published by the department of revenue, including the maximum number
19 of parcels an assessor may assess in a year and the standards and procedures for the
20 sales verification process. Each county or regional assessment administrator shall
21 participate in continuing education as determined by the department.

22 (5) (a) For purposes of this section, the assessment administrator is the chief
23 officer responsible for determining the property values in the county or region and
24 shall meet the standards determined by the department of revenue.

SENATE BILL 21**SECTION 2104**

1 (b) The assessment administrator shall submit the full values of all parcels
2 assessed under sub. (1) for the county or regional assessment unit to the department
3 of revenue annually by the 2nd Monday in June.

4 (c) The department of revenue shall audit and correct the values reported
5 under par. (b).

6 (d) The department of revenue shall then publish the values determined under
7 par. (c) as the full values no later than August 1 of each year, beginning in 2017. The
8 full values shall be considered the equalized values under this chapter.

9 **(6)** (a) The assessment administrator for a county or regional assessment unit
10 shall determine the costs of operating the county or regional assessment unit office
11 and report the amount to the financial administrator of the county or of each county
12 of the county regional assessment unit.

13 (b) The county or the counties of the regional assessment unit shall charge each
14 municipality for which the county or regional assessment unit performs assessments
15 a proportionate share of the cost to administer the assessments. The amount that
16 a county may charge a municipality under this paragraph may not exceed an amount
17 equal to 95 percent of the amount the municipality paid to conduct its own
18 assessments in 2015, increased by the municipality's valuation factor, as defined in
19 s. 66.0602 (1) (d) for all years after 2015. If a county charges a municipality under
20 this paragraph, the municipality shall pay the charge by the deadline established by
21 the county or regional assessment unit.

22 **SECTION 2105.** 70.995 (8) (f) of the statutes is amended to read:

23 70.995 (8) (f) No manufacturing property assessment may be reviewed in a
24 proceeding under s. 70.75 ~~or 70.85~~, but such assessment may be reviewed in
25 reassessment proceedings under s. 70.75 (1).

SENATE BILL 21**SECTION 2106**

1 **SECTION 2106.** 70.995 (11) of the statutes is amended to read:

2 70.995 (11) ~~If any county appoints a county assessor under s. 70.99~~ With regard
3 to county and regional assessment unit assessors, the department of revenue shall
4 ~~nevertheless~~ assess the property described in subs. (1) and (2) and shall continue to
5 assess such property when required by this section, and the notice to the municipal
6 assessor required by sub. (6) shall, in such case be made directly to the county or
7 regional assessment unit assessor.

8 **SECTION 2107.** 71.01 (6) (a) of the statutes is repealed.

9 **SECTION 2108.** 71.01 (6) (g) of the statutes is amended to read:

10 71.01 (6) (g) For taxable years that begin after December 31, 2008, and before
11 January 1, 2011, for natural persons and fiduciaries, except fiduciaries of nuclear
12 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
13 Internal Revenue Code as amended to December 31, 2008, excluding sections 103,
14 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
15 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
16 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,
17 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,
18 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
19 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,
20 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,
21 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section
22 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates
23 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
24 207, 209, 503, and 513 of P.L. 109–222, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L.
25 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234,

SENATE BILL 21**SECTION 2108**

1 sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section 15316 of P.L.
2 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L. 110–317, and P.L.
3 110–343, except section 301 of division B and section 313 of division C of P.L. 110–343,
4 and as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of
5 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.
6 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,
7 and P.L. 113–168, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L.
8 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L.
9 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
10 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
11 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
12 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202
13 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
14 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
15 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
16 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
17 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.
18 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
19 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
20 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
21 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
22 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of
23 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
24 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
25 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding

SENATE BILL 21**SECTION 2108**

1 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it
2 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
3 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, and 513 of P.L.
4 109–222, P.L. 109–227, P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and
5 301 of P.L. 110–245, section 15316 of P.L. 110–246, section 3093 of P.L. 110–289,
6 section 301 of division B and section 313 of division C of P.L. 110–343, P.L. 110–351,
7 P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division
8 B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.
9 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,
10 and P.L. 113–168. The Internal Revenue Code applies for Wisconsin purposes at the
11 same time as for federal purposes. Amendments to the federal Internal Revenue
12 Code enacted after December 31, 2008, do not apply to this paragraph with respect
13 to taxable years beginning after December 31, 2008, and before January 1, 2011,
14 except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401,
15 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L.
16 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226,
17 section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168, and changes that
18 indirectly affect the provisions applicable to this subchapter made by sections 1261,
19 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301
20 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L.
21 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168, apply for
22 Wisconsin purposes at the same time as for federal purposes.

23 **SECTION 2109.** 71.01 (6) (h) of the statutes is amended to read:

24 71.01 (6) (h) For taxable years that begin after December 31, 2010, and before
25 January 1, 2013, for natural persons and fiduciaries, except fiduciaries of nuclear

SENATE BILL 21**SECTION 2109**

1 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
2 Internal Revenue Code as amended to December 31, 2010, excluding sections 103,
3 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
4 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
5 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,
6 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,
7 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
8 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,
9 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,
10 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section
11 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates
12 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
13 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410,
14 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
15 P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L.
16 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b),
17 (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245,
18 P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.
19 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317,
20 P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313
21 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401,
22 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L.
23 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908,
24 and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L.
25 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and

SENATE BILL 21**SECTION 2109**

1 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113
2 of P.L. 111–240, and P.L. 111–312, and as amended by section 902 of P.L. 112–240 and
3 by P.L. 113–168, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L.
4 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L.
5 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
6 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
7 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
8 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202
9 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
10 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
11 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
12 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
13 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.
14 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
15 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
16 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
17 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
18 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of
19 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
20 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
21 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding
22 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it
23 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
24 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,
25 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425

SENATE BILL 21**SECTION 2109**

1 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
2 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
3 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
4 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,
5 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding
6 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)
7 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504
8 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,
9 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.
10 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,
11 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.
12 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections
13 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, and section 902 of P.L.
14 112–240, and P.L. 113–168. The Internal Revenue Code applies for Wisconsin
15 purposes at the same time as for federal purposes, except that changes made by
16 section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
17 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
18 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
19 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
20 of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314,
21 and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and
22 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections
23 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section
24 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and
25 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years

SENATE BILL 21**SECTION 2109**

1 beginning before January 1, 2011. Amendments to the federal Internal Revenue
2 Code enacted after December 31, 2010, do not apply to this paragraph with respect
3 to taxable years beginning after December 31, 2010, and before January 1, 2013,
4 except that changes to the Internal Revenue Code made by section 902 of P.L.
5 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions
6 applicable to this subchapter made by section 902 of P.L. 112-240 and by P.L.
7 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 2110.** 71.01 (6) (i) of the statutes is amended to read:

9 71.01 (6) (i) For taxable years that begin after December 31, 2012, and before
10 January 1, 2014, for natural persons and fiduciaries, except fiduciaries of nuclear
11 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
12 Internal Revenue Code as amended to December 31, 2010, excluding sections 103,
13 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
14 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
15 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
16 section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,
17 and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and
18 403 (a) of P.L. 108-311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909,
19 and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324,
20 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59,
21 section 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a),
22 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 503, and 513
23 of P.L. 109-222, P.L. 109-432, except sections 117, 406, 409, 410, 412, 417, 418, 424,
24 and 425 of division A and section 403 of division C of P.L. 109-432, P.L. 110-28, except
25 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110-28, P.L. 110-140, sections 2,

SENATE BILL 21**SECTION 2110**

1 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.
2 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,
3 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections
4 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,
5 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of
6 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,
7 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.
8 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021,
9 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections
10 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L.
11 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections
12 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amendedd
13 by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241,
14 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and P.L.
15 113–168, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
16 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.
17 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
18 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
19 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
20 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
21 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
22 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
23 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573,
24 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
25 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.

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1 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
2 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
3 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
4 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
5 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of
6 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
7 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
8 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding
9 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it
10 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
11 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,
12 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
13 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
14 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
15 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
16 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,
17 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding
18 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)
19 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504
20 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,
21 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.
22 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004,
23 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L.
24 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L.
25 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and

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1 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L.
2 112–95, and sections 40211, 40241, 40242, 100121 of P.L. 112–141, and sections 101
3 and 902 of P.L. 112–240, and P.L. 113–168. The Internal Revenue Code applies for
4 Wisconsin purposes at the same time as for federal purposes, except that changes
5 made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L.
6 111–148, sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section
7 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141
8 do not apply for taxable years beginning before January 1, 2013. Amendments to the
9 federal Internal Revenue Code enacted after December 31, 2010, do not apply to this
10 paragraph with respect to taxable years beginning after December 31, 2010, except
11 that changes to the Internal Revenue Code made by section 1858 of P.L. 112–10,
12 section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L.
13 112–141, and changes that indirectly affect the provisions applicable to this
14 subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and
15 sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable
16 years beginning before January 1, 2013, and changes to the Internal Revenue Code
17 made by sections 101 and 902 of P.L. 112–240 and by P.L. 113–168, and changes that
18 indirectly affect the provisions applicable to this subchapter made by sections 101
19 and 902 of P.L. 112–240 and by P.L. 113–168, apply for Wisconsin purposes at the
20 same time as for federal purposes.

21 **SECTION 2111.** 71.01 (6) (j) of the statutes is created to read:

22 71.01 (6) (j) 1. For taxable years beginning after December 31, 2013, for
23 individuals and fiduciaries, except fiduciaries of nuclear decommissioning trust or
24 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code

SENATE BILL 21**SECTION 2111**

1 as amended to December 31, 2013, except as provided in subds. 2. and 3. and subject
2 to subd. 4.

3 2. For purposes of this paragraph, “Internal Revenue Code” does not include
4 the following provisions of federal public laws for taxable years beginning after
5 December 31, 2013: section 13113 of P.L. 103–66; sections 1, 3, 4, and 5 of P.L.
6 106–519; sections 101, 102, and 422 of P.L. 108–357; sections 1310 and 1351 of P.L.
7 109–58; section 11146 of P.L. 109–59; section 403 (q) of P.L. 109–135; section 513 of
8 P.L. 109–222; sections 104 and 307 of P.L. 109–432; sections 8233 and 8235 of P.L.
9 110–28; section 11 (e) and (g) of P.L. 110–172; section 301 of P.L. 110–245; sections
10 15303 and 15351 of P.L. 110–246; section 302 of division A, section 401 of division B,
11 and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110–343; sections
12 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111–5; sections 211, 212, 213,
13 214, and 216 of P.L. 111–226; sections 2011 and 2122 of P.L. 111–240; sections 753,
14 754, and 760 of P.L. 111–312; section 1106 of P.L. 112–95; and sections 104, 318, 322,
15 323, 324, 326, 327, and 411 of P.L. 112–240.

16 3. For purposes of this paragraph, “Internal Revenue Code” does not include
17 amendments to the federal Internal Revenue Code enacted after December 31, 2013,
18 except that “Internal Revenue Code” includes the provisions of the following federal
19 public laws:

20 a. P.L. 113–97.

21 b. P.L. 113–159.

22 c. P.L. 113–168.

23 4. For purposes of this paragraph, the provisions of federal public laws that
24 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
25 apply for Wisconsin purposes at the same time as for federal purposes.

SENATE BILL 21**SECTION 2112**

1 **SECTION 2112.** 71.05 (1) (c) 1. of the statutes is amended to read:

2 71.05 (1) (c) 1. The Wisconsin Housing and Economic Development Authority
3 under s. 234.65, 2013 stats., if the bonds are used to fund an economic development
4 loan to finance construction, renovation, or development of property that would be
5 exempt under s. 70.11 (36).

6 **SECTION 2113.** 71.05 (1) (c) 1m. of the statutes is amended to read:

7 71.05 (1) (c) 1m. The Wisconsin Housing and Economic Development Authority
8 under s. 234.08, 2013 stats., or s. 234.61, 2013 stats., on or after January 1, 2004, or
9 the Forward Wisconsin Development Authority under s. 235.609 or 235.61, if the
10 bonds or notes are issued to fund multifamily affordable housing projects or elderly
11 housing projects.

12 **SECTION 2114.** 71.05 (1) (c) 6m. of the statutes is created to read:

13 71.05 (1) (c) 6m. The state under s. 16.527 (3) (d) to assist a local sports and
14 entertainment district created under subch. VI of ch. 229.

15 **SECTION 2115.** 71.05 (1) (c) 6p. of the statutes is created to read:

16 71.05 (1) (c) 6p. A local unit under one of the provisions specified in s. 229.863
17 (3) to assist a local sports and entertainment district created under subch. VI of ch.
18 229.

19 **SECTION 2116.** 71.05 (1) (c) 10. a. of the statutes is amended to read:

20 71.05 (1) (c) 10. a. The bonds or notes are used to fund multifamily affordable
21 housing projects or elderly housing projects in this state, and the Forward Wisconsin
22 Housing and Economic Development Authority has the authority to issue its bonds
23 or notes for the project being funded.

24 **SECTION 2117.** 71.05 (1) (c) 12. of the statutes is amended to read:

SENATE BILL 21**SECTION 2117**

1 71.05 (1) (c) 12. The Forward Wisconsin Housing and Economic Development
2 Authority, if the bonds or notes are issued to provide loans to a public affairs network
3 under s. 234.75 (4), 2013 stats., or s. 235.75 (4).

4 **SECTION 2118.** 71.05 (6) (a) 15. of the statutes is amended to read:

5 71.05 (6) (a) 15. Except as provided under s. 71.07 (3p) (c) 5., the amount of the
6 credits computed under s. 71.07 (~~2dd~~), (~~2de~~), (~~2di~~), (~~2dj~~), (~~2dL~~), (2dm), (~~2dr~~), (~~2ds~~),
7 (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s), (3t), (3w), (3y), (4k), (4n),
8 (5e), (5f), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), and (8r) and not passed through by a
9 partnership, limited liability company, or tax-option corporation that has added that
10 amount to the partnership's, company's, or tax-option corporation's income under s.
11 71.21 (4) or 71.34 (1k) (g).

12 **SECTION 2119.** 71.05 (6) (b) 11. of the statutes is repealed.

13 **SECTION 2120.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

14 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses and
15 mandatory student fees for a student who is the claimant or who is the claimant's
16 child and the claimant's dependent who is claimed under section 151 (c) of the
17 Internal Revenue Code, to attend any university, college, technical college or a school
18 approved authorized under s. 38.50 440.52, that is located in Wisconsin or to attend
19 a public vocational school or public institution of higher education in Minnesota
20 under the Minnesota-Wisconsin reciprocity agreement under s. 39.47, calculated as
21 follows:

22 **SECTION 2121.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

23 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses and
24 mandatory student fees for a student who is the claimant or who is the claimant's
25 child and the claimant's dependent who is claimed under section 151 (c) of the

SENATE BILL 21**SECTION 2121**

1 Internal Revenue Code, to attend any university, college, technical college or a school
2 approved under s. 38.50, that is located in Wisconsin or to attend a public vocational
3 school or public institution of higher education in Minnesota under the a
4 Minnesota–Wisconsin reciprocity agreement under s. ~~39.47~~ 36.27 (7), calculated as
5 follows:

6 **SECTION 2122.** 71.05 (6) (b) 28. a. of the statutes is amended to read:

7 71.05 (6) (b) 28. a. Subject to subd. 28. am., an amount equal to one of the
8 following per student for each year to which the claim relates: for taxable years
9 beginning before January 1, 2009, not more than twice the average amount charged
10 by the board of regents of the University of Wisconsin System Authority at 4–year
11 institutions for resident undergraduate academic fees for the most recent fall
12 semester, as determined by the board of regents by September 1 of that semester; for
13 taxable years beginning after December 31, 2008, and subject to subd. 28. am.,
14 \$6,000.

15 **SECTION 2123.** 71.05 (6) (b) 28. am. of the statutes is amended to read:

16 71.05 (6) (b) 28. am. Notwithstanding subd. 28. a., for taxable years beginning
17 after December 31, 2008, the department of revenue and the Board of Regents of the
18 University of Wisconsin System Authority shall continue making the calculation
19 described under subd. 28. a. Notwithstanding subd. 28. a., once this calculation
20 exceeds \$6,000, the deduction for tuition expenses and mandatory student fees, as
21 described in subd. 28. (intro.), shall be based on an amount equal to not more than
22 twice the average amount charged by the Board of Regents of the University of
23 Wisconsin System Authority at 4–year institutions for resident undergraduate
24 academic fees for the most recent fall semester, as determined by the Board of
25 Regents by September 1 of that semester, per student for each year to which the claim

SENATE BILL 21**SECTION 2123**

1 relates, and the deduction that may be claimed under this subd. 28. am. first applies
2 to taxable years beginning on the January 1 after the calculation of the Board of
3 Regents, that must occur by September 1, exceeds \$6,000.

4 **SECTION 2124.** 71.05 (6) (b) 47. b. of the statutes is amended to read:

5 71.05 (6) (b) 47. b. With respect to partners and members of limited liability
6 companies, for taxable years beginning after December 31, 2010, and before January
7 1, 2014, for 2 consecutive taxable years beginning with the taxable year in which the
8 partnership's or limited liability company's business locates to this state from
9 another state or another country and begins doing business in this state, as defined
10 in s. 71.22 (1r), and subject to the limitations provided under subd. 47. d., dm., and
11 e., the partner's or member's distributive share of taxable income as calculated under
12 section 703 of the Internal Revenue Code; plus the items of income and gain under
13 section 702 of the Internal Revenue Code, including taxable state and municipal
14 bond interest and excluding nontaxable interest income or dividend income from
15 federal government obligations; minus the items of loss and deduction under section
16 702 of the Internal Revenue Code, except items that are not deductible under s.
17 71.21; plus guaranteed payments to partners under section 707 (c) of the Internal
18 Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL),
19 (2dm), (2dr), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s), (3t),
20 (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), and (8r); and plus or minus, as
21 appropriate, transitional adjustments, depreciation differences, and basis
22 differences under s. 71.05 (13), (15), (16), (17), and (19), multiplied by the
23 apportionment fraction determined in s. 71.04 (4) and subject to s. 71.04 (7) or by
24 separate accounting. No amounts subtracted under this subd. 47. b. may be included
25 in the modification under par. (b) 9. or 9m.

SENATE BILL 21**SECTION 2125**

1 **SECTION 2125.** 71.07 (2dd) of the statutes is repealed.

2 **SECTION 2126.** 71.07 (2de) of the statutes is repealed.

3 **SECTION 2127.** 71.07 (2di) of the statutes is repealed.

4 **SECTION 2128.** 71.07 (2dj) of the statutes is repealed.

5 **SECTION 2129.** 71.07 (2dL) of the statutes is repealed.

6 **SECTION 2130.** 71.07 (2dm) (a) 1. of the statutes is amended to read:

7 71.07 (**2dm**) (a) 1. “Certified” means entitled under s. 235.395 (3) (a) 4. or s.
8 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits
9 or certified under s. 235.395 (5), 235.398 (5), or 235.3995 (4) or s. 238.395 (5), 2013
10 stats., s. 238.398 (5), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009
11 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

12 **SECTION 2131.** 71.07 (2dm) (a) 3. of the statutes is amended to read:

13 71.07 (**2dm**) (a) 3. “Development zone” means a development opportunity zone
14 under s. 235.395 (1) (e) and (f) or 235.398 or s. 238.395 (1) (e) and (f), 2013 stats., or
15 s. 238.398, 2013 stats., or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009
16 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats.,
17 or s. 560.7995, 2009 stats.

18 **SECTION 2132.** 71.07 (2dm) (a) 4. of the statutes is amended to read:

19 71.07 (**2dm**) (a) 4. “Previously owned property” means real property that the
20 claimant or a related person owned during the 2 years prior to the department of
21 commerce or the Wisconsin Economic Development Corporation or the Forward
22 Wisconsin Development Authority designating the place where the property is
23 located as a development zone and for which the claimant may not deduct a loss from
24 the sale of the property to, or an exchange of the property with, the related person
25 under section 267 of the Internal Revenue Code, except that section 267 (b) of the

SENATE BILL 21**SECTION 2132**

1 Internal Revenue Code is modified so that if the claimant owns any part of the
2 property, rather than 50% ownership, the claimant is subject to section 267 (a) (1) of
3 the Internal Revenue Code for purposes of this subsection.

4 **SECTION 2133.** 71.07 (2dm) (f) 1. of the statutes is amended to read:

5 71.07 **(2dm)** (f) 1. A copy of the verification that the claimant may claim tax
6 benefits under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795
7 (3) (a) 4., 2009 stats., or is certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4)
8 or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats.,
9 or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

10 **SECTION 2134.** 71.07 (2dm) (f) 2. of the statutes is amended to read:

11 71.07 **(2dm)** (f) 2. A statement from the department of commerce or the
12 Wisconsin Economic Development Corporation or the Forward Wisconsin
13 Development Authority verifying the purchase price of the investment and verifying
14 that the investment fulfills the requirements under par. (b).

15 **SECTION 2135.** 71.07 (2dm) (i) of the statutes is amended to read:

16 71.07 **(2dm)** (i) Partnerships, limited liability companies, and tax-option
17 corporations may not claim the credit under this subsection, but the eligibility for,
18 and the amount of, that credit shall be determined on the basis of their economic
19 activity, not that of their shareholders, partners, or members. The corporation,
20 partnership, or limited liability company shall compute the amount of credit that
21 may be claimed by each of its shareholders, partners, or members and provide that
22 information to its shareholders, partners, or members. Partners, members of limited
23 liability companies, and shareholders of tax-option corporations may claim the
24 credit based on the partnership's, company's, or corporation's activities in proportion
25 to their ownership interest and may offset it against the tax attributable to their

SENATE BILL 21**SECTION 2135**

1 income from the partnership's, company's, or corporation's business operations in the
2 development zone; except that partners, members, and shareholders in a
3 development zone under s. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s.
4 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax
5 attributable to their income.

6 **SECTION 2136.** 71.07 (2dm) (j) of the statutes is amended to read:

7 71.07 (2dm) (j) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395
8 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits becomes
9 ineligible for such tax benefits, or if a person's certification under s. 235.395 (5),
10 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats.,
11 or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,
12 or s. 560.7995 (4), 2009 stats., is revoked, that person may claim no credits under this
13 subsection for the taxable year that includes the day on which the person becomes
14 ineligible for tax benefits, the taxable year that includes the day on which the
15 certification is revoked, or succeeding taxable years, and that person may carry over
16 no unused credits from previous years to offset tax under this chapter for the taxable
17 year that includes the day on which the person becomes ineligible for tax benefits,
18 the taxable year that includes the day on which the certification is revoked, or
19 succeeding taxable years.

20 **SECTION 2137.** 71.07 (2dm) (k) of the statutes is amended to read:

21 71.07 (2dm) (k) If a person who is entitled under s. 235.395 (3) (a) 4. or s.
22 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits
23 or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013
24 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009
25 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., ceases business

SENATE BILL 21**SECTION 2137**

1 operations in the development zone during any of the taxable years that that zone
2 exists, that person may not carry over to any taxable year following the year during
3 which operations cease any unused credits from the taxable year during which
4 operations cease or from previous taxable years.

5 **SECTION 2138.** 71.07 (2dr) of the statutes is repealed.

6 **SECTION 2139.** 71.07 (2ds) of the statutes is repealed.

7 **SECTION 2140.** 71.07 (2dx) (a) 2. of the statutes is amended to read:

8 71.07 (**2dx**) (a) 2. “Development zone” means a development zone under s.
9 235.30 or s. 238.30, 2013 stats., or s. 560.70, 2009 stats., a development opportunity
10 zone under s. 235.395 or s. 238.395, 2013 stats., or s. 560.795, 2009 stats., an
11 enterprise development zone under s. 235.397 or s. 238.397, 2013 stats., or s.
12 560.797, 2009 stats., an agricultural development zone under s. 235.398 or s.
13 238.398, 2013 stats., or s. 560.798, 2009 stats., or an airport development zone under
14 s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

15 **SECTION 2141.** 71.07 (2dx) (a) 3. of the statutes is amended to read:

16 71.07 (**2dx**) (a) 3. “Environmental remediation” means removal or
17 containment of environmental pollution, as defined in s. 299.01 (4), and restoration
18 of soil or groundwater that is affected by environmental pollution, as defined in s.
19 299.01 (4), in a brownfield if that removal, containment or restoration fulfills the
20 requirement under sub. (2de) (a) 1., 2013 stats., and investigation unless the
21 investigation determines that remediation is required and that remediation is not
22 undertaken.

23 **SECTION 2142.** 71.07 (2dx) (a) 4. of the statutes is amended to read:

24 71.07 (**2dx**) (a) 4. “Full-time job” has the meaning given in s. ~~238.30~~ 235.30
25 (2m).

SENATE BILL 21**SECTION 2143**

1 **SECTION 2143.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

2 71.07 (2dx) (a) 5. “Member of a targeted group” means a person who resides
3 in an area designated by the federal government as an economic revitalization area,
4 a person who is employed in an unsubsidized job but meets the eligibility
5 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
6 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or
7 in a trial employment match program job, as defined in s. 49.141 (1) (n), a person who
8 is eligible for child care assistance under s. 49.155, a person who is a vocational
9 rehabilitation referral, an economically disadvantaged youth, an economically
10 disadvantaged veteran, a supplemental security income recipient, a general
11 assistance recipient, an economically disadvantaged ex-convict, a qualified summer
12 youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in
13 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the
14 manner under sub. (2dj) (am) 3., 2013 stats., by a designated local agency, as defined
15 in sub. (2dj) (am) 2., 2013 stats.

16 **SECTION 2144.** 71.07 (2dx) (b) (intro.), 2., 3., 4. and 5. of the statutes are
17 amended to read:

18 71.07 (2dx) (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and
19 in s. 73.03 (35), and subject to s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009
20 stats., for any taxable year for which the person is entitled under s. 235.395 (3) or s.
21 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified
22 under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 or s. 238.365 (3), 2013
23 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013
24 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009

SENATE BILL 21**SECTION 2144**

1 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against the
2 taxes otherwise due under this chapter the following amounts:

3 2. The amount determined by multiplying the amount determined under s.
4 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., or s. 560.785 (1) (b), 2009 stats., by
5 the number of full-time jobs created in a development zone and filled by a member
6 of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a)
7 for those jobs.

8 3. The amount determined by multiplying the amount determined under s.
9 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009 stats., by the
10 number of full-time jobs created in a development zone and not filled by a member
11 of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a)
12 for those jobs.

13 4. The amount determined by multiplying the amount determined under s.
14 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785 (1) (bm), 2009 stats.,
15 by the number of full-time jobs retained, as provided in the rules under s. 235.385
16 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., ~~excluding jobs for which a credit~~
17 ~~has been claimed under sub. (2dj),~~ in an enterprise development zone under s.
18 235.397 or s. 238.397, 2013 stats., or s. 560.797, 2009 stats., and for which significant
19 capital investment was made and by then subtracting the subsidies paid under s.
20 49.147 (3) (a) for those jobs.

21 5. The amount determined by multiplying the amount determined under s.
22 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009 stats., by the
23 number of full-time jobs retained, as provided in the rules under s. 235.385 or s.
24 238.385, 2013 stats., or s. 560.785, 2009 stats., ~~excluding jobs for which a credit has~~
25 ~~been claimed under sub. (2dj),~~ in a development zone and not filled by a member of

SENATE BILL 21**SECTION 2144**

1 a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a)
2 for those jobs.

3 **SECTION 2145.** 71.07 (2dx) (be) of the statutes is amended to read:

4 71.07 (2dx) (be) *Offset.* A claimant in a development zone under s. 235.395 (1)
5 (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats., may offset any
6 credits claimed under this subsection, including any credits carried over, against the
7 amount of the tax otherwise due under this subchapter attributable to all of the
8 claimant's income and against the tax attributable to income from directly related
9 business operations of the claimant.

10 **SECTION 2146.** 71.07 (2dx) (bg) of the statutes is amended to read:

11 71.07 (2dx) (bg) *Other entities.* For claimants in a development zone under s.
12 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats.,
13 partnerships, limited liability companies, and tax-option corporations may not
14 claim the credit under this subsection, but the eligibility for, and amount of, that
15 credit shall be determined on the basis of their economic activity, not that of their
16 shareholders, partners, or members. The corporation, partnership, or company shall
17 compute the amount of the credit that may be claimed by each of its shareholders,
18 partners, or members and shall provide that information to each of its shareholders,
19 partners, or members. Partners, members of limited liability companies, and
20 shareholders of tax-option corporations may claim the credit based on the
21 partnership's, company's, or corporation's activities in proportion to their ownership
22 interest and may offset it against the tax attributable to their income.

23 **SECTION 2147.** 71.07 (2dx) (c) of the statutes is amended to read:

24 71.07 (2dx) (c) *Credit precluded.* If the certification of a person for tax benefits
25 under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013

SENATE BILL 21**SECTION 2147**

1 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013
2 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009
3 stats., or s. 560.7995 (4), 2009 stats., is revoked, or if the person becomes ineligible
4 for tax benefits under s. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3),
5 2009 stats., that person may not claim credits under this subsection for the taxable
6 year that includes the day on which the certification is revoked; the taxable year that
7 includes the day on which the person becomes ineligible for tax benefits; or
8 succeeding taxable years and that person may not carry over unused credits from
9 previous years to offset tax under this chapter for the taxable year that includes the
10 day on which certification is revoked; the taxable year that includes the day on which
11 the person becomes ineligible for tax benefits; or succeeding taxable years.

12 **SECTION 2148.** 71.07 (2dx) (d) of the statutes is amended to read:

13 71.07 (2dx) (d) *Carry-over precluded.* If a person who is entitled under s.
14 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax
15 benefits or certified under s. 235.365 (3), 235.397 (4), 235.398 (4), or 235.3995 (4) or
16 s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or
17 s. 238.3995 (4), 2013 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats.,
18 s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for tax benefits ceases
19 business operations in the development zone during any of the taxable years that
20 that zone exists, that person may not carry over to any taxable year following the
21 year during which operations cease any unused credits from the taxable year during
22 which operations cease or from previous taxable years.

23 **SECTION 2149.** 71.07 (2dx) (e) of the statutes is renumbered 71.07 (2dx) (e) 1.
24 and amended to read:

SENATE BILL 21**SECTION 2149**

1 71.07 (2dx) (e) 1. Section 71.28 (4) (e) to (h), as it applies to the credit under
2 s. 71.28 (4), applies to the credit under this subsection. ~~Subsection (2dj) (e), as it~~
3 ~~applies to the credit under sub. (2dj), applies to the credit under this subsection.~~
4 Claimants shall include with their returns a copy of their certification for tax benefits
5 and a copy of the department of commerce’s verification of their expenses.

6 **SECTION 2150.** 71.07 (2dx) (e) 2. of the statutes is created to read:

7 71.07 (2dx) (e) 2. The credit under this subsection may not be claimed by
8 partnerships, limited liability companies and tax-option corporations but the
9 eligibility for, and the amount of, that credit shall be determined on the basis of their
10 economic activity, not that of their shareholders, partners or members. The
11 corporation, partnership or limited liability company shall compute the amount of
12 credit that may be claimed by each of its shareholders, partners or members and
13 shall provide that information to each of its shareholders, partners or members.
14 That credit may be claimed by partners, members of limited liability companies and
15 shareholders of tax-option corporations in proportion to their ownership interests.

16 **SECTION 2151.** 71.07 (2dy) (a) of the statutes is amended to read:

17 71.07 (2dy) (a) *Definition.* In this subsection, “claimant” means a person who
18 files a claim under this subsection and is certified under s. 235.301 (2) or s. 238.301
19 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits
20 under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

21 **SECTION 2152.** 71.07 (2dy) (b) of the statutes is amended to read:

22 71.07 (2dy) (b) *Filing claims.* Subject to the limitations under this subsection
23 and ss. 235.301 to 235.306 or ss. 238.301 to 238.306, 2013 stats., or ss. 560.701 to
24 560.706, 2009 stats., for taxable years beginning after December 31, 2008, and before
25 January 1, 2016, a claimant may claim as a credit against the tax imposed under s.

SENATE BILL 21**SECTION 2152**

1 71.02 or 71.08, up to the amount of the tax, the amount authorized for the claimant
2 under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

3 **SECTION 2153.** 71.07 (2dy) (c) 1. of the statutes is amended to read:

4 71.07 (2dy) (c) 1. No credit may be allowed under this subsection unless the
5 claimant includes with the claimant's return a copy of the claimant's certification
6 under s. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and
7 a copy of the claimant's notice of eligibility to receive tax benefits under s. 235.303
8 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

9 **SECTION 2154.** 71.07 (2dy) (c) 2. of the statutes is amended to read:

10 71.07 (2dy) (c) 2. Partnerships, limited liability companies, and tax-option
11 corporations may not claim the credit under this subsection, but the eligibility for,
12 and the amount of, the credit are based on their authorization to claim tax benefits
13 under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats. A partnership,
14 limited liability company, or tax-option corporation shall compute the amount of
15 credit that each of its partners, members, or shareholders may claim and shall
16 provide that information to each of them. Partners, members of limited liability
17 companies, and shareholders of tax-option corporations may claim the credit in
18 proportion to their ownership interests.

19 **SECTION 2155.** 71.07 (2dy) (d) 2. of the statutes is amended to read:

20 71.07 (2dy) (d) 2. If a claimant's certification is revoked under s. 235.305 or s.
21 238.305, 2013 stats., or s. 560.705, 2009 stats., or if a claimant becomes ineligible for
22 tax benefits under s. 235.302 or s. 238.302, 2013 stats., or s. 560.702, 2009 stats., the
23 claimant may not claim credits under this subsection for the taxable year that
24 includes the day on which the certification is revoked; the taxable year that includes
25 the day on which the claimant becomes ineligible for tax benefits; or succeeding

SENATE BILL 21**SECTION 2155**

1 taxable years and the claimant may not carry over unused credits from previous
2 years to offset the tax imposed under s. 71.02 or 71.08 for the taxable year that
3 includes the day on which certification is revoked; the taxable year that includes the
4 day on which the claimant becomes ineligible for tax benefits; or succeeding taxable
5 years.

6 **SECTION 2156.** 71.07 (2dy) (d) 4. of the statutes is created to read:

7 71.07 (2dy) (d) 4. Credits claimed under this subsection for taxable years
8 beginning after December 31, 2008, and before January 1, 2016, may be carried
9 forward for taxable years beginning after December 31, 2015.

10 **SECTION 2157.** 71.07 (3g) (a) (intro.) of the statutes is amended to read:

11 71.07 (3g) (a) (intro.) Subject to the limitations under this subsection and ss.
12 73.03 (35m) and 235.23 and s. 238.23, 2013 stats., and s. 560.96, 2009 stats., a
13 business that is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96
14 (3), 2009 stats., may claim as a credit against the taxes imposed under s. 71.02 an
15 amount equal to the sum of the following, as established under s. 235.23 (3) (c) or s.
16 238.23 (3) (c), 2013 stats., or s. 560.96 (3) (c), 2009 stats.:

17 **SECTION 2158.** 71.07 (3g) (b) of the statutes is amended to read:

18 71.07 (3g) (b) The department of revenue shall notify the ~~department of~~
19 ~~commerce or the Wisconsin Economic Development Corporation~~ Forward Wisconsin
20 Development Authority of all claims under this subsection.

21 **SECTION 2159.** 71.07 (3g) (e) 2. of the statutes is amended to read:

22 71.07 (3g) (e) 2. The investments that relate to the amount described under par.
23 (a) 2. for which a claimant makes a claim under this subsection must be retained for
24 use in the technology zone for the period during which the claimant's business is
25 certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.

SENATE BILL 21**SECTION 2160**

1 **SECTION 2160.** 71.07 (3g) (f) 1. of the statutes is amended to read:

2 71.07 (3g) (f) 1. A copy of the verification that the claimant's business is
3 certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.,
4 and that the business has entered into an agreement under s. 235.23 (3) (d) or s.
5 238.23 (3) (d), 2013 stats., or s. 560.96 (3) (d), 2009 stats.

6 **SECTION 2161.** 71.07 (3g) (f) 2. of the statutes is amended to read:

7 71.07 (3g) (f) 2. A statement from the department of commerce or the Wisconsin
8 Economic Development Corporation or the Forward Wisconsin Development
9 Authority verifying the purchase price of the investment described under par. (a) 2.
10 and verifying that the investment fulfills the requirement under par. (e) 2.

11 **SECTION 2162.** 71.07 (3q) (a) 1. of the statutes is amended to read:

12 71.07 (3q) (a) 1. "Claimant" means a person certified to receive tax benefits
13 under s. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009 stats.

14 **SECTION 2163.** 71.07 (3q) (a) 2. of the statutes is amended to read:

15 71.07 (3q) (a) 2. "Eligible employee" means, for taxable years beginning before
16 January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who
17 satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for
18 taxable years beginning after December 31, 2010, an eligible employee under s.
19 ~~238.16~~ 235.16 (1) (b) who satisfies the wage requirements under s. ~~238.16~~ 235.16 (3)
20 (a) or (b).

21 **SECTION 2164.** 71.07 (3q) (b) (intro.) of the statutes is amended to read:

22 71.07 (3q) (b) *Filing claims.* (intro.) Subject to the limitations provided in this
23 subsection and s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats., for
24 taxable years beginning after December 31, 2009, and before January 1, 2016, a

SENATE BILL 21**SECTION 2164**

1 claimant may claim as a credit against the taxes imposed under ss. 71.02 and 71.08
2 any of the following:

3 **SECTION 2165.** 71.07 (3q) (b) 1. of the statutes is amended to read:

4 71.07 (3q) (b) 1. The amount of wages that the claimant paid to an eligible
5 employee in the taxable year, not to exceed 10 percent of such wages, as determined
6 by the Forward Wisconsin Development Authority under s. 235.16 or the Wisconsin
7 Economic Development Corporation under s. 238.16, 2013 stats., or the department
8 of commerce under s. 560.2055, 2009 stats.

9 **SECTION 2166.** 71.07 (3q) (b) 2. of the statutes is amended to read:

10 71.07 (3q) (b) 2. The amount of the costs incurred by the claimant in the taxable
11 year, as determined under s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009
12 stats., to undertake the training activities described under s. 235.16 (3) (c) or s.
13 238.16 (3) (c), 2013 stats., or s. 560.2055 (3) (c), 2009 stats.

14 **SECTION 2167.** 71.07 (3q) (c) 2. of the statutes is amended to read:

15 71.07 (3q) (c) 2. No credit may be allowed under this subsection unless the
16 claimant includes with the claimant's return a copy of the claimant's certification for
17 tax benefits under s. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009
18 stats.

19 **SECTION 2168.** 71.07 (3q) (c) 3. of the statutes is amended to read:

20 71.07 (3q) (c) 3. The maximum amount of credits that may be awarded under
21 this subsection and ss. 71.28 (3q) and 71.47 (3q) for the period beginning on January
22 1, 2010, and ending on June 30, 2013, is \$14,500,000, not including the amount of
23 any credits reallocated under s. 238.15 (3) (d), 2013 stats., or s. 560.205 (3) (d), 2009
24 stats.

25 **SECTION 2169.** 71.07 (3q) (d) 3. of the statutes is created to read:

SENATE BILL 21**SECTION 2169**

1 71.07 (3q) (d) 3. Credits claimed under this subsection for taxable years
2 beginning after December 31, 2008, and before January 1, 2016, may be carried
3 forward for taxable years beginning after December 31, 2015.

4 **SECTION 2170.** 71.07 (3w) (a) 2. of the statutes is amended to read:

5 71.07 (3w) (a) 2. “Claimant” means a person who is certified to claim tax
6 benefits under s. 235.399 (5) or s. 238.399 (5), 2013 stats., or s. 560.799 (5), 2009
7 stats., and who files a claim under this subsection.

8 **SECTION 2171.** 71.07 (3w) (a) 3. of the statutes is amended to read:

9 71.07 (3w) (a) 3. “Full-time employee” means a full-time employee, as defined
10 in s. 235.399 (1) (am) or s. 238.399 (1) (am), 2013 stats., or s. 560.799 (1) (am), 2009
11 stats.

12 **SECTION 2172.** 71.07 (3w) (a) 4. of the statutes is amended to read:

13 71.07 (3w) (a) 4. “Enterprise zone” means a zone designated under s. 235.399
14 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

15 **SECTION 2173.** 71.07 (3w) (a) 5d. of the statutes is amended to read:

16 71.07 (3w) (a) 5d. “Tier I county or municipality” means a tier I county or
17 municipality, as determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
18 2009 stats.

19 **SECTION 2174.** 71.07 (3w) (a) 5e. of the statutes is amended to read:

20 71.07 (3w) (a) 5e. “Tier II county or municipality” means a tier II county or
21 municipality, as determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
22 2009 stats.

23 **SECTION 2175.** 71.07 (3w) (b) (intro.) of the statutes is amended to read:

24 71.07 (3w) (b) *Filing claims; payroll.* (intro.) Subject to the limitations
25 provided in this subsection and s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,

SENATE BILL 21**SECTION 2175**

1 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.02
2 or 71.08 an amount calculated as follows:

3 **SECTION 2176.** 71.07 (3w) (b) 5. of the statutes is amended to read:

4 71.07 (3w) (b) 5. Multiply the amount determined under subd. 4. by the
5 percentage determined by under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
6 2009 stats., not to exceed 7 percent.

7 **SECTION 2177.** 71.07 (3w) (bm) 1. of the statutes is amended to read:

8 71.07 (3w) (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and
9 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
10 238.399, 2013 stats., or s. 560.799, 2009 stats., a claimant may claim as a credit
11 against the tax imposed under s. 71.02 or 71.08 an amount equal to a percentage, as
12 determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats., not
13 to exceed 100 percent, of the amount the claimant paid in the taxable year to upgrade
14 or improve the job-related skills of any of the claimant's full-time employees, to train
15 any of the claimant's full-time employees on the use of job-related new technologies,
16 or to provide job-related training to any full-time employee whose employment with
17 the claimant represents the employee's first full-time job. This subdivision does not
18 apply to employees who do not work in an enterprise zone.

19 **SECTION 2178.** 71.07 (3w) (bm) 2. of the statutes is amended to read:

20 71.07 (3w) (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and
21 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
22 238.399, 2013 stats., or s. 560.799, 2009 stats., a claimant may claim as a credit
23 against the tax imposed under s. 71.02 or 71.08 an amount equal to the percentage,
24 as determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.,
25 not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all

SENATE BILL 21**SECTION 2178**

1 of the claimant's full-time employees whose annual wages are greater than the
2 amount determined by multiplying 2,080 by 150 percent of the federal minimum
3 wage in a tier I county or municipality, not including the wages paid to the employees
4 determined under par. (b) 1., or greater than \$30,000 in a tier II county or
5 municipality, not including the wages paid to the employees determined under par.
6 (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if
7 the total number of such employees is equal to or greater than the total number of
8 such employees in the base year. A claimant may claim a credit under this
9 subdivision for no more than 5 consecutive taxable years.

10 **SECTION 2179.** 71.07 (3w) (bm) 3. of the statutes is amended to read:

11 71.07 (3w) (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and
12 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
13 238.399, 2013 stats., or s. 560.799, 2009 stats., for taxable years beginning after
14 December 31, 2008, a claimant may claim as a credit against the tax imposed under
15 s. 71.02 or 71.08 up to 10 percent of the claimant's significant capital expenditures,
16 as determined under s. 235.399 (5m) or s. 238.399 (5m), 2013 stats., or s. 560.799
17 (5m), 2009 stats.

18 **SECTION 2180.** 71.07 (3w) (bm) 4. of the statutes is amended to read:

19 71.07 (3w) (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and
20 3., and subject to the limitations provided in this subsection and s. 235.399 or s.
21 238.399, 2013 stats., or s. 560.799, 2009 stats., for taxable years beginning after
22 December 31, 2009, a claimant may claim as a credit against the tax imposed under
23 s. 71.02 or 71.08, up to 1 percent of the amount that the claimant paid in the taxable
24 year to purchase tangible personal property, items, property, or goods under s. 77.52
25 (1) (b), (c), or (d), or services from Wisconsin vendors, as determined under s. 235.399

SENATE BILL 21**SECTION 2180**

1 (5) (e) or s. 238.399 (5) (e), 2013 stats., or s. 560.799 (5) (e), 2009 stats., except that
2 the claimant may not claim the credit under this subdivision and subd. 3. for the
3 same expenditures.

4 **SECTION 2181.** 71.07 (3w) (c) 3. of the statutes is amended to read:

5 71.07 (3w) (c) 3. No credit may be allowed under this subsection unless the
6 claimant includes with the claimant's return a copy of the claimant's certification for
7 tax benefits under s. 235.399 (5) or (5m) or s. 238.399 (5) or (5m), 2013 stats., or s.
8 560.799 (5) or (5m), 2009 stats.

9 **SECTION 2182.** 71.07 (3w) (d) of the statutes is amended to read:

10 71.07 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the
11 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall
12 include with their returns a copy of their certification for tax benefits, and a copy of
13 the verification of their expenses, from the department of commerce or the Wisconsin
14 Economic Development Corporation or the Forward Wisconsin Development
15 Authority.

16 **SECTION 2183.** 71.07 (3y) of the statutes is created to read:

17 71.07 (3y) BUSINESS DEVELOPMENT CREDIT. (a) *Definitions.* In this subsection:

- 18 1. "Claimant" means a person certified to receive tax benefits under s. 235.308.
19 2. "Eligible position" has the meaning given in s. 235.308 (1) (a).

20 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
21 235.308, for taxable years beginning after December 31, 2015, a claimant may claim
22 as a credit against the tax imposed under ss. 71.02 and 71.08 all of the following:

- 23 1. The amount of wages that the claimant paid to an employee in an eligible
24 position in the taxable year, not to exceed 10 percent of such wages, as determined
25 by the Forward Wisconsin Development Authority under s. 235.308.

SENATE BILL 21**SECTION 2183**

1 2. The amount of wages that the claimant paid to an employee in an eligible
2 position in the taxable year, not to exceed 5 percent of such wages, if the employee
3 is employed in an eligible position at the claimant's business in an economically
4 distressed area, as determined by the Forward Wisconsin Development Authority.

5 3. The amount of training costs that the claimant incurred under s. 235.305 (4)
6 (a) 3., not to exceed 50 percent of such costs, as determined by the Forward Wisconsin
7 Development Authority.

8 4. The amount of the personal property investment, not to exceed 3 percent of
9 such investment, and the amount of the real property investment, not to exceed 5
10 percent of such investment, in a capital investment project that satisfies s. 235.308
11 (4) (a) 4., as determined by the Forward Wisconsin Development Authority.

12 (c) *Limitations.* 1. Partnerships, limited liability companies, and tax-option
13 corporations may not claim the credit under this subsection, but the eligibility for,
14 and the amount of, the credit are based on their payment of amounts under par. (b).
15 A partnership, limited liability company, or tax-option corporation shall compute
16 the amount of credit that each of its partners, members, or shareholders may claim
17 and shall provide that information to each of them. Partners, members of limited
18 liability companies, and shareholders of tax-option corporations may claim the
19 credit in proportion to their ownership interests.

20 2. No credit may be allowed under this subsection unless the claimant includes
21 with the claimant's return a copy of the claimant's certification for tax benefits under
22 s. 235.308.

23 (d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the
24 credit under s. 71.28 (4), applies to the credit under this subsection.

SENATE BILL 21**SECTION 2183**

1 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise
2 due under ss. 71.02 and 71.08, the amount of the claim not used to offset the tax due
3 shall be certified by the department of revenue to the department of administration
4 for payment by check, share draft, or other draft drawn from the appropriation
5 account under s. 20.835 (2) (bg).

6 **SECTION 2184.** 71.07 (4k) (b) 1. of the statutes is amended to read:

7 71.07 (4k) (b) 1. Subject to the limitations provided in this subsection, and
8 except as provided in subds. 2. and 3., for taxable years beginning after December
9 31, 2012, an individual, a partner of a partnership, a shareholder of a tax-option
10 corporation, or a member of a limited liability company may claim a credit against
11 the tax imposed under s. 71.02 or 71.08, as allocated under par. (d), an amount equal
12 to 5 percent of the amount obtained by subtracting from the individual's,
13 partnership's, tax-option corporation's, or limited liability company's qualified
14 research expenses, as defined in section 41 of the Internal Revenue Code, except that
15 "qualified research expenses" includes only expenses incurred by the individual,
16 partnership, tax-option corporation, or the limited liability company, incurred for
17 research conducted in this state for the taxable year, except that a taxpayer may elect
18 the alternative computation under section 41 (c) (4) of the Internal Revenue Code
19 and that election applies until the department permits its revocation, except as
20 provided in par. (c), and except that "qualified research expenses" does not include
21 compensation used in computing the credit under ~~subs. (2dj) and sub. (2dx)~~, the
22 entity's base amount, as defined in section 41 (c) of the Internal Revenue Code, except
23 that gross receipts used in calculating the base amount means gross receipts from
24 sales attributable to Wisconsin under ss. 71.04 (7) (b) 1. and 2., (df), (dh), (dj), and

SENATE BILL 21**SECTION 2184**

1 (dk). Section 41 (h) of the Internal Revenue Code does not apply to the credit under
2 this subdivision.

3 **SECTION 2185.** 71.07 (4k) (b) 2. of the statutes is amended to read:

4 71.07 (4k) (b) 2. For taxable years beginning after December 31, 2012, an
5 individual, a partner of a partnership, a shareholder of a tax-option corporation, or
6 a member of a limited liability company may claim a credit against the tax imposed
7 under s. 71.02, as allocated under par. (d), an amount equal to 10 percent of the
8 amount obtained by subtracting from the individual's, partnership's, tax-option
9 corporation's, or limited liability company's qualified research expenses, as defined
10 in section 41 of the Internal Revenue Code, except that "qualified research expenses"
11 includes only expenses incurred by the individual, partnership, tax-option
12 corporation, or limited liability company for research related to designing internal
13 combustion engines for vehicles, including expenses related to designing vehicles
14 that are powered by such engines and improving production processes for such
15 engines and vehicles, incurred for research conducted in this state for the taxable
16 year, except that a taxpayer may elect the alternative computation under section 41
17 (c) (4) of the Internal Revenue Code and that election applies until the department
18 permits its revocation, except as provided in par. (c), and except that "qualified
19 research expenses" does not include compensation used in computing the credit
20 under ~~subs. (2dj)~~ and sub. (2dx), the entity's base amount, as defined in section 41
21 (c) of the Internal Revenue Code, except that gross receipts used in calculating the
22 base amount means gross receipts from sales attributable to Wisconsin under ss.
23 71.04 (7) (b) 1. and 2., (df), (dh), (dj), and (dk). Section 41 (h) of the Internal Revenue
24 Code does not apply to the credit under this subdivision.

25 **SECTION 2186.** 71.07 (4k) (b) 3. of the statutes is amended to read:

SENATE BILL 21**SECTION 2186**

1 71.07 (4k) (b) 3. For taxable years beginning after December 31, 2012, an
2 individual, a partner of a partnership, a shareholder of a tax-option corporation, or
3 a member of a limited liability company may claim a credit against the tax imposed
4 under s. 71.02, as allocated under par. (d), an amount equal to 10 percent of the
5 amount obtained by subtracting from the individual's, partnership's, tax-option
6 corporation's, or limited liability company's qualified research expenses, as defined
7 in section 41 of the Internal Revenue Code, except that "qualified research expenses"
8 includes only expenses incurred by the individual, partnership, tax-option
9 corporation, or limited liability company for research related to the design and
10 manufacturing of energy efficient lighting systems, building automation and control
11 systems, or automotive batteries for use in hybrid-electric vehicles, that reduce the
12 demand for natural gas or electricity or improve the efficiency of its use, incurred for
13 research conducted in this state for the taxable year, except that a taxpayer may elect
14 the alternative computation under section 41 (c) (4) of the Internal Revenue Code
15 and that election applies until the department permits its revocation, except as
16 provided in par. (c), and except that "qualified research expenses" does not include
17 compensation used in computing the credit under ~~subs. (2dj) and sub. (2dx)~~, the
18 entity's base amount, as defined in section 41 (c) of the Internal Revenue Code, except
19 that gross receipts used in calculating the base amount means gross receipts from
20 sales attributable to Wisconsin under ss. 71.04 (7) (b) 1. and 2., (df), (dh), (dj), and
21 (dk). Section 41 (h) of the Internal Revenue Code does not apply to the credit under
22 this subdivision.

23 **SECTION 2187.** 71.07 (5b) (a) 2. of the statutes is amended to read:

24 71.07 (5b) (a) 2. "Fund manager" means an investment fund manager certified
25 under s. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205 (2), 2009 stats.

SENATE BILL 21**SECTION 2188**

1 **SECTION 2188.** 71.07 (5b) (b) 1. of the statutes is amended to read:

2 71.07 **(5b)** (b) 1. For taxable years beginning after December 31, 2004, subject
3 to the limitations provided under this subsection and s. 235.15 or s. 238.15, 2013
4 stats., or s. 560.205, 2009 stats., and except as provided in subd. 2., a claimant may
5 claim as a credit against the tax imposed under ss. 71.02 and 71.08, up to the amount
6 of those taxes, 25 percent of the claimant's investment paid to a fund manager that
7 the fund manager invests in a business certified under s. 235.15 or s. 238.15 (1), 2013
8 stats., or s. 560.205 (1), 2009 stats.

9 **SECTION 2189.** 71.07 (5b) (b) 2. of the statutes is amended to read:

10 71.07 **(5b)** (b) 2. In the case of a partnership, limited liability company, or
11 tax-option corporation, the computation of the 25 percent limitation under subd. 1.
12 shall be determined at the entity level rather than the claimant level and may be
13 allocated among the claimants who make investments in the manner set forth in the
14 entity's organizational documents. The entity shall provide to the department of
15 revenue and to the ~~department of commerce or the Wisconsin Economic~~
16 ~~Development Corporation~~ Forward Wisconsin Development Authority the names
17 and tax identification numbers of the claimants, the amounts of the credits allocated
18 to the claimants, and the computation of the allocations.

19 **SECTION 2190.** 71.07 (5b) (d) 3. of the statutes is amended to read:

20 71.07 **(5b)** (d) 3. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for
21 investments made after December 31, 2007, if an investment for which a claimant
22 claims a credit under par. (b) is held by the claimant for less than 3 years, the
23 claimant shall pay to the department, in the manner prescribed by the department,
24 the amount of the credit that the claimant received related to the investment.

25 **SECTION 2191.** 71.07 (5d) (a) 1. (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 2191**

1 71.07 (5d) (a) 1. (intro.) “Bona fide angel investment” means a purchase of an
2 equity interest, or any other expenditure, as determined by rule under s. 238.15 or
3 s. 560.205, 2009 stats., that is made by any of the following:

4 **SECTION 2192.** 71.07 (5d) (a) 1. (intro.) of the statutes, as affected by 2015
5 Wisconsin Act (this act), is amended to read:

6 71.07 (5d) (a) 1. (intro.) “Bona fide angel investment” means a purchase of an
7 equity interest, or any other expenditure, as determined under s. 235.15 or s. 238.15,
8 2013 stats., or s. 560.205, 2009 stats., that is made by any of the following:

9 **SECTION 2193.** 71.07 (5d) (a) 2m. of the statutes is amended to read:

10 71.07 (5d) (a) 2m. “Person” means a partnership or limited liability company
11 that is a nonoperating entity, as determined by the ~~department of commerce or the~~
12 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development
13 Authority, a natural person, or fiduciary.

14 **SECTION 2194.** 71.07 (5d) (a) 3. of the statutes is amended to read:

15 71.07 (5d) (a) 3. “Qualified new business venture” means a business that is
16 certified under s. 235.15 (1) or s. 238.15 (1), 2013 stats., or s. 560.205 (1), 2009 stats.

17 **SECTION 2195.** 71.07 (5d) (b) (intro.) of the statutes is amended to read:

18 71.07 (5d) (b) *Filing claims.* (intro.) Subject to the limitations provided in this
19 subsection and in s. 235.15 or s. 238.15, 2013 stats., or s. 560.205, 2009 stats., a
20 claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08, up
21 to the amount of those taxes, the following:

22 **SECTION 2196.** 71.07 (5d) (b) 1. of the statutes is amended to read:

23 71.07 (5d) (b) 1. For taxable years beginning before January 1, 2008, in each
24 taxable year for 2 consecutive years, beginning with the taxable year as certified by
25 the department of commerce ~~or~~, the Wisconsin Economic Development Corporation,

SENATE BILL 21**SECTION 2196**

1 or the Forward Wisconsin Development Authority, an amount equal to 12.5 percent
2 of the claimant's bona fide angel investment made directly in a qualified new
3 business venture.

4 **SECTION 2197.** 71.07 (5d) (b) 2. of the statutes is amended to read:

5 71.07 (5d) (b) 2. For taxable years beginning after December 31, 2007, for the
6 taxable year certified by the department of commerce ~~or~~, the Wisconsin Economic
7 Development Corporation, or the Forward Wisconsin Development Authority, an
8 amount equal to 25 percent of the claimant's bona fide angel investment made
9 directly in a qualified new business venture.

10 **SECTION 2198.** 71.07 (5d) (c) 2. of the statutes is amended to read:

11 71.07 (5d) (c) 2. For taxable years beginning before January 1, 2008, the
12 maximum amount of a claimant's investment that may be used as the basis for a
13 credit under this subsection is \$2,000,000 for each investment made directly in a
14 business certified under s. 235.15 (1) or s. 238.15 (1), 2013 stats., or s. 560.205 (1),
15 2009 stats.

16 **SECTION 2199.** 71.07 (5d) (d) 1. of the statutes is amended to read:

17 71.07 (5d) (d) 1. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for
18 investments made after December 31, 2007, if an investment for which a claimant
19 claims a credit under par. (b) is held by the claimant for less than 3 years, the
20 claimant shall pay to the department, in the manner prescribed by the department,
21 the amount of the credit that the claimant received related to the investment.

22 **SECTION 2200.** 71.07 (5j) (a) 2d. of the statutes is amended to read:

23 71.07 (5j) (a) 2d. "Diesel replacement renewable fuel" includes biodiesel and
24 any other fuel derived from a renewable resource that meets all of the applicable
25 requirements of the American Society for Testing and Materials for that fuel and that

SENATE BILL 21**SECTION 2200**

1 the department of ~~commerce or the department of safety and professional services~~
2 financial institutions and professional standards designates by rule as a diesel
3 replacement renewable fuel.

4 **SECTION 2201.** 71.07 (5j) (a) 2m. of the statutes is amended to read:

5 71.07 (5j) (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and
6 any other fuel derived from a renewable resource that meets all of the applicable
7 requirements of the American Society for Testing and Materials for that fuel and that
8 the department of ~~commerce or the department of safety and professional services~~
9 financial institutions and professional standards designates by rule as a gasoline
10 replacement renewable fuel.

11 **SECTION 2202.** 71.07 (5j) (c) 3. of the statutes is amended to read:

12 71.07 (5j) (c) 3. The department of ~~commerce or the department of safety and~~
13 ~~professional services~~ financial institutions and professional standards shall
14 establish standards to adequately prevent, in the distribution of conventional fuel
15 to an end user, the inadvertent distribution of fuel containing a higher percentage
16 of renewable fuel than the maximum percentage established by the federal
17 environmental protection agency for use in conventionally-fueled engines.

18 **SECTION 2203.** 71.07 (5n) (a) 1. a. of the statutes is amended to read:

19 71.07 (5n) (a) 1. a. “Agriculture property factor” means a fraction, the
20 numerator of which is the average value of the claimant’s real property and
21 improvements assessed under s. 70.32 (2) (a) 4. to 7., owned or rented and used in
22 this state by the claimant during the taxable year to produce, grow, or extract
23 qualified production property, and the denominator of which is the average value of
24 all of the claimant’s real property and improvements owned or rented during the

SENATE BILL 21**SECTION 2203**

1 taxable year and used by the claimant to produce, grow, or extract qualified
2 production property.

3 **SECTION 2204.** 71.07 (5n) (a) 3. of the statutes is amended to read:

4 71.07 (5n) (a) 3. “Direct costs” includes all of the claimant’s ordinary and
5 necessary expenses paid or incurred during the taxable year in carrying on the trade
6 or business that are deductible as business expenses under ~~section 162~~ of the
7 Internal Revenue Code and identified as direct costs in the claimant’s managerial or
8 cost accounting records.

9 **SECTION 2205.** 71.07 (5n) (a) 4. of the statutes is amended to read:

10 71.07 (5n) (a) 4. “Indirect costs” includes all of the claimant’s ordinary and
11 necessary expenses paid or incurred during the taxable year in carrying on the trade
12 or business that are deductible as business expenses under ~~section 162~~ of the
13 Internal Revenue Code, other than cost of goods sold and direct costs, and identified
14 as indirect costs in the claimant’s managerial or cost accounting records.

15 **SECTION 2206.** 71.07 (5n) (a) 5. d. of the statutes is created to read:

16 71.07 (5n) (a) 5. d. For purposes of subd. 5. a., a claimant who the department
17 approves to be classified as a manufacturer for purposes of s. 70.995, but who is not
18 eligible to be listed on the department’s manufacturing roll until January 1 of the
19 following year, may claim the credit in the year in which the manufacturing
20 classification is approved.

21 **SECTION 2207.** 71.07 (5r) (a) 2. of the statutes is amended to read:

22 71.07 (5r) (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
23 (1) (c).

24 **SECTION 2208.** 71.07 (5r) (a) 6. b. of the statutes is amended to read:

SENATE BILL 21**SECTION 2208**

1 71.07 (5r) (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the
2 delivery of education occurs in this state.

3 **SECTION 2209.** 71.07 (9m) (a) 3. of the statutes is amended to read:

4 71.07 (9m) (a) 3. ~~For~~ Except as provided in par. (k), for taxable years beginning
5 after December 31, 2013, and before January 1, 2015, any person may claim as a
6 credit against taxes otherwise due under s. 71.02 or 71.08, up to the amount of those
7 taxes, an amount equal to 20 percent of the costs of qualified rehabilitation
8 expenditures, as defined in section 47 (c) (2) of the Internal Revenue Code, for
9 qualified rehabilitated buildings, as defined in section 47 (c) (1) of the Internal
10 Revenue Code, on property located in this state, if the cost of the person's qualified
11 rehabilitation expenditures is at least \$50,000 and the rehabilitated property is
12 placed in service after December 31, 2013, and before January 1, 2015, and
13 regardless of whether the rehabilitated property is used for multiple or
14 revenue-producing purposes. No credit may be claimed under this subdivision for
15 property listed as a contributing building in the state register of historic places or in
16 the national register of historic places and no credit may be claimed under this
17 subdivision for nonhistoric, nonresidential property converted into housing if the
18 property has been previously used for housing.

19 **SECTION 2210.** 71.07 (9m) (c) (intro.) of the statutes is amended to read:

20 71.07 (9m) (c) (intro.) No person may claim the credit under par. (a) 2m. unless
21 the claimant includes with the claimant's return a copy of the claimant's certification
22 under s. ~~238.17~~ 235.17. For certification purposes under s. ~~238.17~~ 235.17, the
23 claimant shall provide to the ~~Wisconsin Economic Development Corporation~~
24 Forward Wisconsin Development Authority all of the following:

25 **SECTION 2211.** 71.07 (9m) (i) of the statutes is created to read:

SENATE BILL 21**SECTION 2211**

1 71.07 (9m) (i) 1. a. Except as provided in subd. 1. b., if the activity for which
2 a person claims a credit under this subsection creates fewer full-time jobs than
3 projected under s. 235.17 (3) (a), as reported to the department under s. 235.17 (4),
4 the person who claimed the credit shall repay to the department any amount of the
5 credit claimed, as determined by the department, in proportion to the number of
6 full-time jobs created compared to the number of full-time jobs projected.

7 b. For purposes of subd. 1. a., the person who initially sells or transfers a credit
8 under par. (h) is responsible for repaying the credit.

9 2. If a person who claims a credit under this subsection and a credit under
10 section 47 of the Internal Revenue Code for the same qualified rehabilitation
11 expenditures is required to repay the full amount of the credit claimed under section
12 47 of the Internal Revenue Code, the person shall repay to the department the
13 amount of the credit claimed under this subsection.

14 **SECTION 2212.** 71.07 (9m) (k) of the statutes is created to read:

15 71.07 (9m) (k) A person who has incurred qualified rehabilitation expenditures
16 under par. (a) 3. before January 1, 2015, may claim the credit under par. (a) 3. for
17 taxable years beginning after December 31, 2014, even if the property is not placed
18 in service until after December 31, 2014.

19 **SECTION 2213.** 71.08 (1) (intro.) of the statutes is amended to read:

20 71.08 (1) IMPOSITION. (intro.) If the tax imposed on a natural person, married
21 couple filing jointly, trust, or estate under s. 71.02, not considering the credits under
22 ss. 71.07 (1), ~~(2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2dy), (3m), (3n), (3p),~~
23 ~~(3q), (3r), (3rm), (3rn), (3s), (3t), (3w), (3y),~~ (4k), (5b), (5d), (5e), (5f), (5h), (5i), (5j), (5n),
24 (6), (6e), (8r), (9e), (9m), and (9r), 71.28 ~~(1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx),~~
25 ~~(1dy), (2m), (3), (3n), (3t), and (3w), 71.47 ~~(1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx),~~~~

SENATE BILL 21**SECTION 2213**

1 (1dy), (2m), (3), (3n), (3t), and (3w), 71.57 to 71.61, and 71.613 and subch. VIII and
2 payments to other states under s. 71.07 (7), is less than the tax under this section,
3 there is imposed on that natural person, married couple filing jointly, trust or estate,
4 instead of the tax under s. 71.02, an alternative minimum tax computed as follows:

5 **SECTION 2214.** 71.10 (4) (gd) of the statutes is repealed.

6 **SECTION 2215.** 71.10 (4) (ge) of the statutes is repealed.

7 **SECTION 2216.** 71.10 (4) (gg) of the statutes is repealed.

8 **SECTION 2217.** 71.10 (4) (gm) of the statutes is repealed.

9 **SECTION 2218.** 71.10 (4) (gn) of the statutes is repealed.

10 **SECTION 2219.** 71.10 (4) (gr) of the statutes is repealed.

11 **SECTION 2220.** 71.10 (4) (gs) of the statutes is repealed.

12 **SECTION 2221.** 71.10 (4) (gt) of the statutes is repealed.

13 **SECTION 2222.** 71.10 (4) (i) of the statutes is amended to read:

14 71.10 (4) (i) The total of claim of right credit under s. 71.07 (1), farmland
15 preservation credit under ss. 71.57 to 71.61, farmland preservation credit, 2010 and
16 beyond under s. 71.613, homestead credit under subch. VIII, farmland tax relief
17 credit under s. 71.07 (3m), dairy manufacturing facility investment credit under s.
18 71.07 (3p), jobs tax credit under s. 71.07 (3q), meat processing facility investment
19 credit under s. 71.07 (3r), woody biomass harvesting and processing credit under s.
20 71.07 (3rm), food processing plant and food warehouse investment credit under s.
21 71.07 (3rn), business development credit under s. 71.07 (3y), film production services
22 credit under s. 71.07 (5f), film production company investment credit under s. 71.07
23 (5h), veterans and surviving spouses property tax credit under s. 71.07 (6e),
24 enterprise zone jobs credit under s. 71.07 (3w), beginning farmer and farm asset

SENATE BILL 21**SECTION 2222**

1 owner tax credit under s. 71.07 (8r), earned income tax credit under s. 71.07 (9e),
2 estimated tax payments under s. 71.09, and taxes withheld under subch. X.

3 **SECTION 2223.** 71.10 (5f) (h) (intro.) of the statutes is amended to read:

4 71.10 (5f) (h) *Certification of amounts.* (intro.) Annually, on or before
5 September 15, the secretary of revenue shall certify to the Board of Regents of the
6 University of Wisconsin System Authority, the Medical College of Wisconsin, Inc.,
7 the department of administration, and the state treasurer:

8 **SECTION 2224.** 71.10 (5f) (i) of the statutes is amended to read:

9 71.10 (5f) (i) *Appropriations.* From the moneys received from designations for
10 the cancer research program, an amount equal to the sum of administrative
11 expenses, including data processing costs, certified under par. (h) 1. shall be
12 deposited in the general fund and credited to the appropriation account under s.
13 20.566 (1) (hp), and, of the net amount remaining that is certified under par. (h) 3.,
14 an amount equal to 50 percent shall be credited to the appropriation account under
15 s. 20.250 (2) (g) and an amount equal to 50 percent shall be credited to the
16 ~~appropriation account under s. 20.285 (1) (k)~~ paid to the University of Wisconsin
17 System Authority for cancer research conducted by the University of Wisconsin
18 Carbone Cancer Center.

19 **SECTION 2225.** 71.10 (5h) (h) (intro.) of the statutes is amended to read:

20 71.10 (5h) (h) *Certification of amounts.* (intro.) Annually, on or before
21 September 15, the secretary of revenue shall certify to the Board of Regents of the
22 University of Wisconsin System Authority, the Medical College of Wisconsin, Inc.,
23 the department of administration, and the state treasurer all of the following:

24 **SECTION 2226.** 71.10 (5h) (i) of the statutes is amended to read:

SENATE BILL 21**SECTION 2226**

1 71.10 (5h) (i) *Appropriations*. From the moneys received from designations for
2 the prostate cancer research program, an amount equal to the sum of administrative
3 expenses, including data processing costs, certified under par. (h) 1. shall be
4 deposited in the general fund and credited to the appropriation account under s.
5 20.566 (1) (hp), and, of the net amount remaining that is certified under par. (h) 3.,
6 an amount equal to 50 percent shall be credited to the appropriation account under
7 s. 20.250 (2) (h) and an amount equal to 50 percent shall be credited to the
8 ~~appropriation account under s. 20.285 (1) (k)~~ paid to the University of Wisconsin
9 System Authority for the use specified under s. 255.054 (1).

10 **SECTION 2227.** 71.21 (4) (a) of the statutes is amended to read:

11 71.21 (4) (a) The amount of the credits computed by a partnership under s.
12 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p),
13 (3q), (3r), (3rm), (3rn), (3s), (3t), (3w), (3y), (4k), (4n), (5e), (5f), (5g), (5h), (5i), (5j), (5k),
14 (5r), (5rm), (6n), and (8r) and passed through to partners shall be added to the
15 partnership's income.

16 **SECTION 2228.** 71.22 (4) (a) of the statutes is repealed.

17 **SECTION 2229.** 71.22 (4) (g) of the statutes is amended to read:

18 71.22 (4) (g) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
19 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after
20 December 31, 2008, and before January 1, 2011, means the federal Internal Revenue
21 Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.
22 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
23 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,
24 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
25 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and

SENATE BILL 21**SECTION 2229**

1 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403
2 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
3 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
4 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section
5 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
6 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, and 513
7 of P.L. 109–222, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142,
8 P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234, sections 110, 113, and 301 of
9 P.L. 110–245, P.L. 110–246, except section 15316 of P.L. 110–246, P.L. 110–289,
10 except section 3093 of P.L. 110–289, P.L. 110–317, and P.L. 110–343, except section
11 301 of division B and section 313 of division C of P.L. 110–343, and as amended by
12 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
13 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section
14 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168,
15 and as indirectly affected in the provisions applicable to this subchapter by P.L.
16 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812
17 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.
18 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
19 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
20 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
21 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
22 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
23 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
24 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
25 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding

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1 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,
2 excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L.
3 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L.
4 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.
5 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403
6 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 102, 201, 211, 242, 244, 336,
7 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7,
8 P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
9 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L.
10 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding
11 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
12 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,
13 209, 503, and 513 of P.L. 109-222, P.L. 109-227, P.L. 109-280, P.L. 110-245,
14 excluding sections 110, 113, and 301 of P.L. 110-245, section 15316 of P.L. 110-246,
15 section 3093 of P.L. 110-289, section 301 of division B and section 313 of division C
16 of P.L. 110-343, P.L. 110-351, P.L. 110-458, sections 1261, 1262, 1401, 1402, 1521,
17 1522, 1531, and 1541 of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L.
18 111-192, section 1601 of P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L.
19 111-240, ~~and P.L. 111-325,~~ and P.L. 113-168. The Internal Revenue Code applies
20 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
21 federal Internal Revenue Code enacted after December 31, 2008, do not apply to this
22 paragraph with respect to taxable years beginning after December 31, 2008, and
23 before January 1, 2011, except that changes to the Internal Revenue Code made by
24 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
25 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of P.L. 111-203, section

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1 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168,
2 and changes that indirectly affect the provisions applicable to this subchapter made
3 by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
4 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section
5 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168,
6 apply for Wisconsin purposes at the same time as for federal purposes.

7 **SECTION 2230.** 71.22 (4) (h) of the statutes is amended to read:

8 71.22 (4) (h) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
9 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after
10 December 31, 2010, and before January 1, 2013, means the federal Internal Revenue
11 Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L.
12 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
13 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,
14 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
15 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and
16 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403
17 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
18 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
19 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section
20 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
21 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L.
22 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
23 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except
24 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,
25 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.

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1 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,
2 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections
3 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,
4 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of
5 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,
6 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.
7 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of
8 P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except
9 section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L.
10 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L.
11 111–240, and P.L. 111–312, and as amendeded by section 902 of P.L. 112–240 and by P.L.
12 113–168, and as indirectly affected in the provisions applicable to this subchapter by
13 P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2),
14 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.
15 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
16 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
17 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
18 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
19 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
20 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
21 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
22 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding
23 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,
24 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
25 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.

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1 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
2 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403
3 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336,
4 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7,
5 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
6 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.
7 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
8 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
9 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
10 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,
11 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
12 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,
13 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)
14 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.
15 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.
16 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,
17 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B
18 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,
19 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
20 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections
21 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407
22 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of
23 P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325,
24 and section 902 of P.L. 112–240, and P.L. 113–168. The Internal Revenue Code
25 applies for Wisconsin purposes at the same time as for federal purposes, except that

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1 changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417,
2 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections
3 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,
4 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)
5 and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections
6 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041,
7 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of
8 P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C
9 of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147,
10 sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not
11 apply for taxable years beginning before January 1, 2011. Amendments to the
12 federal Internal Revenue Code enacted after December 31, 2010, do not apply to this
13 paragraph with respect to taxable years beginning after December 31, 2010, and
14 before January 1, 2013, except that changes to the Internal Revenue Code made by
15 section 902 of P.L. 112–240 and by P.L. 113–168, and changes that indirectly affect
16 the provisions applicable to this subchapter made by section 902 of P.L. 112–240 and
17 by P.L. 113–168, apply for Wisconsin purposes at the same time as for federal
18 purposes.

19 **SECTION 2231.** 71.22 (4) (i) of the statutes is amended to read:

20 71.22 (4) (i) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
21 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after
22 December 31, 2012, and before January 1, 2014, means the federal Internal Revenue
23 Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L.
24 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
25 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,

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1 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L.
2 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.
3 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.
4 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
5 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
6 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.
7 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
8 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222,
9 P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of
10 division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections
11 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5
12 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
13 P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections
14 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and
15 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116,
16 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,
17 P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of
18 division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections
19 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902,
20 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L.
21 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except
22 sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111,
23 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amendeded by section 1858
24 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121
25 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and P.L. 113–168, and as

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1 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,
2 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)
3 of P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding section 1008 (g) (5) of P.L.
4 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
5 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
6 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
7 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
8 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
9 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
10 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
11 excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L.
12 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
13 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.
14 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections
15 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201
16 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
17 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102,
18 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,
19 P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,
20 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59,
21 excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L.
22 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section
23 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.
24 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227,
25 P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A

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1 and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and
2 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L.
3 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
4 P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314,
5 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and
6 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections
7 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L.
8 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522,
9 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding
10 section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014,
11 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and
12 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217
13 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L.
14 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211,
15 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240,
16 and P.L. 113–168. The Internal Revenue Code applies for Wisconsin purposes at the
17 same time as for federal purposes, except that changes made by P.L. 106–573,
18 sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403
19 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and
20 sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable
21 years beginning before January 1, 2013. Amendments to the federal Internal
22 Revenue Code enacted after December 31, 2010, do not apply to this paragraph with
23 respect to taxable years beginning after December 31, 2010, except that changes to
24 the Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L.
25 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes

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1 that indirectly affect the provisions applicable to this subchapter made by section
2 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242,
3 and 100121 of P.L. 112–141, do not apply for taxable years beginning before January
4 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of
5 P.L. 112–240 and by P.L. 113–168, and changes that indirectly affect the provisions
6 applicable to this subchapter made by sections 101 and 902 of P.L. 112–240 and by
7 P.L. 113–168, apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 2232.** 71.22 (4) (j) of the statutes is created to read:

9 71.22 (4) (j) 1. For taxable years beginning after December 31, 2013, “Internal
10 Revenue Code” means the federal Internal Revenue Code as amended to December
11 31, 2013, except as provided in subds. 2. and 3. and subject to subd. 4., and except
12 as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2).

13 2. For purposes of this paragraph, “Internal Revenue Code” does not include
14 the following provisions of federal public laws for taxable years beginning after
15 December 31, 2013: section 13113 of P.L. 103–66; sections 1, 3, 4, and 5 of P.L.
16 106–519; sections 101, 102, and 422 of P.L. 108–357; sections 1310 and 1351 of P.L.
17 109–58; section 11146 of P.L. 109–59; section 403 (q) of P.L. 109–135; section 513 of
18 P.L. 109–222; sections 104 and 307 of P.L. 109–432; sections 8233 and 8235 of P.L.
19 110–28; section 11 (e) and (g) of P.L. 110–172; section 301 of P.L. 110–245; sections
20 15303 and 15351 of P.L. 110–246; section 302 of division A, section 401 of division B,
21 and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110–343; sections
22 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111–5; sections 211, 212, 213,
23 214, and 216 of P.L. 111–226; sections 2011 and 2122 of P.L. 111–240; sections 753,
24 754, and 760 of P.L. 111–312; section 1106 of P.L. 112–95; and sections 104, 318, 322,
25 323, 324, 326, 327, and 411 of P.L. 112–240.

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1 3. For purposes of this paragraph, “Internal Revenue Code” does not include
2 amendments to the federal Internal Revenue Code enacted after December 31, 2013,
3 except that “Internal Revenue Code” includes the provisions of the following federal
4 public laws:

5 a. P.L. 113–97.

6 b. P.L. 113–159.

7 c. P.L. 113–168.

8 4. For purposes of this paragraph, the provisions of federal public laws that
9 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
10 apply for Wisconsin purposes at the same time as for federal purposes.

11 **SECTION 2233.** 71.22 (4m) (a) of the statutes is repealed.

12 **SECTION 2234.** 71.22 (4m) (g) of the statutes is amended to read:

13 71.22 (**4m**) (g) For taxable years that begin after December 31, 2008, and
14 before January 1, 2011, “Internal Revenue Code,” for corporations that are subject
15 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
16 Internal Revenue Code as amended to December 31, 2008, excluding sections 103,
17 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
18 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
19 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,
20 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,
21 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
22 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,
23 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,
24 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section
25 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates

SENATE BILL 21**SECTION 2234**

1 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
2 207, 209, 503, and 513 of P.L. 109–222, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L.
3 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234,
4 sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section 15316 of P.L.
5 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L. 110–317, and P.L.
6 110–343, except section 301 of division B and section 313 of division C of P.L. 110–343,
7 and as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of
8 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.
9 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,
10 and P.L. 113–168, and as indirectly affected in the provisions applicable to this
11 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
12 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
13 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
14 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
15 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
16 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
17 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
18 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
19 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
20 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.
21 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
22 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
23 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
24 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
25 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of

SENATE BILL 21**SECTION 2234**

1 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
2 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
3 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding
4 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it
5 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
6 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, and 513 of P.L.
7 109–222, P.L. 109–227, and P.L. 109–280, P.L. 110–245, excluding sections 110, 113,
8 and 301 of P.L. 110–245, section 15316 of P.L. 110–246, section 3093 of P.L. 110–289,
9 section 301 of division B and section 313 of division C of P.L. 110–343, P.L. 110–351,
10 P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division
11 B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.
12 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,
13 and P.L. 113–168. The Internal Revenue Code applies for Wisconsin purposes at the
14 same time as for federal purposes. Amendments to the Internal Revenue Code
15 enacted after December 31, 2008, do not apply to this paragraph with respect to
16 taxable years beginning after December 31, 2008, and before January 1, 2011,
17 except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401,
18 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L.
19 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226,
20 section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168, and changes that
21 indirectly affect the provisions applicable to this subchapter made by sections 1261,
22 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301
23 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L.
24 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168, apply for
25 Wisconsin purposes at the same time as for federal purposes.

SENATE BILL 21**SECTION 2235**

1 **SECTION 2235.** 71.22 (4m) (h) of the statutes is amended to read:

2 71.22 (4m) (h) For taxable years that begin after December 31, 2010, and
3 before January 1, 2013, “Internal Revenue Code,” for corporations that are subject
4 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
5 Internal Revenue Code as amended to December 31, 2010, excluding sections 103,
6 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
7 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
8 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,
9 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,
10 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
11 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,
12 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,
13 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section
14 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates
15 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
16 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410,
17 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
18 P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L.
19 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b),
20 (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245,
21 P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.
22 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317,
23 P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313
24 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401,
25 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L.

SENATE BILL 21**SECTION 2235**

1 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908,
2 and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L.
3 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and
4 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113
5 of P.L. 111–240, and P.L. 111–312, and as amendeded by section 902 of P.L. 112–240 and
6 by P.L. 113–168, and as indirectly affected in the provisions applicable to this
7 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
8 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,
9 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
10 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
11 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
12 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
13 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.
14 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,
15 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
16 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.
17 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
18 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
19 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
20 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
21 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of
22 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
23 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
24 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding
25 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it

SENATE BILL 21**SECTION 2235**

1 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
2 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,
3 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
4 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
5 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
6 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
7 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,
8 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding
9 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)
10 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504
11 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,
12 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.
13 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,
14 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.
15 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections
16 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, and section 902 of P.L.
17 112–240, and P.L. 113–168. The Internal Revenue Code applies for Wisconsin
18 purposes at the same time as for federal purposes, except that changes made by
19 section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
20 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
21 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
22 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
23 of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314,
24 and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and
25 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections

SENATE BILL 21**SECTION 2235**

1 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section
2 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and
3 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years
4 beginning before January 1, 2011. Amendments to the Internal Revenue Code
5 enacted after December 31, 2010, do not apply to this paragraph with respect to
6 taxable years beginning after December 31, 2010, and before January 1, 2013,
7 except that changes to the Internal Revenue Code made by section 902 of P.L.
8 112–240 and by P.L. 113–168, and changes that indirectly affect the provisions
9 applicable to this subchapter made by section 902 of P.L. 112–240 and by P.L.
10 113–168, apply for Wisconsin purposes at the same time as for federal purposes.

11 **SECTION 2236.** 71.22 (4m) (i) of the statutes is amended to read:

12 71.22 (4m) (i) For taxable years that begin after December 31, 2012, and before
13 January 1, 2014, “Internal Revenue Code,” for corporations that are subject to a tax
14 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
15 Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and
16 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
17 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,
18 sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section
19 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and
20 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403
21 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
22 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
23 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section
24 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
25 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L.

SENATE BILL 21**SECTION 2236**

1 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
2 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except
3 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,
4 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.
5 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,
6 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections
7 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,
8 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of
9 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,
10 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.
11 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021,
12 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections
13 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L.
14 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections
15 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amendedd
16 by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241,
17 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and P.L.
18 113–168, and as indirectly affected in the provisions applicable to this subchapter by
19 P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,
20 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
21 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
22 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
23 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
24 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
25 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.

SENATE BILL 21**SECTION 2236**

1 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573,
2 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.
3 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.
4 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
5 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
6 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
7 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
8 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of
9 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
10 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
11 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding
12 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it
13 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
14 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,
15 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
16 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
17 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
18 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
19 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,
20 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding
21 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)
22 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504
23 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,
24 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.
25 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004,

SENATE BILL 21**SECTION 2236**

1 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L.
2 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L.
3 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and
4 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L.
5 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101
6 and 902 of P.L. 112–240, and P.L. 113–168. The Internal Revenue Code applies for
7 Wisconsin purposes at the same time as for federal purposes, except that changes
8 made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L.
9 111–148, sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section
10 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141
11 do not apply for taxable years beginning before January 1, 2013. Amendments to the
12 federal Internal Revenue Code enacted after December 31, 2010, do not apply to this
13 paragraph with respect to taxable years beginning after December 31, 2010, except
14 that changes to the Internal Revenue Code made by section 1858 of P.L. 112–10,
15 section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L.
16 112–141, and changes that indirectly affect the provisions applicable to this
17 subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and
18 sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable
19 years beginning before January 1, 2013, and changes to the Internal Revenue Code
20 made by sections 101 and 902 of P.L. 112–240 and by P.L. 113–168, and changes that
21 indirectly affect the provisions applicable to this subchapter made by sections 101
22 and 902 of P.L. 112–240 and by P.L. 113–168, apply for Wisconsin purposes at the
23 same time as for federal purposes.

24 **SECTION 2237.** 71.22 (4m) (j) of the statutes is created to read:

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1 71.22 (4m) (j) 1. For taxable years beginning after December 31, 2013,
2 “Internal Revenue Code”, for corporations that are subject to a tax on unrelated
3 business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as
4 amended to December 31, 2013, except as provided in subds. 2. and 3. and subject
5 to subd. 4.

6 2. For purposes of this paragraph, “Internal Revenue Code” does not include
7 the following provisions of federal public laws for taxable years beginning after
8 December 31, 2013: section 13113 of P.L 103–66; sections 1, 3, 4, and 5 of P.L.
9 106–519; sections 101, 102, and 422 of P.L 108–357; sections 1310 and 1351 of P.L.
10 109–58; section 11146 of P.L. 109–59; section 403 (q) of P.L. 109–135; section 513 of
11 P.L. 109–222; sections 104 and 307 of P.L. 109–432; sections 8233 and 8235 of P.L.
12 110–28; section 11 (e) and (g) of P.L. 110–172; section 301 of P.L. 110–245; sections
13 15303 and 15351 of P.L. 110–246; section 302 of division A, section 401 of division B,
14 and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110–343; sections
15 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111–5; sections 211, 212, 213,
16 214, and 216 of P.L. 111–226; sections 2011 and 2122 of P.L. 111–240 sections 753,
17 754, and 760 of P.L. 111–312; section 1106 of P.L. 112–95; and sections 104, 318, 322,
18 323, 324, 326, 327, and 411 of P.L. 112–240.

19 3. For purposes of this paragraph, “Internal Revenue Code” does not include
20 amendments to the federal Internal Revenue Code enacted after December 31, 2013,
21 except that “Internal Revenue Code” includes the provisions of the following federal
22 public laws:

23 a. P.L. 113–97.

24 b. P.L. 113–159.

25 c. P.L. 113–168.

SENATE BILL 21**SECTION 2237**

1 4. For purposes of this paragraph, the provisions of federal public laws that
2 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
3 apply for Wisconsin purposes at the same time as for federal purposes.

4 **SECTION 2238.** 71.26 (1) (b) of the statutes is amended to read:

5 71.26 (1) (b) *Political units.* Income received by the United States, the state
6 and all counties, cities, villages, towns, school districts, technical college districts,
7 joint local water authorities created under s. 66.0823, ~~long-term care districts under~~
8 ~~s. 46.2895~~ or other political units of this state.

9 **SECTION 2239.** 71.26 (1) (be) of the statutes is amended to read:

10 71.26 (1) (be) *Certain authorities.* Income of the University of Wisconsin
11 Hospitals and Clinics Authority, the University of Wisconsin System Authority, of
12 the Fox River Navigational System Authority, of the ~~Wisconsin Economic~~
13 ~~Development Corporation~~ Forward Wisconsin Development Authority, and of the
14 Wisconsin Aerospace Authority.

15 **SECTION 2240.** 71.26 (1) (bm) of the statutes is amended to read:

16 71.26 (1) (bm) *Certain local districts.* Income of a local exposition district
17 created under subch. II of ch. 229, a local professional baseball park district created
18 under subch. III of ch. 229, a local professional football stadium district created
19 under subch. IV of ch. 229, ~~or~~ a local cultural arts district created under subch. V of
20 ch. 229, or a local sports and entertainment district created under subch. VI of ch.
21 229.

22 **SECTION 2241.** 71.26 (1) (d) of the statutes is amended to read:

23 71.26 (1) (d) *Bank in liquidation.* Income of any bank placed in the hands of
24 the ~~division of banking~~ department of financial institutions and professional
25 standards for liquidation under s. 220.08, if the tax levied, assessed or collected

SENATE BILL 21**SECTION 2241**

1 under this chapter on account of such bank diminishes the assets thereof so that full
2 payment of all depositors cannot be made. Whenever the ~~division of banking~~
3 department of financial institutions and professional standards certifies to the
4 department of revenue that the tax or any part thereof levied and assessed under this
5 chapter against any such bank will so diminish the assets thereof that full payment
6 of all depositors cannot be made, the department of revenue shall cancel and abate
7 such tax or part thereof, together with any penalty thereon. This paragraph shall
8 apply to unpaid taxes which were levied and assessed subsequent to the time the
9 bank was taken over by the ~~division of banking~~ department of financial institutions
10 and professional standards.

11 **SECTION 2242.** 71.26 (1m) (e) of the statutes is amended to read:

12 71.26 (1m) (e) Those issued under s. 234.65, 2013 stats., to fund an economic
13 development loan to finance construction, renovation or development of property
14 that would be exempt under s. 70.11 (36).

15 **SECTION 2243.** 71.26 (1m) (em) of the statutes is amended to read:

16 71.26 (1m) (em) Those issued under s. 234.08, 2013 stats., or s. 234.61, 2013
17 stats., on or after January 1, 2004, or the Forward Wisconsin Development Authority
18 under s. 235.609 or 235.61, if the obligations are issued to fund multifamily
19 affordable housing projects or elderly housing projects.

20 **SECTION 2244.** 71.26 (1m) (k) 1. of the statutes is amended to read:

21 71.26 (1m) (k) 1. The bonds or notes are used to fund multifamily affordable
22 housing projects or elderly housing projects in this state, and the Forward Wisconsin
23 Housing and Economic Development Authority has the authority to issue its bonds
24 or notes for the project being funded.

25 **SECTION 2245.** 71.26 (1m) (m) of the statutes is amended to read:

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1 71.26 (1m) (m) Those issued by the Forward Wisconsin Housing and Economic
2 Development Authority to provide loans to a public affairs network under s. 235.75
3 (4) or s. 234.75 (4), 2013 stats.

4 **SECTION 2246.** 71.26 (1m) (n) of the statutes is created to read:

5 71.26 (1m) (n) 1. Those issued by the state under s. 16.527 (3) (d) to assist a local
6 sports and entertainment district created under subch. VI of ch. 229.

7 2. Those issued under one of the provisions specified in s. 229.863 (3) by a local
8 unit, as defined in s. 229.858 (4), to assist a local sports and entertainment district
9 created under subch. VI of ch. 229.

10 **SECTION 2247.** 71.26 (2) (a) 1. of the statutes is repealed.

11 **SECTION 2248.** 71.26 (2) (a) 4. of the statutes is amended to read:

12 71.26 (2) (a) 4. Plus the amount of the credit computed under s. 71.28 (~~1dd~~),
13 (~~1de~~), (~~1di~~), (~~1dj~~), (~~1dL~~), (1dm), (~~1ds~~), (1dx), (1dy), (3g), (3h), (3n), (3p), (3q), (3r),
14 (3rm), (3rn), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), (8r), and
15 (9s) and not passed through by a partnership, limited liability company, or
16 tax-option corporation that has added that amount to the partnership's, limited
17 liability company's, or tax-option corporation's income under s. 71.21 (4) or 71.34 (1k)
18 (g).

19 **SECTION 2249.** 71.26 (2) (b) 1. of the statutes is repealed.

20 **SECTION 2250.** 71.26 (2) (b) 7. of the statutes is amended to read:

21 71.26 (2) (b) 7. For taxable years that begin after December 31, 2008, and
22 before January 1, 2011, for a corporation, conduit, or common law trust which
23 qualifies as a regulated investment company, real estate mortgage investment
24 conduit, real estate investment trust, or financial asset securitization investment
25 trust under the Internal Revenue Code as amended to December 31, 2008, excluding

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1 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
2 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
3 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165
4 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of
5 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,
6 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211,
7 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305,
8 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,
9 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as
10 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,
11 sections 101, 207, 209, 503, and 513 of P.L. 109–222, P.L. 109–432, P.L. 110–28, P.L.
12 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L.
13 110–234, sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section
14 15316 of P.L. 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L.
15 110–317, and P.L. 110–343, except section 301 of division B and section 313 of
16 division C of P.L. 110–343, and as amendeded by sections 1261, 1262, 1401, 1402, 1521,
17 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L.
18 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L.
19 111–240, ~~and P.L. 111–325~~, and P.L. 113–168, and as indirectly affected in the
20 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
21 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
22 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
23 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
24 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
25 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.

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1 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
2 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
3 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
4 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
5 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.
6 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
7 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
8 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
9 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,
10 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.
11 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
12 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.
13 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
14 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
15 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
16 209, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, P.L. 110–245,
17 excluding sections 110, 113, and 301 of P.L. 110–245, section 15316 of P.L. 110–246,
18 section 3093 of P.L. 110–289, section 301 of division B and section 313 of division C
19 of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521,
20 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L.
21 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L.
22 111–240, and P.L. 111–325, and P.L. 113–168, “net income” means the federal
23 regulated investment company taxable income, federal real estate mortgage
24 investment conduit taxable income, federal real estate investment trust or financial
25 asset securitization investment trust taxable income of the corporation, conduit, or

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1 trust as determined under the Internal Revenue Code as amended to December 31,
2 2008, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d),
3 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f),
4 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections
5 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101
6 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201
7 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101,
8 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1,
9 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
10 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101,
11 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of
12 P.L. 109–135, sections 101, 207, 209, 503, and 513 of P.L. 109–222, P.L. 109–432, P.L.
13 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L.
14 110–185, P.L. 110–234, sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246,
15 except section 15316 of P.L. 110–246, P.L. 110–289, except section 3093 of P.L.
16 110–289, P.L. 110–317, and P.L. 110–343, except section 301 of division B and section
17 313 of division C of P.L. 110–343, and as amended by sections 1261, 1262, 1401, 1402,
18 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147,
19 P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112
20 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168, and as indirectly affected in the
21 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
22 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
23 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
24 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
25 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,

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1 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
2 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
3 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
4 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
5 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
6 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.
7 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
8 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
9 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
10 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,
11 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.
12 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
13 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.
14 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
15 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
16 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
17 209, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, P.L. 110–245,
18 excluding sections 110, 113, and 301 of P.L. 110–245, section 15316 of P.L. 110–246,
19 section 3093 of P.L. 110–289, section 301 of division B and section 313 of division C
20 of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521,
21 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L.
22 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L.
23 111–240, and P.L. 111–325, and P.L. 113–168, except that property that, under s.
24 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983
25 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall

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1 continue to be depreciated under the Internal Revenue Code as amended to
2 December 31, 1980, and except that the appropriate amount shall be added or
3 subtracted to reflect differences between the depreciation or adjusted basis for
4 federal income tax purposes and the depreciation or adjusted basis under this
5 chapter of any property disposed of during the taxable year. The Internal Revenue
6 Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.
7 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
8 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,
9 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
10 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and
11 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403
12 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
13 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
14 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section
15 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
16 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, and 513
17 of P.L. 109–222, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142,
18 P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234, sections 110, 113, and 301 of
19 P.L. 110–245, P.L. 110–246, except section 15316 of P.L. 110–246, P.L. 110–289,
20 except section 3093 of P.L. 110–289, P.L. 110–317, and P.L. 110–343, except section
21 301 of division B and section 313 of division C of P.L. 110–343, and as amendeded by
22 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
23 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section
24 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168,
25 and as indirectly affected in the provisions applicable to this subchapter by P.L.

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1 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
2 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
3 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
4 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
5 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
6 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
7 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
8 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
9 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
10 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.
11 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections
12 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201
13 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
14 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102,
15 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,
16 P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,
17 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59,
18 excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L.
19 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section
20 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.
21 109–222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109–222, P.L.
22 109–227, P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and 301 of P.L.
23 110–245, section 15316 of P.L. 110–246, section 3093 of P.L. 110–289, section 301 of
24 division B and section 313 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,
25 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.

SENATE BILL 21**SECTION 2250**

1 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of P.L. 111-203, section
2 215 of P.L. 111-226, section 2112 of P.L. 111-240, and P.L. 111-325, and P.L. 113-168,
3 applies for Wisconsin purposes at the same time as for federal purposes.
4 Amendments to the Internal Revenue Code enacted after December 31, 2008, do not
5 apply to this subdivision with respect to taxable years that begin after
6 December 31, 2008, and before January 1, 2011, except that changes to the Internal
7 Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541
8 of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of
9 P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240, and P.L.
10 111-325, and P.L. 113-168, and changes that indirectly affect the provisions
11 applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522,
12 1531, and 1541 of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192,
13 section 1601 of P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240,
14 and P.L. 111-325, and P.L. 113-168, apply for Wisconsin purposes at the same time
15 as for federal purposes.

16 **SECTION 2251.** 71.26 (2) (b) 8. of the statutes is amended to read:

17 71.26 (2) (b) 8. For taxable years that begin after December 31, 2010, and
18 before January 1, 2013, for a corporation, conduit, or common law trust which
19 qualifies as a regulated investment company, real estate mortgage investment
20 conduit, real estate investment trust, or financial asset securitization investment
21 trust under the Internal Revenue Code as amended to December 31, 2010, excluding
22 sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d),
23 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
24 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165
25 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of

SENATE BILL 21**SECTION 2251**

1 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,
2 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211,
3 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305,
4 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,
5 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as
6 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,
7 sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117,
8 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division
9 C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of
10 P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections
11 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301
12 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and
13 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of
14 P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and
15 sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261,
16 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201
17 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108,
18 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152,
19 P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215
20 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and
21 2113 of P.L. 111–240, and P.L. 111–312, and as amendeded by section 902 of P.L.
22 112–240 and by P.L. 113–168, and as indirectly affected in the provisions applicable
23 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
24 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
25 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding

SENATE BILL 21**SECTION 2251**

1 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
2 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
3 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
4 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
5 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
6 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
7 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)
8 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
9 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,
10 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
11 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
12 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of
13 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
14 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
15 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding
16 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it
17 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
18 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,
19 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
20 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
21 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
22 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
23 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,
24 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding
25 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)

SENATE BILL 21**SECTION 2251**

1 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504
2 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,
3 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.
4 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,
5 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.
6 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections
7 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, and section 902 of P.L.
8 112–240, and P.L. 113–168, “net income” means the federal regulated investment
9 company taxable income, federal real estate mortgage investment conduit taxable
10 income, federal real estate investment trust or financial asset securitization
11 investment trust taxable income of the corporation, conduit, or trust as determined
12 under the Internal Revenue Code as amended to December 31, 2010, excluding
13 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
14 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
15 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165
16 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of
17 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,
18 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211,
19 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305,
20 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,
21 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as
22 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,
23 sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117,
24 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division
25 C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of

SENATE BILL 21**SECTION 2251**

1 P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections
2 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301
3 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and
4 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of
5 P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and
6 sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261,
7 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201
8 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108,
9 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152,
10 P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215
11 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and
12 2113 of P.L. 111–240, and P.L. 111–312, and as amendeded by section 902 of P.L.
13 112–240 and by P.L. 113–168, and as indirectly affected in the provisions applicable
14 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
15 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
16 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
17 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
18 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
19 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
20 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
21 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
22 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.
23 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)
24 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,
25 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,

SENATE BILL 21**SECTION 2251**

1 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,
2 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,
3 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of
4 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections
5 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
6 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding
7 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it
8 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.
9 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,
10 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
11 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,
12 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,
13 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)
14 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,
15 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding
16 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)
17 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504
18 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,
19 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.
20 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,
21 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.
22 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections
23 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, and section 902 of P.L.
24 112–240, and P.L. 113–168, except that property that, under s. 71.02 (1) (c) 8. to 11.,
25 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the

SENATE BILL 21**SECTION 2251**

1 Internal Revenue Code as amended to December 31, 1980, shall continue to be
2 depreciated under the Internal Revenue Code as amended to December 31, 1980,
3 and except that the appropriate amount shall be added or subtracted to reflect
4 differences between the depreciation or adjusted basis for federal income tax
5 purposes and the depreciation or adjusted basis under this chapter of any property
6 disposed of during the taxable year. The Internal Revenue Code as amended to
7 December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections
8 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),
9 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.
10 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.
11 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.
12 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.
13 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
14 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
15 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.
16 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
17 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222,
18 P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of
19 division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections
20 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5
21 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
22 P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections
23 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and
24 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116,
25 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,

SENATE BILL 21**SECTION 2251**

1 P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of
2 division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections
3 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152,
4 except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203,
5 P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except
6 sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as
7 amended by section 902 of P.L. 112–240 and by P.L. 113–168, and as indirectly
8 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
9 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
10 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
11 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
12 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
13 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
14 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
15 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
16 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding
17 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,
18 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
19 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.
20 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
21 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403
22 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336,
23 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7,
24 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
25 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.

SENATE BILL 21**SECTION 2251**

1 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
2 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
3 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
4 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,
5 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
6 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,
7 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)
8 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.
9 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.
10 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,
11 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B
12 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,
13 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
14 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections
15 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407
16 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of
17 P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325,
18 and section 902 of P.L. 112–240, and P.L. 113–168, applies for Wisconsin purposes at
19 the same time as for federal purposes, except that changes made by section 209 of
20 P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A
21 and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and
22 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L.
23 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
24 sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L.
25 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L.

SENATE BILL 21**SECTION 2251**

1 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and
2 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L.
3 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L.
4 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning
5 before January 1, 2011. Amendments to the Internal Revenue Code enacted after
6 December 31, 2010, do not apply to this subdivision with respect to taxable years that
7 begin after December 31, 2010, and before January 1, 2013, except that changes to
8 the Internal Revenue Code made by section 902 of P.L. 112–240 and by P.L. 113–168,
9 and changes that indirectly affect the provisions applicable to this subchapter made
10 by section 902 of P.L. 112–240 and by P.L. 113–168, apply for Wisconsin purposes at
11 the same time as for federal purposes.

12 **SECTION 2252.** 71.26 (2) (b) 9. of the statutes is amended to read:

13 71.26 (2) (b) 9. For taxable years that begin after December 31, 2012, and
14 before January 1, 2014, for a corporation, conduit, or common law trust which
15 qualifies as a regulated investment company, real estate mortgage investment
16 conduit, real estate investment trust, or financial asset securitization investment
17 trust under the Internal Revenue Code as amended to December 31, 2010, excluding
18 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
19 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
20 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165
21 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,
22 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
23 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,
24 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,
25 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section

SENATE BILL 21**SECTION 2252**

1 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates
2 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
3 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410,
4 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
5 P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L.
6 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b),
7 (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245,
8 P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.
9 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317,
10 P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313
11 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401,
12 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L.
13 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013,
14 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L.
15 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section
16 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L.
17 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L.
18 111–312, and as amendeded by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95,
19 sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902
20 of P.L. 112–240, and P.L. 113–168, and as indirectly affected in the provisions
21 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
22 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
23 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
24 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
25 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,

SENATE BILL 21**SECTION 2252**

1 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
2 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
3 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
4 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding
5 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,
6 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.
7 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.
8 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.
9 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403
10 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336,
11 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7,
12 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
13 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.
14 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
15 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
16 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
17 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,
18 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
19 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,
20 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)
21 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.
22 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.
23 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,
24 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B
25 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,

SENATE BILL 21**SECTION 2252**

1 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
2 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections
3 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902,
4 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L.
5 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections
6 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L.
7 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L.
8 112–141, and sections 101 and 902 of P.L. 112–240, and P.L. 113–168, “net income”
9 means the federal regulated investment company taxable income, federal real estate
10 mortgage investment conduit taxable income, federal real estate investment trust
11 or financial asset securitization investment trust taxable income of the corporation,
12 conduit, or trust as determined under the Internal Revenue Code as amended to
13 December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections
14 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),
15 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.
16 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections
17 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section
18 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections
19 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.
20 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,
21 and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73,
22 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
23 (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L.
24 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division
25 A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215,

SENATE BILL 21**SECTION 2252**

1 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L.
2 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L.
3 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4,
4 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and
5 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116,
6 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,
7 P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of
8 division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections
9 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902,
10 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L.
11 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except
12 sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111,
13 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amendeded by section 1858
14 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121
15 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and P.L. 113–168, and as
16 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
17 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
18 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
19 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
20 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
21 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
22 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
23 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
24 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15,
25 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.

SENATE BILL 21**SECTION 2252**

1 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.
2 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections
3 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201
4 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
5 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102,
6 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,
7 P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,
8 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59,
9 excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L.
10 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section
11 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.
12 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227,
13 P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A
14 and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and
15 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L.
16 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
17 P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314,
18 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and
19 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections
20 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L.
21 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522,
22 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding
23 section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014,
24 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, section 1407 of
25 P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L.

SENATE BILL 21**SECTION 2252**

1 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325,
2 section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242,
3 and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and P.L.
4 113–168, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is
5 required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue
6 Code as amended to December 31, 1980, shall continue to be depreciated under the
7 Internal Revenue Code as amended to December 31, 1980, and except that the
8 appropriate amount shall be added or subtracted to reflect differences between the
9 depreciation or adjusted basis for federal income tax purposes and the depreciation
10 or adjusted basis under this chapter of any property disposed of during the taxable
11 year. The Internal Revenue Code as amended to December 31, 2010, excluding
12 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),
13 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and
14 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165
15 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,
16 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
17 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,
18 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,
19 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section
20 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates
21 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
22 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410,
23 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
24 P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L.
25 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b),

SENATE BILL 21**SECTION 2252**

1 (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245,
2 P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.
3 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317,
4 P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313
5 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401,
6 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L.
7 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013,
8 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L.
9 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L.
10 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240,
11 except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312,
12 and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections
13 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L.
14 112–240, P.L. 113–168, and as indirectly affected in the provisions applicable to
15 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
16 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
17 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
18 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
19 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
20 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
21 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
22 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
23 P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
24 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
25 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.

SENATE BILL 21**SECTION 2252**

1 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
2 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
3 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
4 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,
5 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.
6 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
7 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.
8 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
9 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
10 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
11 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,
12 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
13 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,
14 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)
15 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.
16 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.
17 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,
18 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B
19 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,
20 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
21 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections
22 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902,
23 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L.
24 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections
25 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L.

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1 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L.
2 112–141, and sections 101 and 902 of P.L. 112–240, and P.L. 113–168, applies for
3 Wisconsin purposes at the same time as for federal purposes, except that changes
4 made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L.
5 111–148, and sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10,
6 section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L.
7 112–141 do not apply for taxable years beginning before January 1, 2013.
8 Amendments to the federal Internal Revenue Code enacted after December 31, 2010,
9 do not apply to this paragraph with respect to taxable years beginning after
10 December 31, 2010, except that changes to the Internal Revenue Code made by
11 section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241,
12 40242, and 100121 of P.L. 112–141, and changes that indirectly affect the provisions
13 applicable to this subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L.
14 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply
15 for taxable years beginning before January 1, 2013, and changes to the Internal
16 Revenue Code made by sections 101 and 902 of P.L. 112–240 and by P.L. 113–168, and
17 changes that indirectly affect the provisions applicable to this subchapter made by
18 sections 101 and 902 of P.L. 112–240 and by P.L. 113–168, apply for Wisconsin
19 purposes at the same time as for federal purposes.

20 **SECTION 2253.** 71.26 (2) (b) 10. of the statutes is created to read:

21 71.26 (2) (b) 10. a. For taxable years beginning after December 31, 2013, for a
22 corporation, conduit, or common law trust which qualifies as a regulated investment
23 company, real estate mortgage investment conduit, real estate investment trust, or
24 financial asset securitization investment trust under the Internal Revenue Code,
25 “net income” means the federal regulated investment company taxable income,

SENATE BILL 21**SECTION 2253**

1 federal real estate mortgage investment conduit taxable income, federal real estate
2 investment trust or financial asset securitization investment trust taxable income
3 of the corporation, conduit, or trust as determined under the Internal Revenue Code.

4 b. For purposes of subd. 10. a., “Internal Revenue Code” means the federal
5 Internal Revenue Code as amended to December 31, 2013, except as provided in
6 subds. 10. c. and 10. d. and subject to subd. 10. e.

7 c. For purposes of subd. 10. a., “Internal Revenue Code” does not include the
8 following provisions of federal public laws for taxable years beginning after
9 December 31, 2013: section 13113 of P.L. 103–66; sections 1, 3, 4, and 5 of P.L.
10 106–519; sections 101, 102, and 422 of P.L. 108–357; sections 1310 and 1351 of P.L.
11 109–58; section 11146 of P.L. 109–59; section 403 (q) of P.L. 109–135; section 513 of
12 P.L. 109–222; sections 104 and 307 of P.L. 109–432; sections 8233 and 8235 of P.L.
13 110–28; section 11 (e) and (g) of P.L. 110–172; section 301 of P.L. 110–245; sections
14 15303 and 15351 of P.L. 110–246; section 302 of division A, section 401 of division B,
15 and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110–343; sections
16 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111–5; sections 211, 212, 213,
17 214, and 216 of P.L. 111–226; sections 2011 and 2122 of P.L. 111–240; sections 753,
18 754, and 760 of P.L. 111–312; section 1106 of P.L. 112–95; and sections 104, 318, 322,
19 323, 324, 326, 327, and 411 of P.L. 112–240.

20 d. For purposes of subd. 10. a., “Internal Revenue Code” does not include
21 amendments to the federal Internal Revenue Code enacted after December 31, 2013,
22 except that “Internal Revenue Code” includes the provisions of P.L. 113–97, P.L.
23 113–159, and P.L. 113–168.

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1 e. For purposes of subd. 10. a., the provisions of federal public laws that directly
2 or indirectly affect the Internal Revenue Code, as defined in this subdivision, apply
3 for Wisconsin purposes at the same time as for federal purposes.

4 **SECTION 2254.** 71.26 (3) (n) of the statutes is amended to read:

5 71.26 (3) (n) Sections 381, 382 and 383 (relating to carry-overs in certain
6 corporate acquisitions) are modified so that they apply to losses under sub. (4) and
7 credits under s. 71.28 (1di), (1dL), (1dm), (1dx), (3), (4), (4m), and (5) instead of to
8 federal credits and federal net operating losses.

9 **SECTION 2255.** 71.28 (1) (a) of the statutes is amended to read:

10 71.28 (1) (a) Any corporation which contributes an amount to the community
11 development finance authority under s. 233.03, 1985 stats., or to the housing and
12 economic development authority under s. 234.03 (32), 2013 stats., or to the Forward
13 Wisconsin Development Authority on behalf of the community development finance
14 company under s. 235.95 and, in the same year, purchases common stock or
15 partnership interests of the community development finance company issued under
16 s. 233.05 (2), 1985 stats., or s. 234.95 (2), 2013 stats., or 235.95 in an amount no
17 greater than the contribution to the authority may credit against taxes otherwise
18 due an amount equal to 75% of the purchase price of the stock or partnership
19 interests. The credit received under this paragraph may not exceed 75% of the
20 contribution ~~to the community development finance authority.~~

21 **SECTION 2256.** 71.28 (1dd) of the statutes is repealed.

22 **SECTION 2257.** 71.28 (1de) of the statutes is repealed.

23 **SECTION 2258.** 71.28 (1di) of the statutes is repealed.

24 **SECTION 2259.** 71.28 (1dj) of the statutes is repealed.

25 **SECTION 2260.** 71.28 (1dL) of the statutes is repealed.

SENATE BILL 21**SECTION 2261**

1 **SECTION 2261.** 71.28 (1dm) (a) 1. of the statutes is amended to read:

2 71.28 (1dm) (a) 1. “Certified” means entitled under s. 235.395 (3) (a) 4. or s.
3 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits
4 or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013
5 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009
6 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

7 **SECTION 2262.** 71.28 (1dm) (a) 3. of the statutes is amended to read:

8 71.28 (1dm) (a) 3. “Development zone” means a development opportunity zone
9 under s. 235.395 (1) (e) and (f) or 235.398 or s. 238.395 (1) (e) and (f), 2013 stats., or
10 s. 238.398, 2013 stats., or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009
11 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats.,
12 or s. 560.7995, 2009 stats.

13 **SECTION 2263.** 71.28 (1dm) (a) 4. of the statutes is amended to read:

14 71.28 (1dm) (a) 4. “Previously owned property” means real property that the
15 claimant or a related person owned during the 2 years prior to the department of
16 commerce or the Wisconsin Economic Development Corporation or the Forward
17 Wisconsin Development Authority designating the place where the property is
18 located as a development zone and for which the claimant may not deduct a loss from
19 the sale of the property to, or an exchange of the property with, the related person
20 under section 267 of the Internal Revenue Code, except that section 267 (b) of the
21 Internal Revenue Code is modified so that if the claimant owns any part of the
22 property, rather than 50% ownership, the claimant is subject to section 267 (a) (1) of
23 the Internal Revenue Code for purposes of this subsection.

24 **SECTION 2264.** 71.28 (1dm) (f) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 2264**

1 71.28 **(1dm)** (f) 1. A copy of the verification that the claimant may claim tax
2 benefits under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795
3 (3) (a) 4., 2009 stats., or is certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4)
4 or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats.,
5 or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

6 **SECTION 2265.** 71.28 (1dm) (f) 2. of the statutes is amended to read:

7 71.28 **(1dm)** (f) 2. A statement from the department of commerce or the
8 Wisconsin Economic Development Corporation or the Forward Wisconsin
9 Development Authority verifying the purchase price of the investment and verifying
10 that the investment fulfills the requirements under par. (b).

11 **SECTION 2266.** 71.28 (1dm) (i) of the statutes is amended to read:

12 71.28 **(1dm)** (i) Partnerships, limited liability companies, and tax-option
13 corporations may not claim the credit under this subsection, but the eligibility for,
14 and the amount of, that credit shall be determined on the basis of their economic
15 activity, not that of their shareholders, partners, or members. The corporation,
16 partnership, or limited liability company shall compute the amount of credit that
17 may be claimed by each of its shareholders, partners, or members and provide that
18 information to its shareholders, partners, or members. Partners, members of limited
19 liability companies, and shareholders of tax-option corporations may claim the
20 credit based on the partnership's, company's, or corporation's activities in proportion
21 to their ownership interest and may offset it against the tax attributable to their
22 income from the partnership's, company's, or corporation's business operations in the
23 development zone; except that partners, members, and shareholders in a
24 development zone under s. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s.

SENATE BILL 21**SECTION 2266**

1 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax
2 attributable to their income.

3 **SECTION 2267.** 71.28 (1dm) (j) of the statutes is amended to read:

4 71.28 (1dm) (j) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395
5 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits becomes
6 ineligible for such tax benefits, or if a person's certification under s. 235.395 (5),
7 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats.,
8 or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,
9 or s. 560.7995 (4), 2009 stats., is revoked, that person may claim no credits under this
10 subsection for the taxable year that includes the day on which the person becomes
11 ineligible for tax benefits, the taxable year that includes the day on which the
12 certification is revoked, or succeeding taxable years, and that person may carry over
13 no unused credits from previous years to offset tax under this chapter for the taxable
14 year that includes the day on which the person becomes ineligible for tax benefits,
15 the taxable year that includes the day on which the certification is revoked, or
16 succeeding taxable years.

17 **SECTION 2268.** 71.28 (1dm) (k) of the statutes is amended to read:

18 71.28 (1dm) (k) If a person who is entitled under s. 235.395 (3) (a) 4. or s.
19 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits
20 or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013
21 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009
22 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., ceases business
23 operations in the development zone during any of the taxable years that that zone
24 exists, that person may not carry over to any taxable year following the year during

SENATE BILL 21**SECTION 2268**

1 which operations cease any unused credits from the taxable year during which
2 operations cease or from previous taxable years.

3 **SECTION 2269.** 71.28 (1dr) of the statutes is repealed.

4 **SECTION 2270.** 71.28 (1ds) of the statutes is repealed.

5 **SECTION 2271.** 71.28 (1dx) (a) 2. of the statutes is amended to read:

6 71.28 (1dx) (a) 2. “Development zone” means a development zone under s.
7 235.30 or s. 238.30, 2013 stats., or s. 560.70, 2009 stats., a development opportunity
8 zone under s. 235.395 or s. 238.395, 2013 stats., or s. 560.795, 2009 stats., an
9 enterprise development zone under s. 235.397 or s. 238.397, 2013 stats., or s.
10 560.797, 2009 stats., an agricultural development zone under s. 235.398 or s.
11 238.398, 2013 stats., or s. 560.798, 2009 stats., or an airport development zone under
12 s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

13 **SECTION 2272.** 71.28 (1dx) (a) 3. of the statutes is amended to read:

14 71.28 (1dx) (a) 3. “Environmental remediation” means removal or
15 containment of environmental pollution, as defined in s. 299.01 (4), and restoration
16 of soil or groundwater that is affected by environmental pollution, as defined in s.
17 299.01 (4), in a brownfield if that removal, containment or restoration fulfills the
18 requirement under sub. (1de) (a) 1., 2013 stats., and investigation unless the
19 investigation determines that remediation is required and that remediation is not
20 undertaken.

21 **SECTION 2273.** 71.28 (1dx) (a) 4. of the statutes is amended to read:

22 71.28 (1dx) (a) 4. “Full-time job” has the meaning given in s. ~~238.30~~ 235.30
23 (2m).

24 **SECTION 2274.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

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1 71.28 (1dx) (a) 5. “Member of a targeted group” means a person who resides
2 in an area designated by the federal government as an economic revitalization area,
3 a person who is employed in an unsubsidized job but meets the eligibility
4 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
5 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or
6 in a trial employment match program job, as defined in s. 49.141 (1) (n), a person who
7 is eligible for child care assistance under s. 49.155, a person who is a vocational
8 rehabilitation referral, an economically disadvantaged youth, an economically
9 disadvantaged veteran, a supplemental security income recipient, a general
10 assistance recipient, an economically disadvantaged ex-convict, a qualified summer
11 youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in
12 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the
13 manner under sub. (1dj) (am) 3., 2013 stats., by a designated local agency, as defined
14 in sub. (1dj) (am) 2., 2013 stats.

15 **SECTION 2275.** 71.28 (1dx) (b) (intro.) of the statutes is amended to read:

16 71.28 (1dx) (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and
17 in s. 73.03 (35), and subject to s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009
18 stats., for any taxable year for which the person is entitled under s. 235.395 (3) or s.
19 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified
20 under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013
21 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013
22 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009
23 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against the
24 taxes otherwise due under this chapter the following amounts:

25 **SECTION 2276.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

SENATE BILL 21**SECTION 2276**

1 71.28 (1dx) (b) 2. The amount determined by multiplying the amount
2 determined under s. 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., or s. 560.785 (1)
3 (b), 2009 stats., by the number of full-time jobs created in a development zone and
4 filled by a member of a targeted group and by then subtracting the subsidies paid
5 under s. 49.147 (3) (a) for those jobs.

6 **SECTION 2277.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

7 71.28 (1dx) (b) 3. The amount determined by multiplying the amount
8 determined under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1)
9 (c), 2009 stats., by the number of full-time jobs created in a development zone and
10 not filled by a member of a targeted group and by then subtracting the subsidies paid
11 under s. 49.147 (3) (a) for those jobs.

12 **SECTION 2278.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

13 71.28 (1dx) (b) 4. The amount determined by multiplying the amount
14 determined under s. 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785
15 (1) (bm), 2009 stats., by the number of full-time jobs retained, as provided in the
16 rules under s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., ~~excluding~~
17 ~~jobs for which a credit has been claimed under sub. (1dj),~~ in an enterprise
18 development zone under s. 235.397 or s. 238.397, 2013 stats., or s. 560.797, 2009
19 stats., and for which significant capital investment was made and by then
20 subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.

21 **SECTION 2279.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

22 71.28 (1dx) (b) 5. The amount determined by multiplying the amount
23 determined under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1)
24 (c), 2009 stats., by the number of full-time jobs retained, as provided in the rules
25 under s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., ~~excluding jobs~~

SENATE BILL 21**SECTION 2279**

1 ~~for which a credit has been claimed under sub. (1dj),~~ in a development zone and not
2 filled by a member of a targeted group and by then subtracting the subsidies paid
3 under s. 49.147 (3) (a) for those jobs.

4 **SECTION 2280.** 71.28 (1dx) (be) of the statutes is amended to read:

5 71.28 (1dx) (be) *Offset.* A claimant in a development zone under s. 235.395 (1)
6 (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats., may offset any
7 credits claimed under this subsection, including any credits carried over, against the
8 amount of the tax otherwise due under this subchapter attributable to all of the
9 claimant's income and against the tax attributable to income from directly related
10 business operations of the claimant.

11 **SECTION 2281.** 71.28 (1dx) (bg) of the statutes is amended to read:

12 71.28 (1dx) (bg) *Other entities.* For claimants in a development zone under s.
13 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats.,
14 partnerships, limited liability companies, and tax-option corporations may not
15 claim the credit under this subsection, but the eligibility for, and amount of, that
16 credit shall be determined on the basis of their economic activity, not that of their
17 shareholders, partners, or members. The corporation, partnership, or company shall
18 compute the amount of the credit that may be claimed by each of its shareholders,
19 partners, or members and shall provide that information to each of its shareholders,
20 partners, or members. Partners, members of limited liability companies, and
21 shareholders of tax-option corporations may claim the credit based on the
22 partnership's, company's, or corporation's activities in proportion to their ownership
23 interest and may offset it against the tax attributable to their income.

24 **SECTION 2282.** 71.28 (1dx) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 2282**

1 71.28 (1dx) (c) *Credit precluded*. If the certification of a person for tax benefits
2 under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013
3 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013
4 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009
5 stats., or s. 560.7995 (4), 2009 stats., is revoked, or if the person becomes ineligible
6 for tax benefits under s. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3),
7 2009 stats., that person may not claim credits under this subsection for the taxable
8 year that includes the day on which the certification is revoked; the taxable year that
9 includes the day on which the person becomes ineligible for tax benefits; or
10 succeeding taxable years and that person may not carry over unused credits from
11 previous years to offset tax under this chapter for the taxable year that includes the
12 day on which certification is revoked; the taxable year that includes the day on which
13 the person becomes ineligible for tax benefits; or succeeding taxable years.

14 **SECTION 2283.** 71.28 (1dx) (d) of the statutes is amended to read:

15 71.28 (1dx) (d) *Carry-over precluded*. If a person who is entitled under s.
16 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax
17 benefits or certified under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or
18 s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or
19 s. 238.3995 (4), 2013 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats.,
20 s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for tax benefits ceases
21 business operations in the development zone during any of the taxable years that
22 that zone exists, that person may not carry over to any taxable year following the
23 year during which operations cease any unused credits from the taxable year during
24 which operations cease or from previous taxable years.

SENATE BILL 21**SECTION 2284**

1 **SECTION 2284.** 71.28 (1dx) (e) of the statutes is renumbered 71.28 (1dx) (e) 1.
2 and amended to read:

3 71.28 (**1dx**) (e) 1. Subsection (4) (e) to (h), as it applies to the credit under sub.
4 (4), applies to the credit under this subsection. ~~Subsection (1dj) (e), as it applies to~~
5 ~~the credit under sub. (1dj), applies to the credit under this subsection.~~ Claimants
6 shall include with their returns a copy of their certification for tax benefits and a copy
7 of the department of commerce’s verification of their expenses.

8 **SECTION 2285.** 71.28 (1dx) (e) 2. of the statutes is created to read:

9 71.28 (**1dx**) (e) 2. The credit under this subsection may not be claimed by
10 partnerships, limited liability companies and tax-option corporations but the
11 eligibility for, and the amount of, that credit shall be determined on the basis of their
12 economic activity, not that of their shareholders, partners or members. The
13 corporation, partnership or limited liability company shall compute the amount of
14 credit that may be claimed by each of its shareholders, partners or members and
15 shall provide that information to each of its shareholders, partners or members.
16 That credit may be claimed by partners, members of limited liability companies and
17 shareholders of tax-option corporations in proportion to their ownership interests.

18 **SECTION 2286.** 71.28 (1dy) (a) of the statutes is amended to read:

19 71.28 (**1dy**) (a) *Definition.* In this subsection, “claimant” means a person who
20 files a claim under this subsection and is certified under s. 235.301 (2) or s. 238.301
21 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits
22 under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

23 **SECTION 2287.** 71.28 (1dy) (b) of the statutes is amended to read:

24 71.28 (**1dy**) (b) *Filing claims.* Subject to the limitations under this subsection
25 and ss. 235.301 to 235.306 or ss. 238.301 to 238.306, 2013 stats., or s. ss. 560.701 to

SENATE BILL 21**SECTION 2287**

1 560.706, 2009 stats., for taxable years beginning after December 31, 2008, and before
2 January 1, 2016, a claimant may claim as a credit against the tax imposed under s.
3 71.23, up to the amount of the tax, the amount authorized for the claimant under s.
4 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

5 **SECTION 2288.** 71.28 (1dy) (c) 1. of the statutes is amended to read:

6 71.28 (1dy) (c) 1. No credit may be allowed under this subsection unless the
7 claimant includes with the claimant's return a copy of the claimant's certification
8 under s. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and
9 a copy of the claimant's notice of eligibility to receive tax benefits under s. 235.303
10 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

11 **SECTION 2289.** 71.28 (1dy) (c) 2. of the statutes is amended to read:

12 71.28 (1dy) (c) 2. Partnerships, limited liability companies, and tax-option
13 corporations may not claim the credit under this subsection, but the eligibility for,
14 and the amount of, the credit are based on their authorization to claim tax benefits
15 under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats. A partnership,
16 limited liability company, or tax-option corporation shall compute the amount of
17 credit that each of its partners, members, or shareholders may claim and shall
18 provide that information to each of them. Partners, members of limited liability
19 companies, and shareholders of tax-option corporations may claim the credit in
20 proportion to their ownership interests.

21 **SECTION 2290.** 71.28 (1dy) (d) 2. of the statutes is amended to read:

22 71.28 (1dy) (d) 2. If a claimant's certification is revoked under s. 235.305 or s.
23 238.305, 2013 stats., or s. 560.705, 2009 stats., or if a claimant becomes ineligible for
24 tax benefits under s. 235.302 or s. 238.302, 2013 stats., or s. 560.702, 2009 stats., the
25 claimant may not claim credits under this subsection for the taxable year that

SENATE BILL 21**SECTION 2290**

1 includes the day on which the certification is revoked; the taxable year that includes
2 the day on which the claimant becomes ineligible for tax benefits; or succeeding
3 taxable years and the claimant may not carry over unused credits from previous
4 years to offset the tax imposed under s. 71.23 for the taxable year that includes the
5 day on which certification is revoked; the taxable year that includes the day on which
6 the claimant becomes ineligible for tax benefits; or succeeding taxable years.

7 **SECTION 2291.** 71.28 (1dy) (d) 4. of the statutes is created to read:

8 71.28 (1dy) (d) 4. Credits claimed under this subsection for taxable years
9 beginning after December 31, 2008, and before January 1, 2016, may be carried
10 forward for taxable years beginning after December 31, 2015.

11 **SECTION 2292.** 71.28 (3g) (a) (intro.) of the statutes is amended to read:

12 71.28 (3g) (a) (intro.) Subject to the limitations under this subsection and ss.
13 73.03 (35m) and 235.23 and s. 238.23, 2013 stats., and s. 560.96, 2009 stats., a
14 business that is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96
15 (3), 2009 stats., may claim as a credit against the taxes imposed under s. 71.23 an
16 amount equal to the sum of the following, as established under s. 235.23 (3) (c) or s.
17 238.23 (3) (c), 2013 stats., or s. 560.96 (3) (c), 2009 stats.:

18 **SECTION 2293.** 71.28 (3g) (b) of the statutes is amended to read:

19 71.28 (3g) (b) The department of revenue shall notify the ~~department of~~
20 ~~commerce or the Wisconsin Economic Development Corporation~~ Forward Wisconsin
21 Development Authority of all claims under this subsection.

22 **SECTION 2294.** 71.28 (3g) (e) 2. of the statutes is amended to read:

23 71.28 (3g) (e) 2. The investments that relate to the amount described under par.
24 (a) 2. for which a claimant makes a claim under this subsection must be retained for

SENATE BILL 21**SECTION 2294**

1 use in the technology zone for the period during which the claimant's business is
2 certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.

3 **SECTION 2295.** 71.28 (3g) (f) 1. of the statutes is amended to read:

4 71.28 (3g) (f) 1. A copy of the verification that the claimant's business is
5 certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.,
6 and that the business has entered into an agreement under s. 235.23 (3) (d) or s.
7 238.23 (3) (d), 2013 stats., or s. 560.96 (3) (d), 2009 stats.

8 **SECTION 2296.** 71.28 (3g) (f) 2. of the statutes is amended to read:

9 71.28 (3g) (f) 2. A statement from the department of commerce or the Wisconsin
10 Economic Development Corporation or the Forward Wisconsin Development
11 Authority verifying the purchase price of the investment described under par. (a) 2.
12 and verifying that the investment fulfills the requirement under par. (e) 2.

13 **SECTION 2297.** 71.28 (3q) (a) 1. of the statutes is amended to read:

14 71.28 (3q) (a) 1. "Claimant" means a person certified to receive tax benefits
15 under s. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009 stats.

16 **SECTION 2298.** 71.28 (3q) (a) 2. of the statutes is amended to read:

17 71.28 (3q) (a) 2. "Eligible employee" means, for taxable years beginning before
18 January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who
19 satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for
20 taxable years beginning after December 31, 2010, an eligible employee under s.
21 235.16 (1) (b) or s. 238.16 (1) (b), 2013 stats., who satisfies the wage requirements
22 under s. 235.16 (3) (a) or (b) or s. 238.16 (3) (a) or (b), 2013 stats.

23 **SECTION 2299.** 71.28 (3q) (b) of the statutes is amended to read:

24 71.28 (3q) (b) *Filing claims.* Subject to the limitations provided in this
25 subsection and s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats., for

SENATE BILL 21**SECTION 2299**

1 taxable years beginning after December 31, 2009, and before January 1, 2016, a
2 claimant may claim as a credit against the taxes imposed under s. 71.23 any of the
3 following:

4 1. The amount of wages that the claimant paid to an eligible employee in the
5 taxable year, not to exceed 10 percent of such wages, as determined under s. 235.16
6 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats.

7 2. The amount of the costs incurred by the claimant in the taxable year, as
8 determined under s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats., to
9 undertake the training activities described under s. 235.16 (3) (c) or s. 238.16 (3) (c),
10 2013 stats., or s. 560.2055 (3) (c), 2009 stats.

11 **SECTION 2300.** 71.28 (3q) (c) 2. of the statutes is amended to read:

12 71.28 (3q) (c) 2. No credit may be allowed under this subsection unless the
13 claimant includes with the claimant's return a copy of the claimant's certification for
14 tax benefits under s. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009
15 stats.

16 **SECTION 2301.** 71.28 (3q) (c) 3. of the statutes is amended to read:

17 71.28 (3q) (c) 3. The maximum amount of credits that may be awarded under
18 this subsection and ss. 71.07 (3q) and 71.47 (3q) for the period beginning on January
19 1, 2010, and ending on June 30, 2013, is \$14,500,000, not including the amount of
20 any credits reallocated under 235.15 (3) (d) or s. 238.15 (3) (d), 2013 stats., or s.
21 560.205 (3) (d), 2009 stats.

22 **SECTION 2302.** 71.28 (3q) (d) 3. of the statutes is created to read:

23 71.28 (3q) (d) 3. Credits claimed under this subsection for taxable years
24 beginning after December 31, 2008, and before January 1, 2016, may be carried
25 forward for taxable years beginning after December 31, 2015.

SENATE BILL 21**SECTION 2303**

1 **SECTION 2303.** 71.28 (3w) (a) 2. of the statutes is amended to read:

2 71.28 (3w) (a) 2. “Claimant” means a person who is certified to claim tax
3 benefits under s. 235.399 (5) or s. 238.399 (5), 2013 stats., or s. 560.799 (5), 2009
4 stats., and who files a claim under this subsection.

5 **SECTION 2304.** 71.28 (3w) (a) 3. of the statutes is amended to read:

6 71.28 (3w) (a) 3. “Full-time employee” means a full-time employee, as defined
7 in s. 235.399 (1) (am) or s. 238.399 (1) (am), 2013 stats., or s. 560.799 (1) (am), 2009
8 stats.

9 **SECTION 2305.** 71.28 (3w) (a) 4. of the statutes is amended to read:

10 71.28 (3w) (a) 4. “Enterprise zone” means a zone designated under s. 235.399
11 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

12 **SECTION 2306.** 71.28 (3w) (a) 5d. of the statutes is amended to read:

13 71.28 (3w) (a) 5d. “Tier I county or municipality” means a tier I county or
14 municipality, as determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
15 2009 stats.

16 **SECTION 2307.** 71.28 (3w) (a) 5e. of the statutes is amended to read:

17 71.28 (3w) (a) 5e. “Tier II county or municipality” means a tier II county or
18 municipality, as determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
19 2009 stats.

20 **SECTION 2308.** 71.28 (3w) (b) (intro.) of the statutes is amended to read:

21 71.28 (3w) (b) *Filing claims; payroll.* (intro.) Subject to the limitations
22 provided in this subsection and s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
23 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.23
24 an amount calculated as follows:

25 **SECTION 2309.** 71.28 (3w) (b) 5. of the statutes is amended to read:

SENATE BILL 21**SECTION 2309**

1 71.28 (3w) (b) 5. Multiply the amount determined under subd. 4. by the
2 percentage determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009
3 stats., not to exceed 7 percent.

4 **SECTION 2310.** 71.28 (3w) (bm) 1. of the statutes is amended to read:

5 71.28 (3w) (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and
6 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
7 238.399, 2013 stats., or s. 560.799, 2009 stats., a claimant may claim as a credit
8 against the tax imposed under s. 71.23 an amount equal to a percentage, as
9 determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats., not
10 to exceed 100 percent, of the amount the claimant paid in the taxable year to upgrade
11 or improve the job-related skills of any of the claimant's full-time employees, to train
12 any of the claimant's full-time employees on the use of job-related new technologies,
13 or to provide job-related training to any full-time employee whose employment with
14 the claimant represents the employee's first full-time job. This subdivision does not
15 apply to employees who do not work in an enterprise zone.

16 **SECTION 2311.** 71.28 (3w) (bm) 2. of the statutes is amended to read:

17 71.28 (3w) (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and
18 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
19 238.399, 2013 stats., or s. 560.799, 2009 stats., a claimant may claim as a credit
20 against the tax imposed under s. 71.23 an amount equal to the percentage, as
21 determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats., not
22 to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of
23 the claimant's full-time employees whose annual wages are greater than the amount
24 determined by multiplying 2,080 by 150 percent of the federal minimum wage in a
25 tier I county or municipality, not including the wages paid to the employees

SENATE BILL 21**SECTION 2311**

1 determined under par. (b) 1., or greater than \$30,000 in a tier II county or
2 municipality, not including the wages paid to the employees determined under par.
3 (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if
4 the total number of such employees is equal to or greater than the total number of
5 such employees in the base year. A claimant may claim a credit under this
6 subdivision for no more than 5 consecutive taxable years.

7 **SECTION 2312.** 71.28 (3w) (bm) 3. of the statutes is amended to read:

8 71.28 (3w) (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and
9 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
10 238.399, 2013 stats., or s. 560.799, 2009 stats., for taxable years beginning after
11 December 31, 2008, a claimant may claim as a credit against the tax imposed under
12 s. 71.23 up to 10 percent of the claimant's significant capital expenditures, as
13 determined under s. 235.399 (5m) or s. 238.399 (5m), 2013 stats., or s. 560.799 (5m),
14 2009 stats.

15 **SECTION 2313.** 71.28 (3w) (bm) 4. of the statutes is amended to read:

16 71.28 (3w) (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and
17 3., and subject to the limitations provided in this subsection and s. 235.399 or s.
18 238.399, 2013 stats., or s. 560.799, 2009 stats., for taxable years beginning after
19 December 31, 2009, a claimant may claim as a credit against the tax imposed under
20 s. 71.23, up to 1 percent of the amount that the claimant paid in the taxable year to
21 purchase tangible personal property, items, property, or goods under s. 77.52 (1) (b),
22 (c), or (d), or services from Wisconsin vendors, as determined under s. 235.399 (5) (e)
23 or s. 238.399 (5) (e), 2013 stats., or s. 560.799 (5) (e), 2009 stats., except that the
24 claimant may not claim the credit under this subdivision and subd. 3. for the same
25 expenditures.

SENATE BILL 21**SECTION 2314**

1 **SECTION 2314.** 71.28 (3w) (c) 3. of the statutes is amended to read:

2 71.28 (3w) (c) 3. No credit may be allowed under this subsection unless the
3 claimant includes with the claimant's return a copy of the claimant's certification for
4 tax benefits under s. 235.399 (5) or (5m) or s. 238.399 (5) or (5m), 2013 stats., or s.
5 560.799 (5) or (5m), 2009 stats.

6 **SECTION 2315.** 71.28 (3w) (d) of the statutes is amended to read:

7 71.28 (3w) (d) *Administration.* Subsection (4) (g) and (h), as it applies to the
8 credit under sub. (4), applies to the credit under this subsection. Claimants shall
9 include with their returns a copy of their certification for tax benefits, and a copy of
10 the verification of their expenses, from the department of commerce or the Wisconsin
11 Economic Development Corporation or the Forward Wisconsin Development
12 Authority.

13 **SECTION 2316.** 71.28 (3y) of the statutes is created to read:

14 71.28 (3y) BUSINESS DEVELOPMENT CREDIT. (a) *Definitions.* In this subsection:

15 1. "Claimant" means a person certified to receive tax benefits under s. 235.308.

16 2. "Eligible position" has the meaning given in s. 235.308 (1) (a).

17 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
18 235.308, for taxable years beginning after December 31, 2015, a claimant may claim
19 as a credit against the tax imposed under ss. 71.02 and 71.08 all of the following:

20 1. The amount of wages that the claimant paid to an employee in an eligible
21 position in the taxable year, not to exceed 10 percent of such wages, as determined
22 by the Forward Wisconsin Development Authority under s. 235.308.

23 2. The amount of wages that the claimant paid to an employee in an eligible
24 position in the taxable year, not to exceed 5 percent of such wages, if the employee

SENATE BILL 21**SECTION 2316**

1 is employed in an eligible position at the claimant's business in an economically
2 distressed area, as determined by the Forward Wisconsin Development Authority.

3 3. The amount of training costs that the claimant incurred under s. 235.308 (4)
4 (a) 3., not to exceed 50 percent of such costs, as determined by the Forward Wisconsin
5 Development Authority.

6 4. The amount of the personal property investment, not to exceed 3 percent of
7 such investment, and the amount of the real property investment, not to exceed 5
8 percent of such investment, in a capital investment project that satisfies s. 235.308
9 (4) (a) 4., as determined by the Forward Wisconsin Development Authority.

10 (c) *Limitations.* 1. Partnerships, limited liability companies, and tax-option
11 corporations may not claim the credit under this subsection, but the eligibility for,
12 and the amount of, the credit are based on their payment of amounts under par. (b).
13 A partnership, limited liability company, or tax-option corporation shall compute
14 the amount of credit that each of its partners, members, or shareholders may claim
15 and shall provide that information to each of them. Partners, members of limited
16 liability companies, and shareholders of tax-option corporations may claim the
17 credit in proportion to their ownership interests.

18 2. No credit may be allowed under this subsection unless the claimant includes
19 with the claimant's return a copy of the claimant's certification for tax benefits under
20 s. 235.308.

21 (d) *Administration.* 1. Subsection (4) (e), (g), and (h), as it applies to the credit
22 under sub. (4), applies to the credit under this subsection.

23 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise
24 due under s. 71.23, the amount of the claim not used to offset the tax due shall be
25 certified by the department of revenue to the department of administration for

SENATE BILL 21**SECTION 2316**

1 payment by check, share draft, or other draft drawn from the appropriation account
2 under s. 20.835 (2) (bg).

3 **SECTION 2317.** 71.28 (4) (ad) 1. of the statutes is amended to read:

4 71.28 (4) (ad) 1. Except as provided in subds. 2. and 3., any corporation may
5 credit against taxes otherwise due under this chapter an amount equal to 5 percent
6 of the amount obtained by subtracting from the corporation's qualified research
7 expenses, as defined in section 41 of the Internal Revenue Code, except that
8 "qualified research expenses" includes only expenses incurred by the claimant,
9 incurred for research conducted in this state for the taxable year, except that a
10 taxpayer may elect the alternative computation under section 41 (c) (4) of the
11 Internal Revenue Code and that election applies until the department permits its
12 revocation, except as provided in par. (af), and except that "qualified research
13 expenses" does not include compensation used in computing the credit under ~~sub.~~
14 ~~(1dj) and sub. (1dx)~~, the corporation's base amount, as defined in section 41 (c) of the
15 Internal Revenue Code, except that gross receipts used in calculating the base
16 amount means gross receipts from sales attributable to Wisconsin under s. 71.25 (9)
17 (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj), and (dk). Section 41 (h) of the
18 Internal Revenue Code does not apply to the credit under this paragraph.

19 **SECTION 2318.** 71.28 (4) (ad) 2. of the statutes is amended to read:

20 71.28 (4) (ad) 2. For taxable years beginning after June 30, 2007, any
21 corporation may credit against taxes otherwise due under this chapter an amount
22 equal to 10 percent of the amount obtained by subtracting from the corporation's
23 qualified research expenses, as defined in section 41 of the Internal Revenue Code,
24 except that "qualified research expenses" includes only expenses incurred by the
25 claimant for research related to designing internal combustion engines for vehicles,

SENATE BILL 21**SECTION 2318**

1 including expenses related to designing vehicles that are powered by such engines
2 and improving production processes for such engines and vehicles, incurred for
3 research conducted in this state for the taxable year, except that a taxpayer may elect
4 the alternative computation under section 41 (c) (4) of the Internal Revenue Code
5 and that election applies until the department permits its revocation, except as
6 provided in par. (af), and except that “qualified research expenses” does not include
7 compensation used in computing the credit under ~~subs. (1dj)~~ and sub. (1dx), the
8 corporation’s base amount, as defined in section 41 (c) of the Internal Revenue Code,
9 except that gross receipts used in calculating the base amount means gross receipts
10 from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh)
11 1., 2., and 3., (dj), and (dk). Section 41 (h) of the Internal Revenue Code does not apply
12 to the credit under this paragraph.

13 **SECTION 2319.** 71.28 (4) (ad) 3. of the statutes is amended to read:

14 71.28 (4) (ad) 3. For taxable years beginning after June 30, 2007, any
15 corporation may credit against taxes otherwise due under this chapter an amount
16 equal to 10 percent of the amount obtained by subtracting from the corporation’s
17 qualified research expenses, as defined in section 41 of the Internal Revenue Code,
18 except that “qualified research expenses” includes only expenses incurred by the
19 claimant for research related to the design and manufacturing of energy efficient
20 lighting systems, building automation and control systems, or automotive batteries
21 for use in hybrid–electric vehicles, that reduce the demand for natural gas or
22 electricity or improve the efficiency of its use, incurred for research conducted in this
23 state for the taxable year, except that a taxpayer may elect the alternative
24 computation under section 41 (c) (4) of the Internal Revenue Code and that election
25 applies until the department permits its revocation, except as provided in par. (af),

SENATE BILL 21**SECTION 2319**

1 and except that “qualified research expenses” does not include compensation used
2 in computing the credit under ~~subs. (1dj) and sub. (1dx)~~, the corporation’s base
3 amount, as defined in section 41 (c) of the Internal Revenue Code, except that gross
4 receipts used in calculating the base amount means gross receipts from sales
5 attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df), 1. and 2., (dh) 1., 2., and
6 3., (dj), and (dk). Section 41 (h) of the Internal Revenue Code does not apply to the
7 credit under this paragraph.

8 **SECTION 2320.** 71.28 (4) (am) 1. of the statutes is amended to read:

9 71.28 (4) (am) 1. In addition to the credit under par. (ad), any corporation may
10 credit against taxes otherwise due under this chapter an amount equal to 5 percent
11 of the amount obtained by subtracting from the corporation’s qualified research
12 expenses, as defined in section 41 of the Internal Revenue Code, except that
13 “qualified research expenses” include only expenses incurred by the claimant in a
14 development zone under subch. III of ch. 235 or subch. II of ch. 238, 2013 stats., or
15 subch. VI of ch. 560, 2009 stats., except that a taxpayer may elect the alternative
16 computation under section 41 (c) (4) of the Internal Revenue Code and that election
17 applies until the department permits its revocation and except that “qualified
18 research expenses” ~~do~~ does not include ~~compensation used in computing the credit~~
19 ~~under sub. (1dj) nor~~ research expenses incurred before the claimant is certified for
20 tax benefits under s. 235.365 (3) or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009
21 stats., or the corporation’s base amount, as defined in section 41 (c) of the Internal
22 Revenue Code, in a development zone, except that gross receipts used in calculating
23 the base amount means gross receipts from sales attributable to Wisconsin under s.
24 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj), and (dk) and research
25 expenses used in calculating the base amount include research expenses incurred

SENATE BILL 21**SECTION 2320**

1 before the claimant is certified for tax benefits under s. 235.365 (3) or s. 238.365 (3),
2 2013 stats., or s. 560.765 (3), 2009 stats., in a development zone, if the claimant
3 submits with the claimant's return a copy of the claimant's certification for tax
4 benefits under s. 235.365 (3) or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009
5 stats., and a statement from the department of commerce or the Wisconsin Economic
6 Development Corporation or Forward Wisconsin Development Authority verifying
7 the claimant's qualified research expenses for research conducted exclusively in a
8 development zone. The rules under s. 73.03 (35) apply to the credit under this
9 subdivision. ~~The rules under sub. (1d) (f) and (g) as they apply to the credit under~~
10 ~~that subsection apply to claims under this subdivision.~~ Section 41 (h) of the Internal
11 Revenue Code does not apply to the credit under this subdivision.

12 **SECTION 2321.** 71.28 (4) (am) 2. of the statutes is amended to read:

13 71.28 (4) (am) 2. The development zones credit under subd. 1., as it applies to
14 a person certified under s. 235.365 or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009
15 stats., applies to a corporation that conducts economic activity in a development
16 opportunity zone under s. 235.395 (1) or s. 238.395 (1), 2013 stats., or s. 560.795 (1),
17 2009 stats., and that is entitled to tax benefits under s. 235.395 (3) or s. 238.395 (3),
18 2013 stats., or s. 560.795 (3), 2009 stats., subject to the limits under s. 235.395 (2) or
19 s. 238.395 (2), 2013 stats., or s. 560.795 (2), 2009 stats. A development opportunity
20 zone credit under this subdivision may be calculated using expenses incurred by a
21 claimant beginning on the effective date under s. 235.395 (2) (a) or s. 238.395 (2) (a),
22 2013 stats., or s. 560.795 (2) (a), 2009 stats., of the development opportunity zone
23 designation of the area in which the claimant conducts economic activity.

24 **SECTION 2322.** 71.28 (4m) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 2322**

1 71.28 (4m) (a) *Definition*. In this subsection, “qualified research expenses”
2 means qualified research expenses as defined in section 41 of the Internal Revenue
3 Code, except that “qualified research expenses” includes only expenses incurred by
4 the claimant for research conducted in this state for the taxable year and except that
5 “qualified research expenses” ~~do~~ does not include compensation used in computing
6 the credits credit under subs. (1dj) and sub. (1dx).

7 **SECTION 2323.** 71.28 (5b) (a) 2. of the statutes is amended to read:

8 71.28 (5b) (a) 2. “Fund manager” means an investment fund manager certified
9 under s. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205 (2), 2009 stats.

10 **SECTION 2324.** 71.28 (5b) (b) 1. of the statutes is amended to read:

11 71.28 (5b) (b) 1. For taxable years beginning after December 31, 2004, subject
12 to the limitations provided under this subsection and s. 235.15 or s. 238.15, 2013
13 stats., or s. 560.205, 2009 stats., and except as provided in subd. 2., a claimant may
14 claim as a credit against the tax imposed under s. 71.23, up to the amount of those
15 taxes, 25 percent of the claimant’s investment paid to a fund manager that the fund
16 manager invests in a business certified under s. 235.15 (1) or s. 238.15 (1), 2013
17 stats., or s. 560.205 (1), 2009 stats.

18 **SECTION 2325.** 71.28 (5b) (b) 2. of the statutes is amended to read:

19 71.28 (5b) (b) 2. In the case of a partnership, limited liability company, or
20 tax-option corporation, the computation of the 25 percent limitation under subd. 1.
21 shall be determined at the entity level rather than the claimant level and may be
22 allocated among the claimants who make investments in the manner set forth in the
23 entity’s organizational documents. The entity shall provide to the department of
24 revenue and to the ~~department of commerce or the Wisconsin Economic~~
25 ~~Development Corporation~~ Forward Wisconsin Development Authority the names

SENATE BILL 21**SECTION 2325**

1 and tax identification numbers of the claimants, the amounts of the credits allocated
2 to the claimants, and the computation of the allocations.

3 **SECTION 2326.** 71.28 (5b) (d) 3. of the statutes is amended to read:

4 71.28 (5b) (d) 3. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for
5 investments made after December 31, 2007, if an investment for which a claimant
6 claims a credit under par. (b) is held by the claimant for less than 3 years, the
7 claimant shall pay to the department, in the manner prescribed by the department,
8 the amount of the credit that the claimant received related to the investment.

9 **SECTION 2327.** 71.28 (5j) (a) 2d. of the statutes is amended to read:

10 71.28 (5j) (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and
11 any other fuel derived from a renewable resource that meets all of the applicable
12 requirements of the American Society for Testing and Materials for that fuel and that
13 the department of ~~commerce or the department of safety and professional services~~
14 financial institutions and professional standards designates by rule as a diesel
15 replacement renewable fuel.

16 **SECTION 2328.** 71.28 (5j) (a) 2m. of the statutes is amended to read:

17 71.28 (5j) (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and
18 any other fuel derived from a renewable resource that meets all of the applicable
19 requirements of the American Society for Testing and Materials for that fuel and that
20 the department of ~~commerce or the department of safety and professional services~~
21 financial institutions and professional standards designates by rule as a gasoline
22 replacement renewable fuel.

23 **SECTION 2329.** 71.28 (5j) (c) 3. of the statutes is amended to read:

24 71.28 (5j) (c) 3. The department of ~~commerce or the department of safety and~~
25 ~~professional services~~ financial institutions and professional standards shall

SENATE BILL 21**SECTION 2329**

1 establish standards to adequately prevent, in the distribution of conventional fuel
2 to an end user, the inadvertent distribution of fuel containing a higher percentage
3 of renewable fuel than the maximum percentage established by the federal
4 environmental protection agency for use in conventionally-fueled engines.

5 **SECTION 2330.** 71.28 (5n) (a) 1. a. of the statutes is amended to read:

6 71.28 (5n) (a) 1. a. “Agriculture property factor” means a fraction, the
7 numerator of which is the average value of the claimant’s real property and
8 improvements assessed under s. 70.32 (2) (a) 4. to 7., owned or rented and used in
9 this state by the claimant during the taxable year to produce, grow, or extract
10 qualified production property, and the denominator of which is the average value of
11 all of the claimant’s real property and improvements owned or rented during the
12 taxable year and used by the claimant to produce, grow, or extract qualified
13 production property.

14 **SECTION 2331.** 71.28 (5n) (a) 3. of the statutes is amended to read:

15 71.28 (5n) (a) 3. “Direct costs” includes all of the claimant’s ordinary and
16 necessary expenses paid or incurred during the taxable year in carrying on the trade
17 or business that are deductible as business expenses under ~~section 162~~ of the
18 Internal Revenue Code and identified as direct costs in the claimant’s managerial or
19 cost accounting records.

20 **SECTION 2332.** 71.28 (5n) (a) 4. of the statutes is amended to read:

21 71.28 (5n) (a) 4. “Indirect costs” includes all of the claimant’s ordinary and
22 necessary expenses paid or incurred during the taxable year in carrying on the trade
23 or business that are deductible as business expenses under ~~section 162~~ of the
24 Internal Revenue Code, other than cost of goods sold and direct costs, and identified
25 as indirect costs in the claimant’s managerial or cost accounting records.

SENATE BILL 21**SECTION 2333**

1 **SECTION 2333.** 71.28 (5n) (a) 5. d. of the statutes is created to read:

2 71.28 (**5n**) (a) 5. d. For purposes of subd. 5. a., a claimant who the department
3 approves to be classified as a manufacturer for purposes of s. 70.995, but who is not
4 eligible to be listed on the department’s manufacturing roll until January 1 of the
5 following year, may claim the credit in the year in which the manufacturing
6 classification is approved.

7 **SECTION 2334.** 71.28 (5r) (a) 2. of the statutes is amended to read:

8 71.28 (**5r**) (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
9 (1) (c).

10 **SECTION 2335.** 71.28 (5r) (a) 6. b. of the statutes is amended to read:

11 71.28 (**5r**) (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the
12 delivery of education occurs in this state.

13 **SECTION 2336.** 71.28 (6) (a) 3. of the statutes is amended to read:

14 71.28 (**6**) (a) 3. ~~For~~ Except as provided in par. (k), for taxable years beginning
15 after December 31, 2013, and before January 1, 2015, any person may claim as a
16 credit against taxes otherwise due under s. 71.23, up to the amount of those taxes,
17 an amount equal to 20 percent of the costs of qualified rehabilitation expenditures,
18 as defined in section 47 (c) (2) of the Internal Revenue Code, for qualified
19 rehabilitated buildings, as defined in section 47 (c) (1) of the Internal Revenue Code,
20 on property located in this state, if the cost of the person’s qualified rehabilitation
21 expenditures is at least \$50,000 and the rehabilitated property is placed in service
22 after December 31, 2013, and before January 1, 2015, and regardless of whether the
23 rehabilitated property is used for multiple or revenue-producing purposes. No
24 credit may be claimed under this subdivision for property listed as a contributing
25 building in the state register of historic places or in the national register of historic

SENATE BILL 21**SECTION 2336**

1 places and no credit may be claimed under this subdivision for nonhistoric,
2 nonresidential property converted into housing if the property has been previously
3 used for housing.

4 **SECTION 2337.** 71.28 (6) (c) (intro.) of the statutes is amended to read:

5 71.28 (6) (c) (intro.) No person may claim the credit under par. (a) 2m. unless
6 the claimant includes with the claimant's return a copy of the claimant's certification
7 under s. ~~238.17~~ 235.17. For certification purposes under s. ~~238.17~~ 235.17, the
8 claimant shall provide to the ~~Wisconsin Economic Development Corporation~~
9 Forward Wisconsin Development Authority all of the following:

10 **SECTION 2338.** 71.28 (6) (i) of the statutes is created to read:

11 71.28 (6) (i) 1. a. Except as provided in subd. 1. b., if the activity for which a
12 person claims a credit under this subsection creates fewer full-time jobs than
13 projected under s. 235.17 (3) (a), as reported to the department under s. 235.17 (4),
14 the person who claimed the credit shall repay to the department any amount of the
15 credit claimed, as determined by the department, in proportion to the number of
16 full-time jobs created compared to the number of full-time jobs projected.

17 b. For purposes of subd. 1. a., the person who initially sells or transfers a credit
18 under par. (h) is responsible for repaying the credit.

19 2. If a person who claims a credit under this subsection and a credit under
20 section 47 of the Internal Revenue Code for the same qualified rehabilitation
21 expenditures is required to repay the full amount of the credit claimed under section
22 47 of the Internal Revenue Code, the person shall repay to the department the
23 amount of the credit claimed under this subsection.

24 **SECTION 2339.** 71.28 (6) (k) of the statutes is created to read:

SENATE BILL 21**SECTION 2339**

1 71.28 (6) (k) A person who has incurred qualified rehabilitation expenditures
2 under par. (a) 3. before January 1, 2015, may claim the credit under par. (a) 3. for
3 taxable years beginning after December 31, 2014, even if the property is not placed
4 in service until after December 31, 2014.

5 **SECTION 2340.** 71.30 (3) (eb) of the statutes is repealed.

6 **SECTION 2341.** 71.30 (3) (ec) of the statutes is repealed.

7 **SECTION 2342.** 71.30 (3) (eg) of the statutes is repealed.

8 **SECTION 2343.** 71.30 (3) (eh) of the statutes is repealed.

9 **SECTION 2344.** 71.30 (3) (ej) of the statutes is repealed.

10 **SECTION 2345.** 71.30 (3) (ek) of the statutes is repealed.

11 **SECTION 2346.** 71.30 (3) (f) of the statutes is amended to read:

12 71.30 (3) (f) The total of farmland preservation credit under subch. IX,
13 farmland tax relief credit under s. 71.28 (2m), dairy manufacturing facility
14 investment credit under s. 71.28 (3p), jobs credit under s. 71.28 (3q), meat processing
15 facility investment credit under s. 71.28 (3r), woody biomass harvesting and
16 processing credit under s. 71.28 (3rm), food processing plant and food warehouse
17 investment credit under s. 71.28 (3rn), enterprise zone jobs credit under s. 71.28
18 (3w), business development credit under s. 71.28 (3y), film production services credit
19 under s. 71.28 (5f), film production company investment credit under s. 71.28 (5h),
20 beginning farmer and farm asset owner tax credit under s. 71.28 (8r), and estimated
21 tax payments under s. 71.29.

22 **SECTION 2347.** 71.34 (1g) (a) of the statutes is repealed.

23 **SECTION 2348.** 71.34 (1g) (g) of the statutes is amended to read:

24 71.34 (1g) (g) “Internal Revenue Code” for tax-option corporations, for taxable
25 years that begin after December 31, 2008, and before January 1, 2011, means the

SENATE BILL 21**SECTION 2348**

1 federal Internal Revenue Code as amended to December 31, 2008, excluding sections
2 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
3 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
4 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,
5 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,
6 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,
7 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,
8 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,
9 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section
10 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates
11 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
12 207, 209, 503, and 513 of P.L. 109–222, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L.
13 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234,
14 sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section 15316 of P.L.
15 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L. 110–317, and P.L.
16 110–343, except section 301 of division B and section 313 of division C of P.L. 110–343,
17 and as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of
18 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.
19 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,
20 and P.L. 113–168, and as indirectly affected in the provisions applicable to this
21 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2)
22 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008
23 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
24 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.
25 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),

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1 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
2 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
3 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
4 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.
5 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,
6 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.
7 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.
8 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and
9 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.
10 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,
11 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211,
12 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476,
13 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
14 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146
15 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,
16 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
17 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections
18 101, 207, 209, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, P.L. 110–245,
19 excluding sections 110, 113, and 301 of P.L. 110–245, section 15316 of P.L. 110–246,
20 section 3093 of P.L. 110–289, section 301 of division B and section 313 of division C
21 of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521,
22 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L.
23 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L.
24 111–240, and P.L. 111–325, and P.L. 113–168, except that section 1366 (f) (relating
25 to pass-through of items to shareholders) is modified by substituting the tax under

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1 s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code
2 applies for Wisconsin purposes at the same time as for federal purposes.
3 Amendments to the federal Internal Revenue Code enacted after December 31, 2008,
4 do not apply to this paragraph with respect to taxable years beginning after
5 December 31, 2008, and before January 1, 2011, except that changes to the Internal
6 Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541
7 of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192, section 1601 of
8 P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240, and P.L.
9 111-325, and P.L. 113-168, and changes that indirectly affect the provisions
10 applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522,
11 1531, and 1541 of division B of P.L. 111-5, section 301 of P.L. 111-147, P.L. 111-192,
12 section 1601 of P.L. 111-203, section 215 of P.L. 111-226, section 2112 of P.L. 111-240,
13 and P.L. 111-325, and P.L. 113-168, apply for Wisconsin purposes at the same time
14 as for federal purposes.

15 **SECTION 2349.** 71.34 (1g) (h) of the statutes is amended to read:

16 71.34 (1g) (h) “Internal Revenue Code” for tax-option corporations, for taxable
17 years that begin after December 31, 2010, and before January 1, 2013, means the
18 federal Internal Revenue Code as amended to December 31, 2010, excluding sections
19 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and
20 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
21 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
22 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
23 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
24 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 102, 201, 211, 242, 244, 336,
25 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309,

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1 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section
2 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates
3 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,
4 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410,
5 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
6 P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L.
7 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b),
8 (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245,
9 P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.
10 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317,
11 P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313
12 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401,
13 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L.
14 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908,
15 and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L.
16 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and
17 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113
18 of P.L. 111–240, and P.L. 111–312, and as amendeded by section 902 of P.L. 112–240 and
19 by P.L. 113–168, and as indirectly affected in the provisions applicable to this
20 subchapter by P.L. 99–514, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),
21 821 (b) (2), and 823 (c) (2) of P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding
22 section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
23 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.
24 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
25 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.

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1 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
2 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
3 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.
4 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,
5 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
6 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.
7 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections
8 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201
9 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
10 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102,
11 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,
12 P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,
13 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59,
14 excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L.
15 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section
16 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.
17 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227,
18 P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A
19 and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and
20 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L.
21 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
22 P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314,
23 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and
24 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections
25 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L.

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1 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522,
2 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding
3 section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and
4 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L.
5 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and
6 2113 of P.L. 111–240, P.L. 111–325, and section 902 of P.L. 112–240, and P.L. 113–168,
7 except that section 1366 (f) (relating to pass-through of items to shareholders) is
8 modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and
9 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time
10 as for federal purposes, except that changes made by section 209 of P.L. 109–222,
11 sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403
12 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L.
13 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142,
14 P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections
15 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246,
16 sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L.
17 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division
18 B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531,
19 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section
20 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011.
21 Amendments to the federal Internal Revenue Code enacted after December 31, 2010,
22 do not apply to this paragraph with respect to taxable years beginning after
23 December 31, 2010, and before January 1, 2013, except that changes to the Internal
24 Revenue Code made by section 902 of P.L. 112–240 and by P.L. 113–168, and changes
25 that indirectly affect the provisions applicable to this subchapter made by section

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1 902 of P.L. 112–240 and by P.L. 113–168, apply for Wisconsin purposes at the same
2 time as for federal purposes.

3 **SECTION 2350.** 71.34 (1g) (i) of the statutes is amended to read:

4 71.34 (1g) (i) “Internal Revenue Code” for tax–option corporations, for taxable
5 years that begin after December 31, 2012, and before January 1, 2014, means the
6 federal Internal Revenue Code as amended to December 31, 2010, excluding sections
7 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and
8 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
9 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,
10 section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,
11 and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and
12 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909,
13 and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324,
14 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59,
15 section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a),
16 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513
17 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424,
18 and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except
19 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,
20 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.
21 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,
22 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections
23 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,
24 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of
25 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,

SENATE BILL 21**SECTION 2350**

1 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.
2 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021,
3 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections
4 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L.
5 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections
6 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–312, and as amended by
7 section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242,
8 and 100121 of P.L. 112–141, ~~and~~ sections 101 and 902 of P.L. 112–240, and P.L.
9 113–168, and as indirectly affected in the provisions applicable to this subchapter by
10 P.L. 99–514, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and
11 823 (c) (2) of P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding section 1008 (g) (5)
12 of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
13 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.
14 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
15 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
16 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
17 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
18 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,
19 excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L.
20 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.
21 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.
22 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections
23 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201
24 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,
25 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102,

SENATE BILL 21**SECTION 2350**

1 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,
2 P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,
3 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59,
4 excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L.
5 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section
6 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.
7 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227,
8 P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A
9 and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and
10 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L.
11 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
12 P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314,
13 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and
14 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections
15 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L.
16 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522,
17 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding
18 section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014,
19 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and
20 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217
21 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L.
22 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211,
23 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240,
24 and P.L. 113–168, except that section 1366 (f) (relating to pass-through of items to
25 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under

SENATE BILL 21**SECTION 2350**

1 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
2 at the same time as for federal purposes, except that changes made by P.L. 106–573,
3 sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403
4 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and
5 sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable
6 years beginning before January 1, 2013. Amendments to the federal Internal
7 Revenue Code enacted after December 31, 2010, do not apply to this paragraph with
8 respect to taxable years beginning after December 31, 2010, except that changes to
9 the Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L.
10 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes
11 that indirectly affect the provisions applicable to this subchapter made by section
12 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242,
13 and 100121 of P.L. 112–141, do not apply for taxable years beginning before January
14 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of
15 P.L. 112–240 and by P.L. 113–168, and changes that indirectly affect the provisions
16 applicable to this subchapter made by sections 101 and 902 of P.L. 112–240 and by
17 P.L. 113–168, apply for Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 2351.** 71.34 (1g) (j) of the statutes is created to read:

19 71.34 (1g) (j) 1. For taxable years beginning after December 31, 2013, for tax
20 option corporations, “Internal Revenue Code” means the federal Internal Revenue
21 Code as amended to December 31, 2013, except as provided in subds. 2., 3., and 5. and
22 subject to subd. 4.

23 2. For purposes of this paragraph, “Internal Revenue Code” does not include
24 the following provisions of federal public laws for taxable years beginning after
25 December 31, 2013: section 13113 of P.L. 103–66; sections 1, 3, 4, and 5 of P.L.

SENATE BILL 21**SECTION 2351**

1 106–519; sections 101, 102, and 422 of P.L. 108–357; sections 1310 and 1351 of P.L.
2 109–58; section 11146 of P.L. 109–59; section 403 (q) of P.L. 109–135; section 513 of
3 P.L. 109–222; sections 104 and 307 of P.L. 109–432; sections 8233 and 8235 of P.L.
4 110–28; section 11 (e) and (g) of P.L. 110–172; section 301 of P.L. 110–245; sections
5 15303 and 15351 of P.L. 110–246; section 302 of division A, section 401 of division B,
6 and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110–343; sections
7 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111–5; sections 211, 212, 213,
8 214, and 216 of P.L. 111–226; sections 2011 and 2122 of P.L. 111–240’ sections 753,
9 754, and 760 of P.L. 111–312; section 1106 of P.L. 112–95; and sections 104, 318, 322,
10 323, 324, 326, 327, and 411 of P.L. 112–240.

11 3. For purposes of this paragraph, “Internal Revenue Code” does not include
12 amendments to the federal Internal Revenue Code enacted after December 31, 2013,
13 except that “Internal Revenue Code” includes the provisions of the following federal
14 public laws:

15 a. P.L. 113–97.

16 b. P.L. 113–159.

17 c. P.L. 113–168.

18 4. For purposes of this paragraph, the provisions of federal public laws that
19 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
20 apply for Wisconsin purposes at the same time as for federal purposes.

21 5. For purposes of this paragraph, section 1366 (f) of the Internal Revenue Code
22 (relating to pass-through of items to shareholders) is modified by substituting the
23 tax under s. 71.35 for the taxes under sections 1374 and 1375 of the Internal Revenue
24 Code.

25 **SECTION 2352.** 71.34 (1k) (g) of the statutes is amended to read:

SENATE BILL 21**SECTION 2352**

1 71.34 (1k) (g) An addition shall be made for credits computed by a tax-option
2 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (1dy),
3 (3), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3t), (3w), (3y), (4), (5), (5e), (5f), (5g),
4 (5h), (5i), (5j), (5k), (5r), (5rm), (6n), and (8r) and passed through to shareholders.

5 **SECTION 2353.** 71.36 (1m) (b) 2. of the statutes is amended to read:

6 71.36 (1m) (b) 2. Interest on obligations issued under s. 66.0304 by a
7 commission if the bonds or notes are used to fund multifamily affordable housing
8 projects or elderly housing projects in this state, and the Forward Wisconsin Housing
9 ~~and Economic~~ Development Authority has the authority to issue its bonds or notes
10 for the project being funded, or if the bonds or notes are used by a health facility, as
11 defined in s. 231.01 (5), to fund the acquisition of information technology hardware
12 or software, in this state, and the Wisconsin Health and Educational Facilities
13 Authority has the authority to issue its bonds or notes for the project being funded,
14 or if the bonds or notes are issued to fund a redevelopment project in this state or a
15 housing project in this state, and the authority exists for bonds or notes to be issued
16 by an entity described under s. 66.1201, 66.1333, or 66.1335.

17 **SECTION 2354.** 71.36 (1m) (b) 5. of the statutes is amended to read:

18 71.36 (1m) (b) 5. Interest on obligations issued under s. 234.65, 2013 stats., to
19 fund an economic development loan to finance construction, renovation or
20 development of property that would be exempt under s. 70.11 (36).

21 **SECTION 2355.** 71.36 (1m) (b) 7. of the statutes is created to read:

22 71.36 (1m) (b) 7. Interest on obligations issued under s. 16.527 (3) (d).

23 **SECTION 2356.** 71.36 (1m) (b) 8. of the statutes is created to read:

SENATE BILL 21**SECTION 2356**

1 71.36 **(1m)** (b) 8. Interest on obligations issued by a local unit under one of the
2 provisions specified in s. 229.863 (3) to assist a local sports and entertainment
3 district created under subch. VI of ch. 229.

4 **SECTION 2357.** 71.42 (2) (a) of the statutes is repealed.

5 **SECTION 2358.** 71.42 (2) (g) of the statutes is amended to read:

6 71.42 **(2)** (g) For taxable years that begin after December 31, 2008, and before
7 January 1, 2011, “Internal Revenue Code” means the federal Internal Revenue Code
8 as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.
9 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
10 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,
11 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section
12 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and
13 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403
14 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
15 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
16 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section
17 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
18 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, and 513
19 of P.L. 109–222, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142,
20 P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234, sections 110, 113, and 301 of
21 P.L. 110–245, P.L. 110–246, except section 15316 of P.L. 110–246, P.L. 110–289,
22 except section 3093 of P.L. 110–289, P.L. 110–317, and P.L. 110–343, except section
23 301 of division B and section 313 of division C of P.L. 110–343, and as amendeded by
24 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
25 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section

SENATE BILL 21**SECTION 2358**

1 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and P.L. 113–168,
2 and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73,
3 P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding
4 sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66,
5 excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
6 P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding
7 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191,
8 P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277,
9 P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and
10 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,
11 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and
12 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.
13 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L.
14 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.
15 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L.
16 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
17 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding
18 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
19 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73,
20 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201
21 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
22 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, and 513
23 of P.L. 109–222, P.L. 109–227, P.L. 109–280, P.L. 110–245, excluding sections 110,
24 113, and 301 of P.L. 110–245, section 15316 of P.L. 110–246, section 3093 of P.L.
25 110–289, section 301 of division B and section 313 of division C of P.L. 110–343, P.L.

SENATE BILL 21**SECTION 2358**

1 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541
2 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of
3 P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L.
4 111–325, and P.L. 113–168, except that “Internal Revenue Code” does not include
5 section 847 of the federal Internal Revenue Code. The Internal Revenue Code
6 applies for Wisconsin purposes at the same time as for federal purposes.
7 Amendments to the federal Internal Revenue Code enacted after December 31, 2008,
8 do not apply to this paragraph with respect to taxable years beginning after
9 December 31, 2008, and before January 1, 2011, except that changes to the Internal
10 Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541
11 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of
12 P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L.
13 111–325, and P.L. 113–168, and changes that indirectly affect the provisions
14 applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522,
15 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192,
16 section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240,
17 and P.L. 111–325, and P.L. 113–168, apply for Wisconsin purposes at the same time
18 as for federal purposes.

19 **SECTION 2359.** 71.42 (2) (h) of the statutes is amended to read:

20 71.42 (2) (h) For taxable years that begin after December 31, 2010, and before
21 January 1, 2013, “Internal Revenue Code” means the federal Internal Revenue Code
22 as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L.
23 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
24 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,
25 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section

SENATE BILL 21**SECTION 2359**

1 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and
2 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403
3 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
4 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
5 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section
6 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
7 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L.
8 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425
9 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except
10 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,
11 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.
12 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,
13 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections
14 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,
15 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of
16 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,
17 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.
18 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of
19 P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except
20 section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L.
21 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L.
22 111–240, and P.L. 111–312, and as amendeded by section 902 of P.L. 112–240 and by P.L.
23 113–168, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.
24 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
25 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.

SENATE BILL 21**SECTION 2359**

1 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.
2 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
3 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.
4 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.
5 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections
6 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
7 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
8 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.
9 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
10 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
11 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
12 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,
13 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.
14 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
15 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.
16 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
17 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
18 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
19 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,
20 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
21 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,
22 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)
23 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.
24 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.
25 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,

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1 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B
2 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,
3 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
4 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections
5 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407
6 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of
7 P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325,
8 and section 902 of P.L. 112–240, and P.L. 113–168, except that “Internal Revenue
9 Code” does not include section 847 of the federal Internal Revenue Code. The
10 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
11 purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406,
12 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L.
13 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L.
14 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding
15 sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L.
16 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031,
17 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317,
18 excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and
19 section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532,
20 and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043
21 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011.
22 Amendments to the federal Internal Revenue Code enacted after December 31, 2010,
23 do not apply to this paragraph with respect to taxable years beginning after
24 December 31, 2010, and before January 1, 2013, except that changes to the Internal
25 Revenue Code made by section 902 of P.L. 112–240 and by P.L. 113–168, and changes

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1 that indirectly affect the provisions applicable to this subchapter made by section
2 902 of P.L. 112–240 and by P.L. 113–168, apply for Wisconsin purposes at the same
3 time as for federal purposes.

4 **SECTION 2360.** 71.42 (2) (i) of the statutes is amended to read:

5 71.42 (2) (i) For taxable years that begin after December 31, 2012, and before
6 January 1, 2014, “Internal Revenue Code” means the federal Internal Revenue Code
7 as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L.
8 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,
9 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,
10 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L.
11 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.
12 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.
13 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
14 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
15 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.
16 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
17 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222,
18 P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of
19 division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections
20 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5
21 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,
22 P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections
23 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and
24 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116,
25 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,

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1 P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of
2 division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections
3 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902,
4 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L.
5 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except
6 sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111,
7 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amendeded by section 1858
8 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121
9 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and P.L. 113–168, and as
10 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
11 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
12 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
13 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.
14 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
15 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
16 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.
17 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of
18 P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.
19 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections
20 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.
21 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.
22 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.
23 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
24 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,
25 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.

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1 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
2 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.
3 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding
4 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
5 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,
6 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,
7 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,
8 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,
9 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)
10 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.
11 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.
12 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,
13 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B
14 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,
15 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.
16 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections
17 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902,
18 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L.
19 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections
20 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L.
21 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L.
22 112–141, and sections 101 and 902 of P.L. 112–240, and P.L. 113–168, except that
23 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue
24 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time
25 as for federal purposes, except that changes made by P.L. 106–573, sections 9004,

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1 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403 and 1407 of
2 P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections
3 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable years
4 beginning before January 1, 2013. Amendments to the federal Internal Revenue
5 Code enacted after December 31, 2010, do not apply to this paragraph with respect
6 to taxable years beginning after December 31, 2010, except that changes to the
7 Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L.
8 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes
9 that indirectly affect the provisions applicable to this subchapter made by section
10 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242,
11 and 100121 of P.L. 112–141, do not apply for taxable years beginning before January
12 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of
13 P.L. 112–240 and by P.L. 113–168, and changes that indirectly affect the provisions
14 applicable to this subchapter made by sections 101 and 902 of P.L. 112–240 and by
15 P.L. 113–168, apply for Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 2361.** 71.42 (2) (j) of the statutes is created to read:

17 71.42 (2) (j) 1. For taxable years beginning after December 31, 2013, “Internal
18 Revenue Code” means the federal Internal Revenue Code as amended to December
19 31, 2013, except as provided in subds. 2. to 4. and subject to subd. 5.

20 2. For purposes of this paragraph, “Internal Revenue Code” does not include
21 the following provisions of federal public laws for taxable years beginning after
22 December 31, 2013: section 13113 of P.L. 103–66; sections 1, 3, 4, and 5 of P.L.
23 106–519; sections 101, 102, and 422 of P.L. 108–357; sections 1310 and 1351 of P.L.
24 109–58; section 11146 of P.L. 109–59; section 403 (q) of P.L. 109–135; section 513 of
25 P.L. 109–222; sections 104 and 307 of P.L. 109–432; sections 8233 and 8235 of P.L.

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1 110–28; section 11 (e) and (g) of P.L. 110–172; section 301 of P.L. 110–245; sections
2 15303 and 15351 of P.L. 110–246; section 302 of division A, section 401 of division B,
3 and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110–343; sections
4 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111–5; sections 211, 212, 213,
5 214, and 216 of P.L. 111–226; sections 2011 and 2122 of P.L. 111–240; sections 753,
6 754, and 760 of P.L. 111–312; section 1106 of P.L. 112–95; and sections 104, 318, 322,
7 323, 324, 326, 327, and 411 of P.L. 112–240.

8 3. For purposes of this paragraph, “Internal Revenue Code” does not include
9 amendments to the federal Internal Revenue Code enacted after December 31, 2013,
10 except that “Internal Revenue Code” includes the provisions of the following federal
11 public laws:

- 12 a. P.L. 113–97.
- 13 b. P.L. 113–159.
- 14 c. P.L. 113–168.

15 4. For purposes of this paragraph, “Internal Revenue Code” does not include
16 section 847 of the federal Internal Revenue Code.

17 5. For purposes of this paragraph, the provisions of federal public laws that
18 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
19 apply for Wisconsin purposes at the same time as for federal purposes.

20 **SECTION 2362.** 71.45 (1t) (e) of the statutes is amended to read:

21 71.45 (1t) (e) Those issued under s. 234.65, 2013 stats., to fund an economic
22 development loan to finance construction, renovation or development of property
23 that would be exempt under s. 70.11 (36).

24 **SECTION 2363.** 71.45 (1t) (em) of the statutes is amended to read:

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1 71.45 (1t) (em) Those issued under s. 234.08, 2013 stats., or s. 234.61, 2013
2 stats., on or after January 1, 2004, or the Forward Wisconsin Development Authority
3 under s. 235.609 or 235.61, if the obligations are issued to fund multifamily
4 affordable housing projects or elderly housing projects.

5 **SECTION 2364.** 71.45 (1t) (k) 1. of the statutes is amended to read:

6 71.45 (1t) (k) 1. The bonds or notes are used to fund multifamily affordable
7 housing projects or elderly housing projects in this state, and the Forward Wisconsin
8 Housing and Economic Development Authority has the authority to issue its bonds
9 or notes for the project being funded.

10 **SECTION 2365.** 71.45 (1t) (m) of the statutes is amended to read:

11 71.45 (1t) (m) Those issued by the Forward Wisconsin Housing and Economic
12 Development Authority to provide loans to a public affairs network under s. 234.75
13 (4), 2013 stats., or s. 235.75 (4).

14 **SECTION 2366.** 71.45 (1t) (n) of the statutes is created to read:

15 71.45 (1t) (n) 1. Those issued by the state under s. 16.527 (3) (d) to assist a local
16 sports and entertainment district created under subch. VI of ch. 229.

17 2. Those issued under one of the provisions specified in s. 229.863 (3) by a local
18 unit, as defined in s. 229.858 (4), to assist a local sports and entertainment district
19 created under subch. VI of ch. 229.

20 **SECTION 2367.** 71.45 (2) (a) 10. of the statutes is amended to read:

21 71.45 (2) (a) 10. By adding to federal taxable income the amount of credit
22 computed under s. 71.47 (~~1dd~~) (1dm) to (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm),
23 (3rn), (3w), (3y), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), (8r), and (9s) and
24 not passed through by a partnership, limited liability company, or tax-option
25 corporation that has added that amount to the partnership's, limited liability

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1 company's, or tax-option corporation's income under s. 71.21 (4) or 71.34 (1k) (g) and
2 the amount of credit computed under s. 71.47 (1), (3), (3t), (4), (4m), and (5).

3 **SECTION 2368.** 71.45 (2) (a) 11. of the statutes is repealed.

4 **SECTION 2369.** 71.47 (1) (a) of the statutes is amended to read:

5 71.47 (1) (a) Any corporation which contributes an amount to the community
6 development finance authority under s. 233.03, 1985 stats., or to the housing and
7 economic development authority under s. 234.03 (32), 2013 stats., or to the Forward
8 Wisconsin Development Authority on behalf of the community development finance
9 company under s. 235.95 and in the same year purchases common stock or
10 partnership interests of the community development finance company issued under
11 s. 233.05 (2), 1985 stats., or s. 234.95 (2), 2013 stats., or s. 235.95 (2) in an amount
12 no greater than the contribution to the authority, may credit against taxes otherwise
13 due an amount equal to 75% of the purchase price of the stock or partnership
14 interests. The credit received under this paragraph may not exceed 75% of the
15 contribution ~~to the community development finance authority.~~

16 **SECTION 2370.** 71.47 (1dd) of the statutes is repealed.

17 **SECTION 2371.** 71.47 (1de) of the statutes is repealed.

18 **SECTION 2372.** 71.47 (1di) of the statutes is repealed.

19 **SECTION 2373.** 71.47 (1dj) of the statutes is repealed.

20 **SECTION 2374.** 71.47 (1dL) of the statutes is repealed.

21 **SECTION 2375.** 71.47 (1dm) (a) 1. of the statutes is amended to read:

22 71.47 (1dm) (a) 1. "Certified" means entitled under s. 235.395 (3) (a) 4. or s.
23 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits
24 or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013

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1 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009
2 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

3 **SECTION 2376.** 71.47 (1dm) (a) 3. of the statutes is amended to read:

4 71.47 (1dm) (a) 3. “Development zone” means a development opportunity zone
5 under s. 235.395 (1) (e) and (f) or 235.398 or s. 238.395 (1) (e) and (f), 2013 stats., or
6 s. 238.398, 2013 stats. or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009
7 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats.,
8 or s. 560.7995, 2009 stats.

9 **SECTION 2377.** 71.47 (1dm) (a) 4. of the statutes is amended to read:

10 71.47 (1dm) (a) 4. “Previously owned property” means real property that the
11 claimant or a related person owned during the 2 years prior to the department of
12 commerce or the Wisconsin Economic Development Corporation or the Forward
13 Wisconsin Development Authority designating the place where the property is
14 located as a development zone and for which the claimant may not deduct a loss from
15 the sale of the property to, or an exchange of the property with, the related person
16 under section 267 of the Internal Revenue Code, except that section 267 (b) of the
17 Internal Revenue Code is modified so that if the claimant owns any part of the
18 property, rather than 50% ownership, the claimant is subject to section 267 (a) (1) of
19 the Internal Revenue Code for purposes of this subsection.

20 **SECTION 2378.** 71.47 (1dm) (f) 1. of the statutes is amended to read:

21 71.47 (1dm) (f) 1. A copy of the verification that the claimant may claim tax
22 benefits under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795
23 (3) (a) 4., 2009 stats., or is certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4)
24 or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats.,
25 or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

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1 **SECTION 2379.** 71.47 (1dm) (f) 2. of the statutes is amended to read:

2 71.47 (**1dm**) (f) 2. A statement from the department of commerce or the
3 Wisconsin Economic Development Corporation or the Forward Wisconsin
4 Development Authority verifying the purchase price of the investment and verifying
5 that the investment fulfills the requirements under par. (b).

6 **SECTION 2380.** 71.47 (1dm) (i) of the statutes is amended to read:

7 71.47 (**1dm**) (i) Partnerships, limited liability companies, and tax-option
8 corporations may not claim the credit under this subsection, but the eligibility for,
9 and the amount of, that credit shall be determined on the basis of their economic
10 activity, not that of their shareholders, partners, or members. The corporation,
11 partnership, or limited liability company shall compute the amount of credit that
12 may be claimed by each of its shareholders, partners, or members and provide that
13 information to its shareholders, partners, or members. Partners, members of limited
14 liability companies, and shareholders of tax-option corporations may claim the
15 credit based on the partnership's, company's, or corporation's activities in proportion
16 to their ownership interest and may offset it against the tax attributable to their
17 income from the partnership's, company's, or corporation's business operations in the
18 development zone; except that partners, members, and shareholders in a
19 development zone under s. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s.
20 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax
21 attributable to their income.

22 **SECTION 2381.** 71.47 (1dm) (j) of the statutes is amended to read:

23 71.47 (**1dm**) (j) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395
24 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits becomes
25 ineligible for such tax benefits, or if a person's certification under s. 235.395 (5),

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1 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats.,
2 or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,
3 or s. 560.7995 (4), 2009 stats., is revoked, that person may claim no credits under this
4 subsection for the taxable year that includes the day on which the person becomes
5 ineligible for tax benefits, the taxable year that includes the day on which the
6 certification is revoked, or succeeding taxable years, and that person may carry over
7 no unused credits from previous years to offset tax under this chapter for the taxable
8 year that includes the day on which the person becomes ineligible for tax benefits,
9 the taxable year that includes the day on which the certification is revoked, or
10 succeeding taxable years.

11 **SECTION 2382.** 71.47 (1dm) (k) of the statutes is amended to read:

12 71.47 (1dm) (k) If a person who is entitled under s. 235.395 (3) (a) 4. or s.
13 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits
14 or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013
15 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009
16 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., ceases business
17 operations in the development zone during any of the taxable years that that zone
18 exists, that person may not carry over to any taxable year following the year during
19 which operations cease any unused credits from the taxable year during which
20 operations cease or from previous taxable years.

21 **SECTION 2383.** 71.47 (1dr) of the statutes is repealed.

22 **SECTION 2384.** 71.47 (1ds) of the statutes is repealed.

23 **SECTION 2385.** 71.47 (1dx) (a) 2. of the statutes is amended to read:

24 71.47 (1dx) (a) 2. “Development zone” means a development zone under s.
25 235.30 or s. 238.30, 2013 stats., or s. 560.70, 2009 stats., a development opportunity

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1 zone under s. 235.395 or s. 238.395, 2013 stats., or s. 560.795, 2009 stats., or an
2 enterprise development zone under s. 235.397 or s. 238.397, 2013 stats., or s.
3 560.797, 2009 stats., an agricultural development zone under s. 235.398 or s.
4 238.398, 2013 stats., or s. 560.798, 2009 stats., or an airport development zone under
5 s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

6 **SECTION 2386.** 71.47 (1dx) (a) 3. of the statutes is amended to read:

7 71.47 (1dx) (a) 3. “Environmental remediation” means removal or
8 containment of environmental pollution, as defined in s. 299.01 (4), and restoration
9 of soil or groundwater that is affected by environmental pollution, as defined in s.
10 299.01 (4), in a brownfield if that removal, containment or restoration fulfills the
11 requirement under sub. (1de) (a) 1., 2013 stats., and investigation unless the
12 investigation determines that remediation is required and that remediation is not
13 undertaken.

14 **SECTION 2387.** 71.47 (1dx) (a) 4. of the statutes is amended to read:

15 71.47 (1dx) (a) 4. “Full-time job” has the meaning given in s. ~~238.30~~ 235.30
16 (2m).

17 **SECTION 2388.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

18 71.47 (1dx) (a) 5. “Member of a targeted group” means a person who resides
19 in an area designated by the federal government as an economic revitalization area,
20 a person who is employed in an unsubsidized job but meets the eligibility
21 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
22 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or
23 in a trial employment match program job, as defined in s. 49.141 (1) (n), a person who
24 is eligible for child care assistance under s. 49.155, a person who is a vocational
25 rehabilitation referral, an economically disadvantaged youth, an economically

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1 disadvantaged veteran, a supplemental security income recipient, a general
2 assistance recipient, an economically disadvantaged ex-convict, a qualified summer
3 youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in
4 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the
5 manner under sub. (1dj) (am) 3., 2013 stats., by a designated local agency, as defined
6 in sub. (1dj) (am) 2., 2013 stats.

7 **SECTION 2389.** 71.47 (1dx) (b) (intro.) of the statutes is amended to read:

8 71.47 (1dx) (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and
9 in s. 73.03 (35), and subject to s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009
10 stats., for any taxable year for which the person is entitled under s. 235.395 (3) or s.
11 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified
12 under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013
13 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013
14 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009
15 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against the
16 taxes otherwise due under this chapter the following amounts:

17 **SECTION 2390.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

18 71.47 (1dx) (b) 2. The amount determined by multiplying the amount
19 determined under s. 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., or s. 560.785 (1)
20 (b), 2009 stats., by the number of full-time jobs created in a development zone and
21 filled by a member of a targeted group and by then subtracting the subsidies paid
22 under s. 49.147 (3) (a) for those jobs.

23 **SECTION 2391.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

24 71.47 (1dx) (b) 3. The amount determined by multiplying the amount
25 determined under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1)

SENATE BILL 21**SECTION 2391**

1 (c), 2009 stats., by the number of full-time jobs created in a development zone and
2 not filled by a member of a targeted group and by then subtracting the subsidies paid
3 under s. 49.147 (3) (a) for those jobs.

4 **SECTION 2392.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

5 71.47 (1dx) (b) 4. The amount determined by multiplying the amount
6 determined under s. 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785
7 (1) (bm), 2009 stats., by the number of full-time jobs retained, as provided ~~in the~~
8 ~~rules~~ under s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., ~~excluding~~
9 ~~jobs for which a credit has been claimed under sub. (1dj),~~ in an enterprise
10 development zone under s. 235.397 or s. 238.397, 2013 stats., or s. 560.797, 2009
11 stats., and for which significant capital investment was made and by then
12 subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.

13 **SECTION 2393.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

14 71.47 (1dx) (b) 5. The amount determined by multiplying the amount
15 determined under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1)
16 (c), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~
17 ~~under s. 235.385 or s. 238.385, 2013 stats.~~, or s. 560.785, 2009 stats., ~~excluding jobs~~
18 ~~for which a credit has been claimed under sub. (1dj),~~ in a development zone and not
19 filled by a member of a targeted group and by then subtracting the subsidies paid
20 under s. 49.147 (3) (a) for those jobs.

21 **SECTION 2394.** 71.47 (1dx) (be) of the statutes is amended to read:

22 71.47 (1dx) (be) *Offset.* A claimant in a development zone under s. 235.395 (1)
23 (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats., may offset any
24 credits claimed under this subsection, including any credits carried over, against the
25 amount of the tax otherwise due under this subchapter attributable to all of the

SENATE BILL 21**SECTION 2394**

1 claimant's income and against the tax attributable to income from directly related
2 business operations of the claimant.

3 **SECTION 2395.** 71.47 (1dx) (bg) of the statutes is amended to read:

4 71.47 (1dx) (bg) *Other entities.* For claimants in a development zone under s.
5 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats.,
6 partnerships, limited liability companies, and tax-option corporations may not
7 claim the credit under this subsection, but the eligibility for, and amount of, that
8 credit shall be determined on the basis of their economic activity, not that of their
9 shareholders, partners, or members. The corporation, partnership, or company shall
10 compute the amount of the credit that may be claimed by each of its shareholders,
11 partners, or members and shall provide that information to each of its shareholders,
12 partners, or members. Partners, members of limited liability companies, and
13 shareholders of tax-option corporations may claim the credit based on the
14 partnership's, company's, or corporation's activities in proportion to their ownership
15 interest and may offset it against the tax attributable to their income.

16 **SECTION 2396.** 71.47 (1dx) (c) of the statutes is amended to read:

17 71.47 (1dx) (c) *Credit precluded.* If the certification of a person for tax benefits
18 under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013
19 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013
20 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009
21 stats., or s. 560.7995 (4), 2009 stats., is revoked, or if the person becomes ineligible
22 for tax benefits under s. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3),
23 2009 stats., that person may not claim credits under this subsection for the taxable
24 year that includes the day on which the certification is revoked; the taxable year that
25 includes the day on which the person becomes ineligible for tax benefits; or

SENATE BILL 21**SECTION 2396**

1 succeeding taxable years and that person may not carry over unused credits from
2 previous years to offset tax under this chapter for the taxable year that includes the
3 day on which certification is revoked; the taxable year that includes the day on which
4 the person becomes ineligible for tax benefits; or succeeding taxable years.

5 **SECTION 2397.** 71.47 (1dx) (d) of the statutes is amended to read:

6 71.47 (1dx) (d) *Carry-over precluded.* If a person who is entitled under s.
7 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax
8 benefits or certified under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or
9 s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or
10 s. 238.3995 (4), 2013 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats.,
11 s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for tax benefits ceases
12 business operations in the development zone during any of the taxable years that
13 that zone exists, that person may not carry over to any taxable year following the
14 year during which operations cease any unused credits from the taxable year during
15 which operations cease or from previous taxable years.

16 **SECTION 2398.** 71.47 (1dx) (e) of the statutes is renumbered 71.47 (1dx) (e) 1.
17 and amended to read:

18 71.47 (1dx) (e) 1. Section 71.28 (4) (e) to (h), as it applies to the credit under
19 s. 71.28 (4), applies to the credit under this subsection. ~~Subsection (1dj) (e), as it~~
20 ~~applies to the credit under sub. (1dj), applies to the credit under this subsection.~~
21 Claimants shall include with their returns a copy of their certification for tax benefits
22 and a copy of the department of commerce's verification of their expenses.

23 **SECTION 2399.** 71.47 (1dx) (e) 2. of the statutes is created to read:

24 71.47 (1dx) (e) 2. The credit under this subsection may not be claimed by
25 partnerships, limited liability companies and tax-option corporations but the

SENATE BILL 21**SECTION 2399**

1 eligibility for, and the amount of, that credit shall be determined on the basis of their
2 economic activity, not that of their shareholders, partners or members. The
3 corporation, partnership or limited liability company shall compute the amount of
4 credit that may be claimed by each of its shareholders, partners or members and
5 shall provide that information to each of its shareholders, partners or members.
6 That credit may be claimed by partners, members of limited liability companies and
7 shareholders of tax-option corporations in proportion to their ownership interests.

8 **SECTION 2400.** 71.47 (1dy) (a) of the statutes is amended to read:

9 71.47 (1dy) (a) *Definition.* In this subsection, “claimant” means a person who
10 files a claim under this subsection and is certified under s. 235.301 (2) or s. 238.301
11 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits
12 under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

13 **SECTION 2401.** 71.47 (1dy) (b) of the statutes is amended to read:

14 71.47 (1dy) (b) *Filing claims.* Subject to the limitations under this subsection
15 and ss. 235.301 to 235.306 or ss. 238.301 to 238.306, 2013 stats., or s. 560.701 to
16 560.706, 2009 stats., for taxable years beginning after December 31, 2008, and before
17 January 1, 2016, a claimant may claim as a credit against the tax imposed under s.
18 71.43, up to the amount of the tax, the amount authorized for the claimant under s.
19 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

20 **SECTION 2402.** 71.47 (1dy) (c) 1. of the statutes is amended to read:

21 71.47 (1dy) (c) 1. No credit may be allowed under this subsection unless the
22 claimant includes with the claimant’s return a copy of the claimant’s certification
23 under s. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and
24 a copy of the claimant’s notice of eligibility to receive tax benefits under s. 235.303
25 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

SENATE BILL 21**SECTION 2403**

1 **SECTION 2403.** 71.47 (1dy) (c) 2. of the statutes is amended to read:

2 71.47 (1dy) (c) 2. Partnerships, limited liability companies, and tax-option
3 corporations may not claim the credit under this subsection, but the eligibility for,
4 and the amount of, the credit are based on their authorization to claim tax benefits
5 under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats. A partnership,
6 limited liability company, or tax-option corporation shall compute the amount of
7 credit that each of its partners, members, or shareholders may claim and shall
8 provide that information to each of them. Partners, members of limited liability
9 companies, and shareholders of tax-option corporations may claim the credit in
10 proportion to their ownership interests.

11 **SECTION 2404.** 71.47 (1dy) (d) 2. of the statutes is amended to read:

12 71.47 (1dy) (d) 2. If a claimant's certification is revoked under s. 235.305 or s.
13 238.305, 2013 stats., or s. 560.705, 2009 stats., or if a claimant becomes ineligible for
14 tax benefits under s. 235.302 or s. 238.302, 2013 stats., or s. 560.702, 2009 stats., the
15 claimant may not claim credits under this subsection for the taxable year that
16 includes the day on which the certification is revoked; the taxable year that includes
17 the day on which the claimant becomes ineligible for tax benefits; or succeeding
18 taxable years and the claimant may not carry over unused credits from previous
19 years to offset the tax imposed under s. 71.43 for the taxable year that includes the
20 day on which certification is revoked; the taxable year that includes the day on which
21 the claimant becomes ineligible for tax benefits; or succeeding taxable years.

22 **SECTION 2405.** 71.47 (1dy) (d) 4. of the statutes is created to read:

23 71.47 (1dy) (d) 4. Credits claimed under this subsection for taxable years
24 beginning after December 31, 2008, and before January 1, 2016, may be carried
25 forward for taxable years beginning after December 31, 2015.

SENATE BILL 21**SECTION 2406**

1 **SECTION 2406.** 71.47 (3g) (a) (intro.) of the statutes is amended to read:

2 71.47 **(3g)** (a) (intro.) Subject to the limitations under this subsection and ss.
3 73.03 (35m) and 235.23 and s. 238.23, 2013 stats., and s. 560.96, 2009 stats., a
4 business that is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96
5 (3), 2009 stats., may claim as a credit against the taxes imposed under s. 71.43 an
6 amount equal to the sum of the following, as established under s. 235.23 (3) (c) or s.
7 238.23 (3) (c), 2013 stats., or s. 560.96 (3) (c), 2009 stats.:

8 **SECTION 2407.** 71.47 (3g) (b) of the statutes is amended to read:

9 71.47 **(3g)** (b) The department of revenue shall notify the ~~department of~~
10 ~~commerce or the Wisconsin Economic Development Corporation~~ Forward Wisconsin
11 Development Authority of all claims under this subsection.

12 **SECTION 2408.** 71.47 (3g) (e) 2. of the statutes is amended to read:

13 71.47 **(3g)** (e) 2. The investments that relate to the amount described under par.
14 (a) 2. for which a claimant makes a claim under this subsection must be retained for
15 use in the technology zone for the period during which the claimant's business is
16 certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.

17 **SECTION 2409.** 71.47 (3g) (f) 1. of the statutes is amended to read:

18 71.47 **(3g)** (f) 1. A copy of the verification that the claimant's business is
19 certified under 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats., and
20 that the business has entered into an agreement under s. 235.23 (3) (d) or s. 238.23
21 (3) (d), 2013 stats., or s. 560.96 (3) (d), 2009 stats.

22 **SECTION 2410.** 71.47 (3g) (f) 2. of the statutes is amended to read:

23 71.47 **(3g)** (f) 2. A statement from the department of commerce or the Wisconsin
24 Economic Development Corporation or the Forward Wisconsin Development

SENATE BILL 21**SECTION 2410**

1 Authority verifying the purchase price of the investment described under par. (a) 2.
2 and verifying that the investment fulfills the requirement under par. (e) 2.

3 **SECTION 2411.** 71.47 (3q) (a) 1. of the statutes is amended to read:

4 71.47 (3q) (a) 1. “Claimant” means a person certified to receive tax benefits
5 under s. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009 stats.

6 **SECTION 2412.** 71.47 (3q) (a) 2. of the statutes is amended to read:

7 71.47 (3q) (a) 2. “Eligible employee” means, for taxable years beginning before
8 January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who
9 satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for
10 taxable years beginning after December 31, 2010, an eligible employee under s.
11 235.16 (1) (b) or s. 238.16 (1) (b), 2013 stats., who satisfies the wage requirements
12 under s. 235.16 (3) (a) or (b) or s. 238.16 (3) (a) or (b), 2013 stats.

13 **SECTION 2413.** 71.47 (3q) (b) (intro.) of the statutes is amended to read:

14 71.47 (3q) (b) *Filing claims.* (intro.) Subject to the limitations provided in this
15 subsection and s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats., for
16 taxable years beginning after December 31, 2009, and before January 1, 2016, a
17 claimant may claim as a credit against the taxes imposed under s. 71.43 any of the
18 following:

19 **SECTION 2414.** 71.47 (3q) (b) 1. of the statutes is amended to read:

20 71.47 (3q) (b) 1. The amount of wages that the claimant paid to an eligible
21 employee in the taxable year, not to exceed 10 percent of such wages, as determined
22 under s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats.

23 **SECTION 2415.** 71.47 (3q) (b) 2. of the statutes is amended to read:

24 71.47 (3q) (b) 2. The amount of the costs incurred by the claimant in the taxable
25 year, as determined under s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009

SENATE BILL 21**SECTION 2415**

1 stats., to undertake the training activities described under s. 235.16 (3) (c) or s.
2 238.16 (3) (c), 2013 stats., or s. 560.2055 (3) (c), 2009 stats.

3 **SECTION 2416.** 71.47 (3q) (c) 2. of the statutes is amended to read:

4 71.47 (3q) (c) 2. No credit may be allowed under this subsection unless the
5 claimant includes with the claimant's return a copy of the claimant's certification for
6 tax benefits under s. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009
7 stats.

8 **SECTION 2417.** 71.47 (3q) (c) 3. of the statutes is amended to read:

9 71.47 (3q) (c) 3. The maximum amount of credits that may be awarded under
10 this subsection and ss. 71.07 (3q) and 71.28 (3q) for the period beginning on January
11 1, 2010, and ending on June 30, 2013, is \$14,500,000, not including the amount of
12 any credits reallocated under s. 235.15 (3) (d) or s. 238.15 (3) (d), 2013 stats., or s.
13 560.205 (3) (d), 2009 stats.

14 **SECTION 2418.** 71.47 (3q) (d) 3. of the statutes is created to read:

15 71.47 (3q) (d) 3. Credits claimed under this subsection for taxable years
16 beginning after December 31, 2008, before January 1, 2016, may be carried forward
17 for taxable years beginning after December 31, 2015.

18 **SECTION 2419.** 71.47 (3w) (a) 2. of the statutes is amended to read:

19 71.47 (3w) (a) 2. "Claimant" means a person who is certified to claim tax
20 benefits under s. 235.399 (5) or s. 238.399 (5), 2013 stats., or s. 560.799 (5), 2009
21 stats., and who files a claim under this subsection.

22 **SECTION 2420.** 71.47 (3w) (a) 3. of the statutes is amended to read:

23 71.47 (3w) (a) 3. "Full-time employee" means a full-time employee, as defined
24 in s. 235.399 (1) (am) or s. 238.399 (1) (am), 2013 stats., or s. 560.799 (1) (am), 2009
25 stats.

SENATE BILL 21**SECTION 2421**

1 **SECTION 2421.** 71.47 (3w) (a) 4. of the statutes is amended to read:

2 71.47 (3w) (a) 4. “Enterprise zone” means a zone designated under s. 235.399
3 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

4 **SECTION 2422.** 71.47 (3w) (a) 5d. of the statutes is amended to read:

5 71.47 (3w) (a) 5d. “Tier I county or municipality” means a tier I county or
6 municipality, as determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
7 2009 stats.

8 **SECTION 2423.** 71.47 (3w) (a) 5e. of the statutes is amended to read:

9 71.47 (3w) (a) 5e. “Tier II county or municipality” means a tier II county or
10 municipality, as determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
11 2009 stats.

12 **SECTION 2424.** 71.47 (3w) (b) (intro.) of the statutes is amended to read:

13 71.47 (3w) (b) *Filing claims; payroll.* (intro.) Subject to the limitations
14 provided in this subsection and s. 235.399 or s. 238.399, 2013 stats., or s. 560.799,
15 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.43
16 an amount calculated as follows:

17 **SECTION 2425.** 71.47 (3w) (b) 5. of the statutes is amended to read:

18 71.47 (3w) (b) 5. Multiply the amount determined under subd. 4. by the
19 percentage determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009
20 stats., not to exceed 7 percent.

21 **SECTION 2426.** 71.47 (3w) (bm) 1. of the statutes is amended to read:

22 71.47 (3w) (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and
23 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
24 238.399, 2013 stats., or s. 560.799, 2009 stats., a claimant may claim as a credit
25 against the tax imposed under s. 71.43 an amount equal to a percentage, as

SENATE BILL 21**SECTION 2426**

1 determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats., not
2 to exceed 100 percent, of the amount the claimant paid in the taxable year to upgrade
3 or improve the job-related skills of any of the claimant's full-time employees, to train
4 any of the claimant's full-time employees on the use of job-related new technologies,
5 or to provide job-related training to any full-time employee whose employment with
6 the claimant represents the employee's first full-time job. This subdivision does not
7 apply to employees who do not work in an enterprise zone.

8 **SECTION 2427.** 71.47 (3w) (bm) 2. of the statutes is amended to read:

9 71.47 (3w) (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and
10 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
11 238.399, 2013 stats., or s. 560.799, 2009 stats., a claimant may claim as a credit
12 against the tax imposed under s. 71.43 an amount equal to the percentage, as
13 determined under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats., not
14 to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of
15 the claimant's full-time employees whose annual wages are greater than the amount
16 determined by multiplying 2,080 by 150 percent of the federal minimum wage in a
17 tier I county or municipality, not including the wages paid to the employees
18 determined under par. (b) 1., or greater than \$30,000 in a tier II county or
19 municipality, not including the wages paid to the employees determined under par.
20 (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if
21 the total number of such employees is equal to or greater than the total number of
22 such employees in the base year. A claimant may claim a credit under this
23 subdivision for no more than 5 consecutive taxable years.

24 **SECTION 2428.** 71.47 (3w) (bm) 3. of the statutes is amended to read:

SENATE BILL 21**SECTION 2428**

1 71.47 (3w) (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and
2 4., and subject to the limitations provided in this subsection and s. 235.399 or s.
3 238.399, 2013 stats., or s. 560.799, 2009 stats., for taxable years beginning after
4 December 31, 2008, a claimant may claim as a credit against the tax imposed under
5 s. 71.43 up to 10 percent of the claimant's significant capital expenditures, as
6 determined under s. 235.399 (5m) or s. 238.399 (5m), 2013 stats., or s. 560.799 (5m),
7 2009 stats.

8 **SECTION 2429.** 71.47 (3w) (bm) 4. of the statutes is amended to read:

9 71.47 (3w) (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and
10 3., and subject to the limitations provided in this subsection and s. 235.399 or s.
11 238.399, 2013 stats., or s. 560.799, 2009 stats., for taxable years beginning after
12 December 31, 2009, a claimant may claim as a credit against the tax imposed under
13 s. 71.43, up to 1 percent of the amount that the claimant paid in the taxable year to
14 purchase tangible personal property, items, property, or goods under s. 77.52 (1) (b),
15 (c), or (d), or services from Wisconsin vendors, as determined under s. 235.399 (5) (e)
16 or s. 238.399 (5) (e), 2013 stats., or s. 560.799 (5) (e), 2009 stats., except that the
17 claimant may not claim the credit under this subdivision and subd. 3. for the same
18 expenditures.

19 **SECTION 2430.** 71.47 (3w) (c) 3. of the statutes is amended to read:

20 71.47 (3w) (c) 3. No credit may be allowed under this subsection unless the
21 claimant includes with the claimant's return a copy of the claimant's certification for
22 tax benefits under s. 235.399 (5) or (5m) or s. 238.399 (5) or (5m), 2013 stats., or s.
23 560.799 (5) or (5m), 2009 stats.

24 **SECTION 2431.** 71.47 (3w) (d) of the statutes is amended to read:

SENATE BILL 21**SECTION 2431**

1 71.47 (3w) (d) *Administration*. Section 71.28 (4) (g) and (h), as it applies to the
2 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall
3 include with their returns a copy of their certification for tax benefits, and a copy of
4 the verification of their expenses, from the department of commerce or the Wisconsin
5 Economic Development Corporation or the Forward Wisconsin Development
6 Authority.

7 **SECTION 2432.** 71.47 (3y) of the statutes is created to read:

8 71.47 (3y) BUSINESS DEVELOPMENT CREDIT. (a) *Definitions*. In this subsection:

9 1. “Claimant” means a person certified to receive tax benefits under s. 235.308.

10 2. “Eligible position” has the meaning given in s. 235.308 (1) (a).

11 (b) *Filing claims*. Subject to the limitations provided in this subsection and s.
12 235.308, for taxable years beginning after December 31, 2015, a claimant may claim
13 as a credit against the tax imposed under ss. 71.02 and 71.08 all of the following:

14 1. The amount of wages that the claimant paid to an employee in an eligible
15 position in the taxable year, not to exceed 10 percent of such wages, as determined
16 by the Forward Wisconsin Development Authority under s. 235.308.

17 2. The amount of wages that the claimant paid to an employee in an eligible
18 position in the taxable year, not to exceed 5 percent of such wages, if the employee
19 is employed in an eligible position at the claimant’s business in an economically
20 distressed area, as determined by the Forward Wisconsin Development Authority.

21 3. The amount of training costs that the claimant incurred under s. 235.308 (4)
22 (a) 3., not to exceed 50 percent of such costs, as determined by the Forward Wisconsin
23 Development Authority.

24 4. The amount of the personal property investment, not to exceed 3 percent of
25 such investment, and the amount of the real property investment, not to exceed 5

SENATE BILL 21**SECTION 2432**

1 percent of such investment, in a capital investment project that satisfies s. 235.308
2 (4) (a) 4., as determined by the Forward Wisconsin Development Authority.

3 (c) *Limitations.* 1. Partnerships, limited liability companies, and tax-option
4 corporations may not claim the credit under this subsection, but the eligibility for,
5 and the amount of, the credit are based on their payment of amounts under par. (b).
6 A partnership, limited liability company, or tax-option corporation shall compute
7 the amount of credit that each of its partners, members, or shareholders may claim
8 and shall provide that information to each of them. Partners, members of limited
9 liability companies, and shareholders of tax-option corporations may claim the
10 credit in proportion to their ownership interests.

11 2. No credit may be allowed under this subsection unless the claimant includes
12 with the claimant's return a copy of the claimant's certification for tax benefits under
13 s. 235.308.

14 (d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the
15 credit under s. 71.28 (4), applies to the credit under this subsection.

16 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise
17 due under s. 71.43, the amount of the claim not used to offset the tax due shall be
18 certified by the department of revenue to the department of administration for
19 payment by check, share draft, or other draft drawn from the appropriation account
20 under s. 20.835 (2) (bg).

21 **SECTION 2433.** 71.47 (4) (ad) 1. of the statutes is amended to read:

22 71.47 (4) (ad) 1. Except as provided in subs. 2. and 3., any corporation may
23 credit against taxes otherwise due under this chapter an amount equal to 5 percent
24 of the amount obtained by subtracting from the corporation's qualified research
25 expenses, as defined in section 41 of the Internal Revenue Code, except that

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1 “qualified research expenses” includes only expenses incurred by the claimant,
2 incurred for research conducted in this state for the taxable year, except that a
3 taxpayer may elect the alternative computation under section 41 (c) (4) of the
4 Internal Revenue Code and that election applies until the department permits its
5 revocation, except as provided in par. (af), and except that “qualified research
6 expenses” does not include compensation used in computing the credit under ~~subs.~~
7 ~~(1dj) and sub. (1dx)~~, the corporation’s base amount, as defined in section 41 (c) of the
8 Internal Revenue Code, except that gross receipts used in calculating the base
9 amount means gross receipts from sales attributable to Wisconsin under s. 71.25 (9)
10 (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj), and (dk). Section 41 (h) of the
11 Internal Revenue Code does not apply to the credit under this paragraph.

12 **SECTION 2434.** 71.47 (4) (ad) 2. of the statutes is amended to read:

13 71.47 (4) (ad) 2. For taxable years beginning after June 30, 2007, any
14 corporation may credit against taxes otherwise due under this chapter an amount
15 equal to 10 percent of the amount obtained by subtracting from the corporation’s
16 qualified research expenses, as defined in section 41 of the Internal Revenue Code,
17 except that “qualified research expenses” includes only expenses incurred by the
18 claimant for research related to designing internal combustion engines for vehicles,
19 including expenses related to designing vehicles that are powered by such engines
20 and improving production processes for such engines and vehicles, incurred for
21 research conducted in this state for the taxable year, except that a taxpayer may elect
22 the alternative computation under section 41 (c) (4) of the Internal Revenue Code
23 and that election applies until the department permits its revocation, except as
24 provided in par. (af), and except that “qualified research expenses” does not include
25 compensation used in computing the credit under ~~subs. (1dj) and sub. (1dx)~~, the

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1 corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code,
2 except that gross receipts used in calculating the base amount means gross receipts
3 from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh)
4 1., 2., and 3., (dj), and (dk). Section 41 (h) of the Internal Revenue Code does not apply
5 to the credit under this paragraph.

6 **SECTION 2435.** 71.47 (4) (ad) 3. of the statutes is amended to read:

7 71.47 (4) (ad) 3. For taxable years beginning after June 30, 2007, any
8 corporation may credit against taxes otherwise due under this chapter an amount
9 equal to 10 percent of the amount obtained by subtracting from the corporation's
10 qualified research expenses, as defined in section 41 of the Internal Revenue Code,
11 except that "qualified research expenses" includes only expenses incurred by the
12 claimant for research related to the design and manufacturing of energy efficient
13 lighting systems, building automation and control systems, or automotive batteries
14 for use in hybrid-electric vehicles, that reduce the demand for natural gas or
15 electricity or improve the efficiency of its use, incurred for research conducted in this
16 state for the taxable year, except that a taxpayer may elect the alternative
17 computation under section 41 (c) (4) of the Internal Revenue Code and that election
18 applies until the department permits its revocation, except as provided in par. (af),
19 and except that "qualified research expenses" does not include compensation used
20 in computing the credit under ~~subs. (1dj) and sub. (1dx)~~, the corporation's base
21 amount, as defined in section 41 (c) of the Internal Revenue Code, except that gross
22 receipts used in calculating the base amount means gross receipts from sales
23 attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and
24 3., (dj), and (dk). Section 41 (h) of the Internal Revenue Code does not apply to the
25 credit under this paragraph.

SENATE BILL 21**SECTION 2436**

1 **SECTION 2436.** 71.47 (4) (am) of the statutes is amended to read:

2 71.47 (4) (am) *Development zone additional research credit.* In addition to the
3 credit under par. (ad), any corporation may credit against taxes otherwise due under
4 this chapter an amount equal to 5 percent of the amount obtained by subtracting
5 from the corporation’s qualified research expenses, as defined in section 41 of the
6 Internal Revenue Code, except that “qualified research expenses” include only
7 expenses incurred by the claimant in a development zone under subch. III of ch. 235
8 or subch. II of ch. 238, 2013 stats., or subch. VI of ch. 560, 2009 stats., except that a
9 taxpayer may elect the alternative computation under section 41 (c) (4) of the
10 Internal Revenue Code and that election applies until the department permits its
11 revocation and except that “qualified research expenses” ~~do~~ does not include
12 ~~compensation used in computing the credit under sub. (1dj)~~ nor research expenses
13 incurred before the claimant is certified for tax benefits under s. 235.365 (3) or s.
14 238.365 (3), 2013 stats., or s. 560.765 (3), 2009 stats., or the corporation’s base
15 amount, as defined in section 41 (c) of the Internal Revenue Code, in a development
16 zone, except that gross receipts used in calculating the base amount means gross
17 receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1.
18 and 2., (dh) 1., 2., and 3., (dj), and (dk) and research expenses used in calculating the
19 base amount include research expenses incurred before the claimant is certified for
20 tax benefits under s. 235.365 (3) or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009
21 stats., in a development zone, if the claimant submits with the claimant’s return a
22 copy of the claimant’s certification for tax benefits under s. 235.365 (3) or s. 238.365
23 (3), 2013 stats., or s. 560.765 (3), 2009 stats., and a statement from the department
24 of commerce or the Wisconsin Economic Development Corporation or the Forward
25 Wisconsin Development Authority verifying the claimant’s qualified research

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1 expenses for research conducted exclusively in a development zone. The rules under
2 s. 73.03 (35) apply to the credit under this paragraph. ~~The rules under sub. (1di) (f)~~
3 ~~and (g) as they apply to the credit under that subsection apply to claims under this~~
4 ~~paragraph.~~ Section 41 (h) of the Internal Revenue Code does not apply to the credit
5 under this paragraph. No credit may be claimed under this paragraph for taxable
6 years that begin on January 1, 1998, or thereafter. Credits under this paragraph for
7 taxable years that begin before January 1, 1998, may be carried forward to taxable
8 years that begin on January 1, 1998, or thereafter.

9 **SECTION 2437.** 71.47 (4m) (a) of the statutes is amended to read:

10 71.47 (4m) (a) *Definition.* In this subsection, “qualified research expenses”
11 means qualified research expenses as defined in section 41 of the Internal Revenue
12 Code, except that “qualified research expenses” includes only expenses incurred by
13 the claimant for research conducted in this state for the taxable year and except that
14 “qualified research expenses” ~~do~~ does not include compensation used in computing
15 the ~~credits~~ credit under ~~subs. (1dj) and sub. (1dx).~~

16 **SECTION 2438.** 71.47 (5b) (a) 2. of the statutes is amended to read:

17 71.47 (5b) (a) 2. “Fund manager” means an investment fund manager certified
18 under s. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205 (2), 2009 stats.

19 **SECTION 2439.** 71.47 (5b) (b) 1. of the statutes is amended to read:

20 71.47 (5b) (b) 1. For taxable years beginning after December 31, 2004, subject
21 to the limitations provided under this subsection and s. 235.15 or s. 238.15, 2013
22 stats., or s. 560.205, 2009 stats., and except as provided in subd. 2., a claimant may
23 claim as a credit against the tax imposed under s. 71.43, up to the amount of those
24 taxes, 25 percent of the claimant’s investment paid to a fund manager that the fund

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1 manager invests in a business certified under s. 235.15 (1) or s. 238.15 (1), 2013
2 stats., or s. 560.205 (1), 2009 stats.

3 **SECTION 2440.** 71.47 (5b) (b) 2. of the statutes is amended to read:

4 71.47 (5b) (b) 2. In the case of a partnership, limited liability company, or
5 tax-option corporation, the computation of the 25 percent limitation under subd. 1.
6 shall be determined at the entity level rather than the claimant level and may be
7 allocated among the claimants who make investments in the manner set forth in the
8 entity's organizational documents. The entity shall provide to the department of
9 revenue and to the ~~department of commerce or the Wisconsin Economic~~
10 ~~Development Corporation~~ Forward Wisconsin Development Authority the names
11 and tax identification numbers of the claimants, the amounts of the credits allocated
12 to the claimants, and the computation of the allocations.

13 **SECTION 2441.** 71.47 (5b) (d) 3. of the statutes is amended to read:

14 71.47 (5b) (d) 3. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for
15 investments made after December 31, 2007, if an investment for which a claimant
16 claims a credit under par. (b) is held by the claimant for less than 3 years, the
17 claimant shall pay to the department, in the manner prescribed by the department,
18 the amount of the credit that the claimant received related to the investment.

19 **SECTION 2442.** 71.47 (5r) (a) 2. of the statutes is amended to read:

20 71.47 (5r) (a) 2. "Course of instruction" has the meaning given in s. ~~38.50~~ 440.52
21 (1) (c).

22 **SECTION 2443.** 71.47 (5r) (a) 6. b. of the statutes is amended to read:

23 71.47 (5r) (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the
24 delivery of education occurs in this state.

25 **SECTION 2444.** 71.47 (6) (a) 3. of the statutes is amended to read:

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1 71.47 (6) (a) 3. ~~For~~ Except as provided in par. (k), for taxable years beginning
2 after December 31, 2013, and before January 1, 2015, any person may claim as a
3 credit against taxes otherwise due under s. 71.43, up to the amount of those taxes,
4 an amount equal to 20 percent of the costs of qualified rehabilitation expenditures,
5 as defined in section 47 (c) (2) of the Internal Revenue Code, for qualified
6 rehabilitated buildings, as defined in section 47 (c) (1) of the Internal Revenue Code,
7 on property located in this state, if the cost of the person's qualified rehabilitation
8 expenditures is at least \$50,000 and the rehabilitated property is placed in service
9 after December 31, 2013, and before January 1, 2015, and regardless of whether the
10 rehabilitated property is used for multiple or revenue-providing purposes. No credit
11 may be claimed under this subdivision for property listed as a contributing building
12 in the state register of historic places or in the national register of historic places and
13 no credit may be claimed under this subdivision for nonhistoric, nonresidential
14 property converted into housing if the property has been previously used for housing.

15 **SECTION 2445.** 71.47 (6) (c) (intro.) of the statutes is amended to read:

16 71.47 (6) (c) (intro.) No person may claim the credit under par. (a) 2m. unless
17 the claimant includes with the claimant's return a copy of the claimant's certification
18 under s. ~~238.17~~ 235.17. For certification purposes under s. ~~238.17~~ 235.17, the
19 claimant shall provide to the ~~Wisconsin Economic Development Corporation~~
20 Forward Wisconsin Development Authority all of the following:

21 **SECTION 2446.** 71.47 (6) (i) of the statutes is created to read:

22 71.47 (6) (i) 1. a. Except as provided in subd. 1. b., if the activity for which a
23 person claims a credit under this subsection creates fewer full-time jobs than
24 projected under s. 235.17 (3) (a), as reported to the department under s. 235.17 (4),
25 the person who claimed the credit shall repay to the department any amount of the

SENATE BILL 21**SECTION 2446**

1 credit claimed, as determined by the department, in proportion to the number of
2 full-time jobs created compared to the number of full-time jobs projected.

3 b. For purposes of subd. 1. a., the person who initially sells or transfer a credit
4 under par. (h) is responsible for repaying the credit.

5 2. If a person who claims a credit under this subsection and a credit under
6 section 47 of the Internal Revenue Code for the same qualified rehabilitation
7 expenditures is required to repay the full amount of the credit claimed under section
8 47 of the Internal Revenue Code, the person shall repay to the department the
9 amount of the credit claimed under this subsection.

10 **SECTION 2447.** 71.47 (6) (k) of the statutes is created to read:

11 71.47 (6) (k) A person who has incurred qualified rehabilitation expenditures
12 under par. (a) 3. before January 1, 2015, may claim the credit under par. (a) 3. for
13 taxable years beginning after December 31, 2014, even if the property is not placed
14 in service until after December 31, 2014.

15 **SECTION 2448.** 71.49 (1) (eb) of the statutes is repealed.

16 **SECTION 2449.** 71.49 (1) (ec) of the statutes is repealed.

17 **SECTION 2450.** 71.49 (1) (eg) of the statutes is repealed.

18 **SECTION 2451.** 71.49 (1) (eh) of the statutes is repealed.

19 **SECTION 2452.** 71.49 (1) (ej) of the statutes is repealed.

20 **SECTION 2453.** 71.49 (1) (ek) of the statutes is repealed.

21 **SECTION 2454.** 71.49 (1) (f) of the statutes is amended to read:

22 71.49 (1) (f) The total of farmland preservation credit under subch. IX,
23 farmland tax relief credit under s. 71.47 (2m), dairy manufacturing facility
24 investment credit under s. 71.47 (3p), jobs credit under s. 71.47 (3q), meat processing
25 facility investment credit under s. 71.47 (3r), woody biomass harvesting and

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1 processing credit under s. 71.47 (3rm), food processing plant and food warehouse
2 investment credit under s. 71.47 (3rn), enterprise zone jobs credit under s. 71.47
3 (3w), business development credit under s. 71.47 (3y), film production services credit
4 under s. 71.47 (5f), film production company investment credit under s. 71.47 (5h),
5 beginning farmer and farm asset owner tax credit under s. 71.47 (8r), and estimated
6 tax payments under s. 71.48.

7 **SECTION 2455.** 71.75 (9) of the statutes is amended to read:

8 71.75 (9) All refunds, overpayments, or refundable credits under this chapter
9 are subject to attachment under ss. 49.855, 71.93 and 71.935, and no taxpayer has
10 any right to, or interest in, any refund, overpayment, or refundable credit under this
11 chapter until setoff under ss. 49.855, 71.93, and 71.935 has been completed.

12 **SECTION 2456.** 71.78 (4) (m) of the statutes is amended to read:

13 71.78 (4) (m) The chief executive officer of the ~~Wisconsin Economic~~
14 ~~Development Corporation~~ Forward Wisconsin Development Authority and
15 employees of the corporation authority to the extent necessary to administer the
16 development zone program under subch. ~~II~~ III of ch. ~~238~~ 235.

17 **SECTION 2457.** 71.80 (3) of the statutes is amended to read:

18 71.80 (3) CREDITING OF OVERPAYMENTS ON INDIVIDUAL OR SEPARATE RETURNS. In
19 the case of any overpayment, refundable credit, or refund on an individual or
20 separate return, the department, within the applicable period of limitations, may
21 credit the amount of overpayment, refundable credit, or refund, including any
22 interest allowed, against any liability in respect to any tax collected by the
23 department, a debt under s. 71.93 or 71.935 or a certification under s. 49.855 on the
24 part of the person who made the overpayment or received the refundable credit or
25 the refund and shall refund any balance to the person. No person has any right to,

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1 or interest in, any overpayment, refundable credit, or refund, including any interest
2 allowed, under this chapter until setoff under ss. 49.855, 71.93, and 71.935 has been
3 completed. The department shall presume that the overpayment, refundable credit
4 or refund is nonmarital property of the filer. Within 2 years after the crediting, the
5 spouse or former spouse of the person filing the return may file a claim for a refund
6 of amounts credited by the department if the spouse or former spouse shows by clear
7 and convincing evidence that all or part of the state tax overpayment, refundable
8 credit or refund was nonmarital property of the nonobligated spouse.

9 **SECTION 2458.** 71.80 (3m) (intro.) of the statutes is amended to read:

10 71.80 **(3m)** CREDITING OF OVERPAYMENTS ON JOINT RETURNS. (intro.) For married
11 persons, unless within 20 days after the date of the notice under par. (c) the
12 nonobligated spouse shows by clear and convincing evidence that the overpayment,
13 refundable credit or refund is the nonmarital property of the nonobligated spouse,
14 notwithstanding s. 766.55 (2) (d), the department may credit overpayments,
15 refundable credits and refunds, including any interest allowed, resulting from joint
16 returns under this chapter as follows, except that no person has any right to, or
17 interest in, any overpayment, refundable credit, or refund, including any interest
18 allowed, under this chapter until setoff under ss. 49.855, 71.93, and 71.935 has been
19 completed:

20 **SECTION 2459.** 71.91 (5) (c) of the statutes is renumbered 71.91 (5) (c) 1. and
21 amended to read:

22 71.91 **(5)** (c) 1. A like warrant may be issued to any agent of the department
23 authorized to collect income or franchise taxes, and in the execution thereof of the
24 warrant and collection of said the taxes such the agent shall have the powers of a
25 sheriff, but shall not be entitled to collect from the taxpayer any fee or charge for the

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1 execution of ~~such~~ the warrant in excess of actual expenses paid in the performance
2 of his or her duty. When a warrant is issued to ~~such~~ the agent he or she may proceed
3 ~~upon the same act as provided in subd. 2. or may execute the warrant~~ in any county
4 of the state designated in the warrant, in the same manner as provided in this
5 subchapter with respect to sheriffs of such counties.

6 **SECTION 2460.** 71.91 (5) (c) 2. of the statutes is created to read:

7 71.91 (5) (c) 2. In executing a warrant as described in subd. 1., the agent may
8 conduct, or may engage a 3rd-party entity to conduct, an execution sale of personal
9 property in any county of the state and may sell, or may engage a 3rd-party entity
10 to sell, the personal property in any manner the department believes will bring the
11 highest net bid or price, including Internet-based auctions or sales. The cost of
12 conducting each auction or sale shall be reimbursed to the department out of the
13 proceeds of the auction or sale.

14 **SECTION 2461.** 71.93 (1) (a) 4. of the statutes is amended to read:

15 71.93 (1) (a) 4. An amount that the department of children and families may
16 recover under s. 49.138 (5), 49.161, or 49.195 (3) or collect under s. 49.147 (6) (cm),
17 if the department of children and families has certified the amount under s. 49.85.

18 **SECTION 2462.** 71.93 (3) (c) of the statutes is created to read:

19 71.93 (3) (c) No person has any right to, or interest in, any overpayment,
20 refundable credit, or refund, including any interest allowed, under this chapter until
21 setoff under this section and ss. 49.855 and 71.935 has been completed.

22 **SECTION 2463.** 71.93 (8) (b) 1. of the statutes is amended to read:

23 71.93 (8) (b) 1. Except as provided in subd. 2., a state agency and the
24 department of revenue shall enter into a written agreement to have the department
25 collect any amount owed to the state agency that is more than 90 days past due,

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1 unless negotiations between the agency and debtor are actively ongoing, the debt is
2 the subject of legal action or administrative proceedings, or the agency determines
3 that the debtor is adhering to an acceptable payment arrangement. At least 30 days
4 before the department pursues the collection of any debt referred by a state agency,
5 either the department or the agency shall provide the debtor with a written notice
6 that the debt will be referred to the department for collection. The department may
7 collect amounts owed, pursuant to the written agreement, from the debtor in
8 addition to offsetting the amounts as provided under sub. (3). The department shall
9 charge each debtor whose debt is subject to collection under this paragraph an
10 ~~amount for administrative expenses~~ a collection fee and that amount shall be
11 credited to the appropriation under s. 20.566 (1) (h).

12 **SECTION 2464.** 71.935 (6) of the statutes is created to read:

13 71.935 (6) No person has any right to, or interest in, any overpayment,
14 refundable credit, or refund, including any interest allowed, under this chapter until
15 setoff under this section and ss. 49.855 and 71.93 has been completed.

16 **SECTION 2465.** 73.03 (2a) of the statutes is amended to read:

17 73.03 (2a) To prepare and publish, in electronic form and on the Internet,
18 assessment manuals. The manual shall discuss and illustrate accepted assessment
19 methods, techniques and practices with a view to more nearly uniform and more
20 consistent assessments of property at the local level. The manual shall be amended
21 by the department from time to time to reflect advances in the science of assessment,
22 court decisions concerning assessment practices, costs, and statistical and other
23 information considered valuable to local assessors by the department. The manual
24 shall incorporate standards for the assessment of all types of renewable energy
25 resource systems used in this state as soon as such systems are used in sufficient

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1 numbers and sufficient data exists to allow the formulation of valid guidelines. The
2 manual shall incorporate standards, which the department of revenue and the state
3 historical society of Wisconsin shall develop, for the assessment of nonhistoric
4 property in historic districts and for the assessment of historic property, including
5 but not limited to property that is being preserved or restored; property that is
6 subject to a protective easement, covenant or other restriction for historic
7 preservation purposes; property that is listed in the national register of historic
8 places in Wisconsin or in this state's register of historic places and property that is
9 designated as a historic landmark and is subject to restrictions imposed by a
10 municipality or by a landmarks commission. The manual shall incorporate general
11 guidelines about ways to determine whether property is taxable in part under s.
12 70.1105 and examples of the ways that s. 70.1105 applies in specific situations. The
13 manual shall state that assessors are required to comply with s. 70.32 (1g) and shall
14 suggest procedures for doing so. The manual or a supplement to it shall specify per
15 acre value guidelines for each municipality for various categories of agricultural land
16 based on the income that could be generated from its estimated rental for
17 agricultural use, as defined by rule, and capitalization rates established by rule. The
18 manual shall include guidelines for classifying land as agricultural land, as defined
19 in s. 70.32 (2) (c) 1g., and guidelines for distinguishing between land and
20 improvements to land. ~~The manual shall specify the evidence to be exchanged under~~
21 ~~s. 70.47 (7) (c) and (16) (c).~~ The cost of the development, preparation, and Internet
22 publication of the manual and of revisions and amendments to it shall be paid from
23 the appropriation under s. 20.566 (2) (bm).

24 **SECTION 2466.** 73.03 (28) of the statutes is amended to read:

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1 73.03 (28) To enter into contracts to collect delinquent Wisconsin taxes. The
2 department shall allocate a portion of the amounts collected under ch. 78, except the
3 amounts collected under s. 78.01, through those contracts to the appropriation under
4 s. 20.566 (1) (hm) to pay contract and court costs. The department shall allocate the
5 remainder of those collections to the transportation fund under s. 25.40. The
6 department shall allocate a portion of the amount collected under chs. 71, 72, 77 and
7 139 through those contracts to the appropriation under s. 20.566 (1) (hm) to pay
8 contract and court costs. The department shall allocate the remainder of those
9 collections to the general fund.

10 **SECTION 2467.** 73.03 (35) of the statutes is amended to read:

11 73.03 (35) To deny a portion of a credit claimed under s. 71.07 (~~2dd~~), (~~2de~~), (~~2di~~),
12 (~~2dj~~), (~~2dL~~), (2dm), (~~2dr~~), (~~2ds~~), or (2dx), 71.28 (1dd), (~~1de~~), (~~1di~~), (~~1dj~~), (~~1dL~~), (1dm),
13 (~~1ds~~), (1dx), or (4) (am), 71.47 (~~1dd~~), (~~1de~~), (~~1di~~), (~~1dj~~), (~~1dL~~), (1dm), (~~1ds~~), (1dx), or
14 (4) (am), or 76.636 if granting the full amount claimed would violate a requirement
15 under s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., or would bring
16 the total of the credits granted to that claimant under all of those subsections over
17 the limit for that claimant under s. 235.368, 235.395 (2) (b), or 235.397 (5) (b) or s.
18 238.368, 2013 stats., 238.395 (2) (b), 2013 stats., or 238.397 (5) (b), 2013 stats., or s.
19 560.768, 2009 stats., s. 560.795 (2) (b), 2009 stats., or s. 560.797 (5) (b), 2009 stats.

20 **SECTION 2468.** 73.03 (35m) of the statutes is amended to read:

21 73.03 (35m) To deny a portion of a credit claimed under s. 71.07 (3g), 71.28 (3g),
22 or 71.47 (3g), if granting the full amount claimed would violate a requirement under
23 s. 235.23 or s. 238.23, 2013 stats., or s. 560.96, 2009 stats., or would bring the total
24 of the credits claimed under ss. 71.07 (3g), 71.28 (3g), and 71.47 (3g) over the limit

SENATE BILL 21**SECTION 2468**

1 for all claimants under s. 235.23 (2) or s. 238.23 (2), 2013 stats., or s. 560.96 (2), 2009
2 stats.

3 **SECTION 2469.** 73.03 (49) (e) 4. of the statutes is amended to read:

4 73.03 (49) (e) 4. An agricultural economist employed by the University of
5 Wisconsin System Authority.

6 **SECTION 2470.** 73.03 (63) of the statutes is amended to read:

7 73.03 (63) Notwithstanding the amount limitations specified under s. 560.205
8 (3) (d), 2009 stats., or s. 238.15 (3) (d), 2013 stats., or s. 235.15 (3) (d), in consultation
9 with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin
10 Development Authority, to carry forward to subsequent taxable years unclaimed
11 credit amounts of the early stage seed investment credits under ss. 71.07 (5b), 71.28
12 (5b), 71.47 (5b), and 76.638 and the angel investment credit under s. 71.07 (5d).
13 Annually, no later than July 1, the ~~Wisconsin Economic Development Corporation~~
14 Forward Wisconsin Development Authority shall submit to the department of
15 revenue its recommendations for the carry forward of credit amounts as provided
16 under this subsection.

17 **SECTION 2471.** 73.0301 (1) (d) 3. of the statutes is amended to read:

18 73.0301 (1) (d) 3. A license, certificate of approval, provisional license,
19 conditional license, certification, certification card, registration, permit, training
20 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
21 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~
22 ~~254.176, 254.20 (3), 255.08 (2) (a), 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or~~
23 ~~343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).~~

24 **SECTION 2472.** 73.0301 (1) (d) 3. of the statutes, as affected by 2015 Wisconsin
25 Act (this act), is amended to read:

SENATE BILL 21**SECTION 2472**

1 73.0301 (1) (d) 3. A license, certificate of approval, provisional license,
2 conditional license, certification, certification card, registration, permit, training
3 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
4 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), 254.176, 254.20 (3), 256.15
5 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or 343.305 (6) (a) or a permit license for
6 operation of a campground specified in s. ~~254.47 (1)~~ 97.67 (1).

7 **SECTION 2473.** 73.0301 (1) (d) 3m. of the statutes is amended to read:

8 73.0301 (1) (d) 3m. A license or certificate issued by the department of
9 workforce development under s. ~~102.17 (1) (c)~~, 103.275 (2) (b), 103.34 (3) (c), 103.91
10 (1), 103.92 (3), 104.07 (1) or (2), or 105.13 (1).

11 **SECTION 2474.** 73.0301 (1) (d) 6. of the statutes is amended to read:

12 73.0301 (1) (d) 6. A license or certificate of registration issued by the
13 department of financial institutions, ~~or a division of it,~~ and professional standards
14 under ss. 138.09, 138.12, 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to
15 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, 224.93, or under subch. IV of ch.
16 551.

17 **SECTION 2475.** 73.0301 (1) (d) 12. of the statutes is amended to read:

18 73.0301 (1) (d) 12. A license issued under s. ~~102.17 (1) (c)~~, 628.04, 628.92 (1),
19 632.69 (2), or 633.14, a registration under s. 628.92 (2), or a temporary license issued
20 under s. 628.09.

21 **SECTION 2476.** 73.0301 (1) (e) of the statutes is amended to read:

22 73.0301 (1) (e) “Licensing department” means the department of
23 administration; the department of agriculture, trade and consumer protection; the
24 board of commissioners of public lands; the department of children and families; the
25 government accountability board; the department of financial institutions and

SENATE BILL 21**SECTION 2476**

1 professional standards; the department of health services; the department of natural
2 resources; the department of public instruction; ~~the department of safety and~~
3 ~~professional services~~; the department of workforce development; the office of the
4 commissioner of insurance; or the department of transportation.

5 **SECTION 2477.** 73.06 (1) of the statutes is amended to read:

6 73.06 (1) The department of revenue, through its supervisors of equalization,
7 shall have complete supervision and direction of the work of the local assessors. It
8 shall annually, or more often if deemed necessary at a time which in its judgment is
9 best calculated to obtain the ends sought, call a meeting of all local assessors for
10 conference and instruction relative to their duties in the valuation and assessment
11 of property. The department of revenue may also call a similar meeting of local clerks
12 and other officials for conference and instruction relative to their duties in the
13 valuation and assessment of property. ~~Each official upon notice by mail from the~~
14 ~~supervisor shall attend the meeting, and shall receive travel expenses from his or her~~
15 ~~residence to the meeting site and return and the compensation and mileage that the~~
16 ~~board establishes, but not less than \$5 per day and 6 cents per mile; except that in~~
17 ~~counties having a population of 500,000 or more, no compensation, travel expense or~~
18 ~~mileage shall be allowed. This compensation shall be paid out of the treasury of the~~
19 ~~county in which the local official resides upon the certificate of the supervisor of~~
20 ~~equalization showing attendance and travel, as certificates of witnesses and jurors~~
21 ~~are paid.~~

22 **SECTION 2478.** 73.06 (8) of the statutes is amended to read:

23 73.06 (8) For purposes of this section “local assessor” includes the county and
24 regional assessment unit assessors under s. ~~70.99~~ 70.991.

25 **SECTION 2479.** 73.08 of the statutes is repealed.

SENATE BILL 21**SECTION 2480**

1 **SECTION 2480.** 73.09 (1) of the statutes is amended to read:

2 73.09 (1) LOCAL ASSESSMENT PERSONNEL. The department of revenue shall
3 establish by rule the level of certification under sub. (3), the continuing education
4 requirements under sub. (4), examinations under sub. (5), and the requirements for
5 and responsibilities associated with temporary certification under sub. (6) for all
6 assessors and assessment personnel of each local unit of government and for county
7 and regional assessor systems under s. ~~70.99~~ 70.991.

8 **SECTION 2481.** 73.09 (2) of the statutes is amended to read:

9 73.09 (2) DEPARTMENT OF REVENUE ASSESSMENT PERSONNEL. The requirements
10 established for local assessment personnel under sub. (1) shall also apply to
11 department of revenue assessment personnel ~~commencing on January 1, 1981~~. The
12 office division of state ~~employment relations~~ personnel management in the
13 department of administration with the assistance of the department of revenue shall
14 determine the position classifications for which certification shall apply within the
15 department of revenue. The first level of certification shall be obtained within 100
16 ~~days of the employee's appointment~~ a timeframe consistent with the department of
17 revenue's employment practices. The department of revenue in consultation with
18 the office division of state ~~employment relations~~ personnel management shall
19 establish requirements for obtaining higher levels of assessor certification.

20 **SECTION 2482.** 73.09 (4) (a) of the statutes is amended to read:

21 73.09 (4) (a) ~~All certifications issued prior to January 1, 1981, are valid for 10~~
22 ~~years from the date of issuance. All certifications issued on or after January 1, 1981,~~
23 ~~but before August 15, 1991, expire on the 6th June 1 following the date of issuance.~~
24 All certifications issued ~~on or after August 15, 1991,~~ expire 5 years after the date on
25 which they are issued.

SENATE BILL 21**SECTION 2483**

1 **SECTION 2483.** 73.09 (4) (b) of the statutes is amended to read:

2 73.09 (4) (b) Persons may be recertified by ~~passing an examination as provided~~
3 ~~in sub. (5) or by attendance for~~ attending at least 4 of the previous 5 years at annual
4 meetings called by the department of revenue under s. 73.06 (1) and by meeting
5 continuing education requirements determined by the department of revenue. The
6 department of revenue may revoke a person's certification if the person fails to attend
7 more than one annual meeting or fails to meet the continuing education
8 requirements in any recertification cycle. The department may reinstate a
9 certification revoked under this paragraph after a revocation period of no less than
10 one year has expired, if the person whose certification was revoked requests
11 reinstatement, attends the next annual meeting under s. 73.06 (1) following the date
12 on which the department revoked the certification, and passes an examination under
13 sub. (5).

14 **SECTION 2484.** 73.09 (5) of the statutes is amended to read:

15 73.09 (5) EXAMINATIONS. As provided in subs. (1) and (2), the department of
16 revenue, assisted by the ~~division~~ bureau of merit recruitment and selection in the
17 ~~office of state employment relations~~ department of administration, shall prepare and
18 administer examinations for each level of certification. Persons applying for an
19 examination under this subsection shall submit a \$20 examination fee with their
20 application. Certification shall be granted to each person who passes the
21 examination for that level.

22 **SECTION 2485.** 73.09 (7) (a) of the statutes is amended to read:

23 73.09 (7) (a) The secretary of revenue or a designee may revoke or suspend the
24 certification of any assessor, assessment personnel, or expert appraiser for the
25 practice of any fraud or deceit in obtaining certification, or any negligence,

SENATE BILL 21**SECTION 2485**

1 incompetence, or misconduct, including making a fraudulent change in the
2 assessment roll after it is opened for examination under s. 70.47 (3). The secretary
3 of revenue or a designee may require any assessor, assessment personnel, or expert
4 appraiser to take corrective action in order to avoid the revocation or suspension of
5 that person's certification for the activities described under this paragraph.

6 **SECTION 2486.** 74.09 (3) (de) of the statutes is created to read:

7 74.09 (3) (de) Indicate all of the following:

- 8 1. The amount of the debt service from bonds issued by each taxing jurisdiction
9 and the taxpayer's proportionate share of that amount.
- 10 2. The the amount of any fees or charges assessed by each taxing jurisdiction
11 that is collected in the tax levy and the taxpayer's proportionate share of that
12 amount.
- 13 3. The amount of the taxes levied for the maintenance and operation of each
14 county, city, village, town, school district, and technical college district where the
15 property is located.
- 16 4. The amount of the taxes levied to pay for all of the following:
 - 17 a. The redemption charges on any bonded indebtedness or other long-term
18 obligation incurred by each taxing jurisdiction where the property is located.
 - 19 b. Additional amounts levied pursuant to a referendum to exceed a tax levy
20 limitation of a taxing jurisdiction where the property is located.
 - 21 c. The maintenance and operation of any taxing jurisdiction where the property
22 is located, other than the jurisdictions described in subd. 3.

23 **SECTION 2487.** 74.315 (1) of the statutes is renumbered 74.315 (1) (a) and
24 amended to read:

SENATE BILL 21**SECTION 2487**

1 74.315 (1) (a) ~~No~~ Except as provided in par. (b), no later than October 1 of each
2 year, the taxation district clerk shall submit to the department of revenue, on a form
3 prescribed by the department, a listing of all the omitted taxes under s. 70.44 to be
4 included on the taxation district's next tax roll, if the total of all such taxes exceeds
5 \$5,000.

6 **SECTION 2488.** 74.315 (1) (b) of the statutes is created to read:

7 74.315 (1) (b) In 2016, the taxation district clerk shall submit the information
8 described under par. (a) no later than November 1.

9 **SECTION 2489.** 74.37 (4) (c) of the statutes is amended to read:

10 74.37 (4) (c) No claim or action for an excessive assessment may be brought or
11 maintained under this section if the assessment of the property for the same year is
12 contested under s. 70.47 (7) (e), (13), ~~or (16) (e) or 70.85~~. No assessment may be
13 contested under s. 70.47 (7) (e), (13), ~~or (16) (e) or 70.85~~ if a claim is brought and
14 maintained under this section based on the same assessment.

15 **SECTION 2490.** 74.37 (4) (d) of the statutes is repealed.

16 **SECTION 2491.** 74.37 (6) of the statutes is repealed.

17 **SECTION 2492.** 75.106 (1) (a) of the statutes is amended to read:

18 75.106 (1) (a) "Brownfield" has the meaning given in s. ~~238.13~~ 235.13 (1) (a),
19 except that, for purposes of this section, "brownfield" also means abandoned, idle, or
20 underused residential facilities or sites, the expansion or redevelopment of which is
21 adversely affected by actual or perceived environmental contamination.

22 **SECTION 2493.** 76.636 (1) (b) 1. of the statutes is amended to read:

23 76.636 (1) (b) 1. A development zone under s. 235.30 or s. ~~238.30~~, 2013 stats.,
24 or s. 560.70, 2009 stats.

25 **SECTION 2494.** 76.636 (1) (b) 2. of the statutes is amended to read:

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1 76.636 (1) (b) 2. A development opportunity zone under s. 235.395 or s. 238.395,
2 2013 stats., or s. 560.795, 2009 stats.

3 **SECTION 2495.** 76.636 (1) (b) 3. of the statutes is amended to read:

4 76.636 (1) (b) 3. An enterprise development zone under s. 235.397 or s. 238.397,
5 2013 stats., or s. 560.797, 2009 stats.

6 **SECTION 2496.** 76.636 (1) (b) 4. of the statutes is amended to read:

7 76.636 (1) (b) 4. An agricultural development zone under s. 235.398 or s.
8 238.398, 2013 stats., or s. 560.798, 2009 stats.

9 **SECTION 2497.** 76.636 (1) (c) of the statutes is amended to read:

10 76.636 (1) (c) “Environmental remediation” means removal or containment of
11 environmental pollution, as defined in s. 299.01 (4), and restoration of soil or
12 groundwater that is affected by environmental pollution, as defined in s. 299.01 (4),
13 in a brownfield if that removal, containment, or restoration fulfills the requirement
14 under s. 71.47 (1de) (a) 1., 2013 stats., unless an investigation of the property
15 determines that remediation is required and that remediation is not undertaken.

16 **SECTION 2498.** 76.636 (1) (d) of the statutes is amended to read:

17 76.636 (1) (d) “Full-time job” has the meaning given in s. ~~238.30~~ 235.30 (2m).

18 **SECTION 2499.** 76.636 (1) (e) (intro.) of the statutes is amended to read:

19 76.636 (1) (e) (intro.) “Member of a targeted group” means any of the following,
20 if the person has been certified in the manner under s. 71.47 (1dj) (am) 3., 2013 stats.,
21 by a designated local agency, as defined in s. 71.47 (1dj) (am) 2., 2013 stats.:

22 **SECTION 2500.** 76.636 (2) (intro.) of the statutes is amended to read:

23 76.636 (2) CREDITS. (intro.) Except as provided in s. 73.03 (35), and subject to
24 s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., for any taxable year
25 for which an insurer is entitled under s. 235.395 or s. 238.395, 2013 stats., or s.

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1 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3), 235.397
2 (4), or 235.398 (3) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., or s. 238.398
3 (3), 2013 stats., or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., or s. 560.798
4 (3), 2009 stats., the insurer may claim as a credit against the fees due under s. 76.60,
5 76.63, 76.65, 76.66, or 76.67 the following amounts:

6 **SECTION 2501.** 76.636 (2) (b) of the statutes is amended to read:

7 76.636 (2) (b) The amount determined by multiplying the amount determined
8 under s. 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., or s. 560.785 (1) (b), 2009
9 stats., by the number of full-time jobs created in a development zone and filled by
10 a member of a targeted group and by then subtracting the subsidies paid under s.
11 49.147 (3) (a) for those jobs.

12 **SECTION 2502.** 76.636 (2) (c) of the statutes is amended to read:

13 76.636 (2) (c) The amount determined by multiplying the amount determined
14 under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009
15 stats., by the number of full-time jobs created in a development zone and not filled
16 by a member of a targeted group and by then subtracting the subsidies paid under
17 s. 49.147 (3) (a) for those jobs.

18 **SECTION 2503.** 76.636 (2) (d) of the statutes is amended to read:

19 76.636 (2) (d) The amount determined by multiplying the amount determined
20 under s. 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785 (1) (bm),
21 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under
22 s. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., ~~excluding jobs for~~
23 ~~which a credit has been claimed under s. 71.47 (1d)j),~~ in an enterprise development
24 zone under s. 235.397 or s. 238.397, 2013 stats., or s. 560.797, 2009 stats., and for

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1 which significant capital investment was made and by then subtracting the
2 subsidies paid under s. 49.147 (3) (a) for those jobs.

3 **SECTION 2504.** 76.636 (2) (e) of the statutes is amended to read:

4 76.636 (2) (e) The amount determined by multiplying the amount determined
5 under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009
6 stats., by the number of full-time jobs retained, as provided ~~in the rules under s.~~
7 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., ~~excluding jobs for which~~
8 ~~a credit has been claimed under s. 71.47 (1dj),~~ in a development zone and not filled
9 by a member of a targeted group and by then subtracting the subsidies paid under
10 s. 49.147 (3) (a) for those jobs.

11 **SECTION 2505.** 76.636 (4) (intro.) of the statutes is amended to read:

12 76.636 (4) CREDIT PRECLUDED. (intro.) If the certification of a person for tax
13 benefits under s. 235.365 (3), 235.397 (4), or 235.398 (3) or s. 238.365 (3), 2013 stats.,
14 s. 238.397 (4), 2013 stats., or s. 238.398 (3), 2013 stats., or s. 560.765 (3), 2009 stats.,
15 s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., is revoked, or if the person
16 becomes ineligible for tax benefits under s. 235.395 (3) or s. 238.395 (3), 2013 stats.,
17 or s. 560.795 (3), 2009 stats., that person may not do any of the following:

18 **SECTION 2506.** 76.636 (5) of the statutes is amended to read:

19 76.636 (5) CARRY-OVER PRECLUDED. If a person who is entitled under s. 235.395
20 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits
21 or certified under s. 235.365 (3), 235.397 (4), or 235.398 (3) or s. 238.365 (3), 2013
22 stats., s. 238.397 (4), 2013 stats., or s. 238.398 (3), 2013 stats., or s. 560.765 (3), 2009
23 stats., s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., for tax benefits ceases
24 business operations in the development zone during any of the taxable years that
25 that zone exists, that person may not carry over to any taxable year following the

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1 year during which operations cease any unused credits from the taxable year during
2 which operations cease or from previous taxable years.

3 **SECTION 2507.** 76.636 (6) of the statutes is amended to read:

4 76.636 (6) ADMINISTRATION. Any insurer who claims a credit under sub. (2) shall
5 include with the insurer's annual return under s. 76.64 a copy of its certification for
6 tax benefits and a copy of its verification of expenses from the department of
7 commerce or the Wisconsin Economic Development Corporation or the Forward
8 Wisconsin Development Authority.

9 **SECTION 2508.** 76.637 (1) of the statutes is amended to read:

10 76.637 (1) DEFINITION. In this section, "claimant" means an insurer who files
11 a claim under this section and is certified under s. 235.301 (2) or s. 238.301 (2), 2013
12 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s.
13 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

14 **SECTION 2509.** 76.637 (2) of the statutes is amended to read:

15 76.637 (2) FILING CLAIMS. Subject to the limitations under this section, ss.
16 235.301 to 235.306, ss. 238.301 to 238.306, 2013 stats., and ss. 560.701 to 560.706,
17 2009 stats., for taxable years beginning after December 31, 2008, and before January
18 1, 2016, a claimant may claim as a credit against the fees due under s. 76.60, 76.63,
19 76.65, 76.66, or 76.67 the amount authorized for the claimant under s. 235.303 or s.
20 238.303, 2013 stats., or s. 560.703, 2009 stats.

21 **SECTION 2510.** 76.637 (3) of the statutes is amended to read:

22 76.637 (3) LIMITATIONS. No credit may be allowed under this section unless the
23 insurer includes with the insurer's annual return under s. 76.64 a copy of the
24 claimant's certification under s. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701

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1 (2), 2009 stats., and a copy of the claimant’s notice of eligibility to receive tax benefits
2 under s. 235.303 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

3 **SECTION 2511.** 76.637 (4) of the statutes is amended to read:

4 76.637 (4) ADMINISTRATION. If an insurer’s certification is revoked under s.
5 235.305 or s. 238.305, 2013 stats., or s. 560.705, 2009 stats., or if an insurer becomes
6 ineligible for tax benefits under s. 235.302 or s. 238.302, 2013 stats., or s. 560.702,
7 2009 stats., the insurer may not claim credits under this section for the taxable year
8 that includes the day on which the certification is revoked; the taxable year that
9 includes the day on which the insurer becomes ineligible for tax benefits; or
10 succeeding taxable years and the insurer may not carry over unused credits from
11 previous years to offset the fees imposed under ss. 76.60, 76.63, 76.65, 76.66, or 76.67
12 for the taxable year that includes the day on which certification is revoked; the
13 taxable year that includes the day on which the insurer becomes ineligible for tax
14 benefits; or succeeding taxable years.

15 **SECTION 2512.** 76.637 (5) of the statutes is created to read:

16 76.637 (5) SUNSET. No credit may be claimed under this section for taxable
17 years beginning after December 31, 2015, except that credits certified by the
18 Forward Wisconsin Development Authority before January 1, 2016, may be claimed
19 for taxable years beginning after December 31, 2015.

20 **SECTION 2513.** 76.638 (1) of the statutes is amended to read:

21 76.638 (1) DEFINITIONS. In this section, “fund manager” means an investment
22 fund manager certified under s. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205
23 (2), 2009 stats.

24 **SECTION 2514.** 76.638 (2) of the statutes is amended to read:

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1 76.638 (2) FILING CLAIMS. For taxable years beginning after December 31, 2008,
2 subject to the limitations provided under this subsection and s. 235.15 or s. 238.15,
3 2013 stats., or s. 560.205, 2009 stats., an insurer may claim as a credit against the
4 fees imposed under s. 76.60, 76.63, 76.65, 76.66, or 76.67, 25 percent of the insurer’s
5 investment paid to a fund manager that the fund manager invests in a business
6 certified under s. 235.15 or s. 238.15, 2013 stats., or s. 560.205 (1), 2009 stats.

7 **SECTION 2515.** 76.80 (3) of the statutes is amended to read:

8 76.80 (3) “Telecommunications services” means the transmission of voice,
9 video, facsimile or data messages, including telegraph messages, except that
10 “telecommunications services” does not include video service, as defined in s. 66.0420
11 (2) (y), radio, one-way radio paging or transmitting messages incidental to transient
12 occupancy in hotels, as defined in s. ~~254.61(3)~~ 97.01 (7).

13 **SECTION 2516.** 77.51 (13) (intro.) of the statutes is amended to read:

14 77.51 (13) (intro.) “Retailer” Except as provided in sub. (13b), “retailer”
15 includes:

16 **SECTION 2517.** 77.51 (13b) of the statutes is created to read:

17 77.51 (13b) (a) In this subsection:

18 1. “Affiliate” means a person that directly or indirectly, through one or more
19 intermediaries, controls or is controlled by, or is under common control with, another
20 person. For purposes of this subdivision, a person controls another person if that
21 person holds at least 50 percent ownership interest in the other person.

22 2. “Distribution facility” means an establishment where tangible personal
23 property is stored and processed for delivery to customers and where no retail sales
24 of the property are made.

SENATE BILL 21**SECTION 2517**

1 3. “Third-party seller” means a person who owns tangible personal property
2 or items under s. 77.52 (1) (b), who enters into a contract with a person described in
3 par. (b) for the sale of the tangible personal property or items and who is not an
4 affiliate of the person described in par. (b).

5 (b) Except as provided in par. (c), “retailer” does not include a person, or the
6 person’s affiliates, making sales of tangible personal property or items under s. 77.52
7 (1) (b), if all of the following apply:

8 1. The person or any of the person’s affiliates operates a distribution facility.

9 2. The person or any of the person’s affiliates sells the tangible personal
10 property or items under s. 77.52 (1) (b), on behalf of a 3rd-party seller.

11 3. The 3rd-party seller owns the tangible personal property or items under s.
12 77.52 (1) (b), and is disclosed to the customer as the seller.

13 4. Neither the person nor any affiliate of the person makes any sales for which
14 the customer takes possession of the tangible personal property or items under s.
15 77.52 (1) (b), at a location operated by the person or any of the person’s affiliates.

16 (c) Paragraph (b) does not apply to sales at auction; sales of tangible personal
17 property or items under s. 77.52 (1) (b), owned or previously owned by the person
18 operating the distribution facility or by any of the person’s affiliates; or the sales of
19 any of the following that are registered or titled, or required to be registered or titled,
20 under the laws of this state, or of the United States:

21 1. Motor vehicles.

22 2. Aircraft.

23 3. Snowmobiles.

24 4. Recreational vehicles, as defined in s. 340.01 (48r).

25 5. Trailers.

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1 6. Semitrailers.

2 7. All-terrain vehicles.

3 8. Utility terrain vehicles.

4 9. Boats.

5 **SECTION 2518.** 77.51 (13g) (intro.) of the statutes is amended to read:

6 77.51 (13g) (intro.) Except as provided in sub. (13h), “retailer engaged in
7 business in this state”, for purposes of the use tax, ~~means~~ includes any of the
8 following:

9 **SECTION 2519.** 77.51 (13g) (a) of the statutes is amended to read:

10 77.51 (13g) (a) Any retailer owning any real property in this state ~~or~~

11 (ab) Any retailer leasing or renting out any tangible personal property, or items
12 or property under s. 77.52 (1) (b) or (c), ~~located in~~ if the lease or rental is sourced to
13 this state or under s. 77.522.

14 (ac) Any retailer maintaining, occupying, or using, permanently or
15 temporarily, directly or indirectly, or through a subsidiary, ~~or an agent, by whatever~~
16 ~~name called~~ or some other person, an office, place of distribution, sales or sample
17 room or place, warehouse or storage place, or other place of business in this state.

18 **SECTION 2520.** 77.51 (13g) (b) of the statutes is amended to read:

19 77.51 (13g) (b) Any retailer having any representative, including a
20 manufacturer’s representative, agent, salesperson, canvasser, or solicitor operating
21 in this state under the authority of the retailer or its subsidiary for the purpose of
22 selling, delivering, or the taking of orders for any tangible personal property, or
23 items, property, or goods under s. 77.52 (1) (b), (c), or (d), ~~or taxable services~~ or for the
24 purpose of performing any of the other activities described in this subsection.

25 **SECTION 2521.** 77.51 (13g) (e) of the statutes is created to read:

SENATE BILL 21**SECTION 2521**

1 77.51 (13g) (e) Any person servicing, repairing, or installing equipment or
2 other tangible personal property, or items, property, or goods under s. 77.52 (1) (b),
3 (c), or (d) in this state.

4 **SECTION 2522.** 77.51 (13g) (f) of the statutes is created to read:

5 77.51 (13g) (f) Any person delivering tangible personal property or items under
6 s. 77.52 (1) (b) into this state in a vehicle operated by the person that sells the
7 property or items that are delivered.

8 **SECTION 2523.** 77.51 (13g) (g) of the statutes is created to read:

9 77.51 (13g) (g) Any person performing construction activities in this state.

10 **SECTION 2524.** 77.54 (9a) (a) of the statutes is amended to read:

11 77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin
12 Hospitals and Clinics Authority, the University of Wisconsin System Authority, the
13 Wisconsin Aerospace Authority, the ~~Wisconsin Economic Development Corporation~~
14 Forward Wisconsin Development Authority, and the Fox River Navigational System
15 Authority.

16 **SECTION 2525.** 77.59 (5) of the statutes is amended to read:

17 77.59 (5) The department may offset the amount of any refund for a period,
18 together with interest on the refund, against deficiencies for another period, and
19 against penalties and interest on the deficiencies, or against any amount of whatever
20 kind, due and owing on the books of the department from the person who is entitled
21 to the refund. If the refund is to be paid to a buyer, the department may also set off
22 amounts in the manner in which it sets off income tax and franchise tax refunds
23 under s. 71.93 and may set off amounts for child support or maintenance or both in
24 the manner in which it sets off income taxes under ss. 49.855 and 71.93 (3), (6) and

SENATE BILL 21**SECTION 2525**

1 (7). No person has any right to, or interest in, any refund under this chapter until
2 setoff under ss. 49.855, 71.93, and 71.935 has been completed.

3 **SECTION 2526.** 77.665 of the statutes is created to read:

4 **77.665 Educational programs. (1)** In fiscal year 2017–18, \$753,533,000 of
5 the taxes collected under this subchapter shall be used to pay the amounts under s.
6 20.285 (1) (a).

7 **(2)** In fiscal year 2018–19, and in each fiscal year thereafter, the amount of the
8 taxes collected under this subchapter that is used to pay the amounts under s. 20.285
9 (1) (a) is the amount used in the previous fiscal year, adjusted annually on July 1 to
10 reflect any changes in the U.S. consumer price index for all urban consumers, U.S.
11 city average, as determined by the U.S. department of labor, for the 12–month period
12 ending on the preceding December 31.

13 **SECTION 2527.** 77.86 (1) (b) of the statutes is renumbered 77.86 (1) (b) 1. and
14 amended to read:

15 77.86 (1) (b) 1. Except as provided under sub. (6), an owner who intends to cut
16 merchantable timber on managed forest land shall, at least 30 days before the
17 cutting is to take place, on a form provided by the department, file a notice of intent
18 to cut and, except as provided under subd. 2., request approval of the proposed
19 cutting from the department.

20 **SECTION 2528.** 77.86 (1) (b) 2. of the statutes is created to read:

21 77.86 (1) (b) 2. An owner who is required under the terms of an approved
22 management plan to cut merchantable timber on managed forest land is not required
23 to obtain approval of the cutting of that timber before the cutting takes place if a
24 cooperating forester authorized under s. 28.05 to assist the state in the harvesting

SENATE BILL 21**SECTION 2528**

1 and sale of timber provided the required notice of intent to cut to the department
2 under subd. 1.

3 **SECTION 2529.** 77.86 (3) of the statutes is amended to read:

4 77.86 (3) TIME LIMIT. All cutting specified in the notice under sub. (1) (b) shall
5 be commenced within one year after the date the proposed cutting is approved or, if
6 approval is not required under sub. (1) (b) 2., within one year after the date on which
7 the notice under sub. (1) (b) 1. is filed. The owner shall report to the department the
8 date on which the cutting is commenced.

9 **SECTION 2530.** 77.86 (4) of the statutes is amended to read:

10 77.86 (4) REPORTING. Within 30 days after completion of any cutting approved
11 under this section, the owner shall report to the department, on a form provided by
12 the department, a description of the species of wood, kind of product and the quantity
13 of each species cut as shown by the scale or measurement made on the ground as cut,
14 skidded, loaded or delivered, or by tree scale certified by a forester acceptable to the
15 department if the wood is sold by tree measurement.

16 **SECTION 2531.** 77.895 (1) (d) of the statutes is amended to read:

17 77.895 (1) (d) “Nonprofit conservation organization” has the meaning given in
18 s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

19 **SECTION 2532.** 79.04 (7) (a) of the statutes is amended to read:

20 79.04 (7) (a) Beginning with payments in 2005, if a production plant, as
21 described in sub. (6) (a), other than a nuclear-powered production plant, is built on
22 the site of, or on a site adjacent to, an existing or decommissioned production plant;
23 or is built on a site purchased by a public utility before January 1, 1980, that was
24 identified in an advance plan as a proposed site for a production plant; or is built on,
25 or on a site adjacent to, brownfields, as defined in s. ~~238.13~~ 235.13 (1) (a) or s. 560.13

SENATE BILL 21**SECTION 2532**

1 (1) (a), 2009 stats., after December 31, 2003, and has a name–plate capacity of at
2 least one megawatt, each municipality and county in which such a production plant
3 is located shall receive annually from the public utility account a payment in an
4 amount that is equal to the number of megawatts that represents the production
5 plant’s name–plate capacity, multiplied by \$600.

6 **SECTION 2533.** 79.10 (7m) (a) 1. of the statutes is renumbered 79.10 (7m) (a)
7 1. (intro.) and amended to read:

8 79.10 (7m) (a) 1. (intro.) Except as provided in par. (cm), the amount
9 determined under sub. (4) shall be distributed by the department of administration
10 to the counties on the 4th Monday in July, except as follows:

11 **SECTION 2534.** 79.10 (7m) (a) 1. a. of the statutes is created to read:

12 79.10 (7m) (a) 1. a. In the 2016–17 fiscal year, the department of administration
13 shall distribute \$853,000,000 on the 4th Monday in July, 2016, related to the 2015
14 property tax levies, and \$105,600,000 on the 4th Monday in June, 2017, related to
15 the 2016 property tax levies.

16 **SECTION 2535.** 79.10 (7m) (a) 1. b. of the statutes is created to read:

17 79.10 (7m) (a) 1. b. In the 2017–18 fiscal year, and in each fiscal year thereafter,
18 the department of administration shall distribute \$747,400,000 on the 4th Monday
19 in July, related to property taxes levied in the prior calendar year, and \$105,600,000
20 on the following 4th Monday in June, related to property taxes levied in the most
21 recent calendar year.

22 **SECTION 2536.** 79.10 (7m) (a) 2. of the statutes is amended to read:

23 79.10 (7m) (a) 2. Except as provided in par. (cm), the county treasurer shall
24 settle for the amounts distributed under this paragraph ~~on the 4th Monday in July~~
25 with each municipality and taxing jurisdiction in the county not later than August

SENATE BILL 21**SECTION 2536**

1 20. Failure to settle timely under this subdivision subjects the county treasurer to
2 the penalties under s. 74.31.

3 **SECTION 2537.** 79.10 (7m) (cm) 1. b. of the statutes is amended to read:

4 79.10 (7m) (cm) 1. b. The treasurer of the municipality shall settle for the
5 amounts distributed under pars. (a) 1. and (c) 1. ~~on the 4th Monday in July~~ with the
6 appropriate county treasurer not later than August 15. Failure to settle timely
7 under this subdivision subjects the treasurer of the municipality to the penalties
8 under s. 74.31. On or before August 20, the county treasurer shall settle with each
9 taxing jurisdiction, including towns, villages, and cities, except 1st class cities, in the
10 county.

11 **SECTION 2538.** 79.10 (7m) (cm) 2. b. of the statutes is amended to read:

12 79.10 (7m) (cm) 2. b. The treasurer of the municipality shall settle for the
13 amounts distributed under pars. (a) 1. and (c) 1. ~~on the 4th Monday in July~~ with the
14 appropriate county treasurer not later than August 15. Failure to settle timely
15 under this subdivision subjects the treasurer of the municipality to the penalties
16 under s. 74.31. On or before August 20, the county treasurer shall settle with each
17 taxing jurisdiction, including towns, villages, and cities, except 1st class cities, in the
18 county.

19 **SECTION 2539.** 79.14 of the statutes is amended to read:

20 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b), for
21 the payments under s. 79.10 (4), is \$319,305,000 in 1994, 1995, and 1996;
22 \$469,305,000 beginning in 1997 and ending in 2006; \$593,050,000 in 2007;
23 \$672,400,000 in 2008; \$747,400,000 in 2009; \$732,550,000 in 2010, 2011, and 2012;
24 and \$747,400,000 in 2013, 2014, and 2015; \$958,600,000 in fiscal year 2016–17; and
25 \$853,000,000 in fiscal year 2017–18 and in each fiscal year thereafter.

SENATE BILL 21**SECTION 2540**

1 **SECTION 2540.** 84.01 (6m) (b) (intro.) of the statutes is amended to read:

2 84.01 (**6m**) (b) (intro.) The department, in consultation with the ~~Wisconsin~~
3 ~~Economic Development Corporation~~ Forward Wisconsin Development Authority,
4 shall do all of the following for each economic development program administered by
5 the department:

6 **SECTION 2541.** 84.01 (11m) (a) of the statutes is amended to read:

7 84.01 (**11m**) (a) The department shall coordinate any economic development
8 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward
9 Wisconsin Development Authority.

10 **SECTION 2542.** 84.01 (11m) (b) of the statutes is amended to read:

11 84.01 (**11m**) (b) Annually, no later than October 1, the department shall submit
12 to the joint legislative audit committee and to the appropriate standing committees
13 of the legislature under s. 13.172 (3) a comprehensive report assessing economic
14 development programs, as defined in sub. (6m) (a), administered by the department.
15 The report shall include all of the information required under s. ~~238.07~~ 235.016 (2).
16 The department shall collaborate with the ~~Wisconsin Economic Development~~
17 ~~Corporation~~ Forward Wisconsin Development Authority to make readily accessible
18 to the public on an Internet-based system the information required under this
19 subsection.

20 **SECTION 2543.** 84.01 (13) of the statutes is renumbered 84.01 (13) (b) and
21 amended to read:

22 84.01 (**13**) (b) The department may engage such engineering, consulting,
23 surveying, or other specialized services as it deems advisable. Any engagement of
24 services under this subsection is exempt from ss. 16.70 to 16.75, 16.755 to 16.82, and
25 16.85 to 16.89, but ss. 16.528, 16.752, 16.753, and 16.754 apply to such engagement.

SENATE BILL 21**SECTION 2543**

1 Any engagement involving an expenditure of \$3,000 or more shall be by formal
2 contract approved by the governor. The department shall conduct a uniform
3 cost-benefit analysis, ~~as defined in s. 16.70 (3g)~~, of each proposed engagement under
4 this subsection that involves an estimated expenditure of more than \$300,000 in
5 accordance with standards prescribed by rule of the department. The department
6 shall review periodically, and before any renewal, the continued appropriateness of
7 contracting pursuant to each engagement under this subsection that involves an
8 estimated expenditure of more than \$300,000.

9 **SECTION 2544.** 84.01 (13) (a) of the statutes is created to read:

10 84.01 (13) (a) In this subsection, “cost-benefit analysis” means a
11 comprehensive study to identify and compare the total cost, quality, technical
12 expertise, and timeliness of a service performed by state employees and resources
13 with the total cost, quality, technical expertise, and timeliness of the same service
14 obtained by means of a contract for contractual services.

15 **SECTION 2545.** 84.01 (35) of the statutes is repealed.

16 **SECTION 2546.** 84.01 (36) (d) of the statutes is renumbered 84.01 (36) (d) 1. and
17 amended to read:

18 84.01 (36) (d) 1. All Except as provided in subd. 2., all fees received under this
19 subsection shall be deposited in the general fund and credited to the appropriation
20 account under s. 20.395 (3) (eg).

21 **SECTION 2547.** 84.01 (36) (d) 2. of the statutes is created to read:

22 84.01 (36) (d) 2. All fees received under this subsection from sponsorship
23 agreements under which the department displays information associated with the
24 sponsor at a passenger railroad station shall be deposited in the transportation fund.

25 **SECTION 2548.** 84.013 (3) (ai) of the statutes is repealed.

SENATE BILL 21**SECTION 2549**

1 **SECTION 2549.** 84.013 (3) (kg) of the statutes is repealed.

2 **SECTION 2550.** 84.013 (3) (rm) of the statutes is repealed.

3 **SECTION 2551.** 84.013 (3) (tr) of the statutes is repealed.

4 **SECTION 2552.** 84.0145 (1) (a) of the statutes is renumbered 84.0145 (1) (ap).

5 **SECTION 2553.** 84.0145 (1) (ah) of the statutes is created to read:

6 84.0145 (1) (ah) “I 94 east–west project” means the reconstruction of the I 94
7 freeway in Milwaukee County from 70th Street to 16th Street, including all
8 interchanges.

9 **SECTION 2554.** 84.0145 (2) of the statutes is amended to read:

10 84.0145 (2) Subject to sub. (3) and s. 86.255, any southeast Wisconsin freeway
11 megaproject may be funded only from the appropriations under ss. 20.395 (3) (aq),
12 (ar), (av), (ax), and (ct) and (4) (jq) and 20.866 (2) (uup) and (uur).

13 **SECTION 2555.** 84.0145 (3) (b) 3. of the statutes is created to read:

14 84.0145 (3) (b) 3. The I 94 east–west project.

15 **SECTION 2556.** 84.06 (1) (a) of the statutes is renumbered 84.06 (1) (am).

16 **SECTION 2557.** 84.06 (1) (ag) of the statutes is created to read:

17 84.06 (1) (ag) “Construction manager” means a person in the business of
18 providing construction services that is also qualified to supervise, manage, or
19 otherwise participate in the engineering, design, or construction work for an
20 improvement project.

21 **SECTION 2558.** 84.06 (1) (aj) of the statutes is created to read:

22 84.06 (1) (aj) “Construction manager–general contractor contract” means a
23 contract for an improvement project awarded under sub. (2m).

24 **SECTION 2559.** 84.06 (2) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 2559**

1 84.06 (2) (a) All such highway improvements shall be executed by contract
2 based on bids unless the department finds that another method as provided in sub.
3 (2m), (3), or (4) would be more feasible and advantageous. Bids shall be advertised
4 for in the manner determined by the department. Except as provided in s. 84.075,
5 the contract shall be awarded to the lowest competent and responsible bidder as
6 determined by the department. If the bid of the lowest competent bidder is
7 determined by the department to be in excess of the estimated reasonable value of
8 the work or not in the public interest, all bids may be rejected. The department shall,
9 so far as reasonable, follow uniform methods of advertising for bids and may
10 prescribe and require uniform forms of bids and contracts. Except as provided in par.
11 (b), the secretary shall enter into the contract on behalf of the state. Every such
12 contract is exempted from ss. 16.70 to 16.75, 16.755 to 16.82, 16.87 and 16.89, but
13 ss. 16.528, 16.752, 16.753, and 16.754 apply to the contract. Any such contract
14 involving an expenditure of \$1,000 or more shall not be valid until approved by the
15 governor. The secretary may require the attorney general to examine any contract
16 and any bond submitted in connection with the contract and report on its sufficiency
17 of form and execution. The bond required by s. 779.14 (1m) is exempt from approval
18 by the governor and shall be subject to approval by the secretary. This subsection
19 also applies to contracts with private contractors based on bids for maintenance
20 under s. 84.07.

21 **SECTION 2560.** 84.06 (2m) of the statutes is created to read:

22 84.06 (2m) CONSTRUCTION MANAGER-GENERAL CONTRACTOR PROCESS. (a) Prior to
23 July 1, 2019, if the department finds that it would be more feasible and
24 advantageous, the department may award a 2-phase construction manager-general

SENATE BILL 21**SECTION 2560**

1 contractor contract to a construction manager for preconstruction and construction
2 services for an improvement project.

3 (b) The department may award a construction manager–general contractor
4 contract to a construction manager based on qualifications, experience, best value,
5 or any other combination of factors the department considers appropriate.

6 (c) Before the project design is 90 percent complete, the construction manager
7 shall provide to the department a proposal for the construction manager to construct
8 the project which does all of the following:

9 1. Includes a guaranteed maximum price.

10 2. Certifies that at least 30 percent of the work for the construction phase shall
11 be performed by the construction manager.

12 (d) The department shall obtain an independent cost estimate for the
13 construction of the project.

14 (e) For the construction phase, the department may do any of the following:

15 1. Enter into a construction contract with the construction manager pursuant
16 to a proposal under par. (c).

17 2. Award the construction contract in accordance with sub. (2).

18 (f) The department may utilize a construction manager–general contractor
19 contract for no more than 3 highway improvement projects.

20 **SECTION 2561.** 84.075 (1c) (a) of the statutes is amended to read:

21 84.075 (1c) (a) “Disabled veteran–owned business” means a business certified
22 by the department of administration under s. ~~16.283~~ 203.03 (3).

23 **SECTION 2562.** 84.075 (1c) (b) of the statutes is amended to read:

24 84.075 (1c) (b) “Minority business” means a business certified by the
25 department of administration under s. ~~16.287~~ 203.07 (2).

SENATE BILL 21**SECTION 2563**

1 **SECTION 2563.** 84.076 (1) (c) of the statutes is amended to read:

2 84.076 (1) (c) “Minority business” has the meaning given under s. ~~16.287~~ 203.07

3 (1) (e) 1.

4 **SECTION 2564.** 84.076 (1) (d) of the statutes is amended to read:

5 84.076 (1) (d) “Minority group member” has the meaning given under s. ~~16.287~~

6 203.07 (1) (f).

7 **SECTION 2565.** 84.185 (2) (b) 5. of the statutes is amended to read:

8 84.185 (2) (b) 5. Whether the political subdivision will contribute, from funds
9 not provided by this state, not less than ~~50%~~ 20 percent of the cost of the
10 improvement.

11 **SECTION 2566.** 84.185 (3) (a) 1. of the statutes is amended to read:

12 84.185 (3) (a) 1. ~~50%~~ Eighty percent of the anticipated cost of the improvement.

13 **SECTION 2567.** 84.185 (3) (b) 3. a. of the statutes is amended to read:

14 84.185 (3) (b) 3. a. The grant ceiling determined under par. (a) is based on ~~50%~~
15 80 percent of the anticipated cost of the improvement and would result in a grant
16 exceeding \$1 million.

17 **SECTION 2568.** 84.185 (6m) of the statutes is amended to read:

18 84.185 (6m) ADMINISTRATION. From the appropriations under s. 20.395 (2) (iq),
19 (iv) and (ix), upon the approval of the secretary under sub. (2), the department may
20 make improvements to or provide other assistance for the improvement of a
21 transportation facility under sub. (1) (d) 1. to 3. or provide other assistance for the
22 improvement of a transportation facility under sub. (1) (d) 4. or 5. The department
23 may make loans from the appropriations under s. 20.395 (2) (iq) and (iw) for the
24 improvement of a transportation facility. The state share of costs for the
25 improvement of a transportation facility, including any loans made under this

SENATE BILL 21**SECTION 2568**

1 subsection for the improvement of the transportation facility, may not exceed 50%
2 80 percent of the cost of the improvement.

3 **SECTION 2569.** 84.27 of the statutes is amended to read:

4 **84.27 Institution roads.** The department may administer a program to
5 improve highways forming convenient connections between the University of
6 Wisconsin System Authority and state charitable or penal institutions, and the state
7 trunk highway system, or to construct roadways under or over state trunk highways
8 that pass through the grounds thereof, or to construct and maintain all drives and
9 roadways on such grounds or the grounds of the state capitol. Within the limitations
10 and for the purposes of this section, work may be performed by or under the
11 supervision or authority of the department, upon the request for such work filed by
12 the board of regents of the University of Wisconsin System Authority or the state
13 boards, commissions, departments or officers, respectively, as to such work in
14 connection with the institution controlled by them. The cost of any work under this
15 section shall be the responsibility of the board of regents of the University of
16 Wisconsin System Authority or the state boards, commissions, departments or
17 officers involved.

18 **SECTION 2570.** 84.59 (1) of the statutes is amended to read:

19 84.59 (1) Transportation facilities under s. 84.01 (28) and, major highway
20 projects as defined under s. 84.013 (1) (a) for the purposes under ss. 84.06 and 84.09,
21 and southeast Wisconsin freeway megaprojects enumerated under s. 84.0145 (3) (b)
22 may be funded with the proceeds of revenue obligations issued subject to and in
23 accordance with subch. II of ch. 18.

24 **SECTION 2571.** 84.59 (2) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 2571**

1 84.59 (2) (b) The department may, under s. 18.562, deposit in a separate and
2 distinct special fund outside the state treasury, in an account maintained by a
3 trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2),
4 (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2),
5 (2e), and (2m), 341.17 (8), 341.19 (1), 341.25, 341.255 (1), (2) (a), (b), and (c), and (5),
6 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1),
7 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30 (3), 341.305 (3),
8 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14 ~~and, one-half~~
9 of revenues collected under s. 78.01, and revenues from any payments received with
10 respect to agreements or ancillary arrangements entered into under s. 18.55 (6) with
11 respect to revenue obligations issued under this section. The revenues deposited are
12 the trustee's revenues in accordance with the agreement between this state and the
13 trustee or in accordance with the resolution pledging the revenues to the repayment
14 of revenue obligations issued under this section. Revenue obligations issued for the
15 purposes specified in sub. (1) and for the repayment of which revenues are deposited
16 under this paragraph are special fund obligations, as defined in s. 18.52 (7), issued
17 for special fund programs, as defined in s. 18.52 (8).

18 **SECTION 2572.** 84.59 (6) of the statutes is amended to read:

19 84.59 (6) The building commission may contract revenue obligations when it
20 reasonably appears to the building commission that all obligations incurred under
21 this section can be fully paid from moneys received or anticipated and pledged to be
22 received on a timely basis. Except as provided in this subsection, the principal
23 amount of revenue obligations issued under this section may not exceed
24 ~~\$3,768,059,300~~ \$4,779,086,300, excluding any obligations that have been defeased
25 under a cash optimization program administered by the building commission, to be

SENATE BILL 21**SECTION 2572**

1 used for transportation facilities under s. 84.01 (28) and, major highway projects for
2 the purposes under ss. 84.06 and 84.09, and southeast Wisconsin freeway
3 megaprojects enumerated under s. 84.0145 (3) (b). In addition to the foregoing limit
4 on principal amount, the building commission may contract revenue obligations
5 under this section as the building commission determines is desirable to refund
6 outstanding revenue obligations contracted under this section, to make payments
7 under agreements or ancillary arrangements entered into under s. 18.55 (6) with
8 respect to revenue obligations issued under this section, and to pay expenses
9 associated with revenue obligations contracted under this section.

10 **SECTION 2573.** 85.0205 (1m) of the statutes is created to read:

11 85.0205 (1m) The department may not expend state moneys on elements of a
12 highway improvement project that the department determines are primarily related
13 to the aesthetic preferences of communities adjacent to the project, generally known
14 as community sensitive solutions.

15 **SECTION 2574.** 85.066 of the statutes is created to read:

16 **85.066 Transit safety oversight program. (1) DEFINITION.** In this section,
17 “fixed guideway transit system” means a public transportation system being
18 designed, engineered, constructed, or operated that is intended to operate upon a
19 fixed guideway, including a railway, and that is not subject to regulation by the
20 federal railroad administration.

21 **(2) PROGRAM AND FUNDING.** The department shall develop and administer a
22 transit safety oversight program. Under the program, the department may oversee,
23 enforce, investigate, and audit all safety aspects of fixed guideway transit systems.

24 **SECTION 2575.** 85.09 (2) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 2575**

1 85.09 (2) (a) The department of transportation shall have the first right to
2 acquire, for present or future transportational or recreational purposes, any
3 property used in operating a railroad or railway, including land and rails, ties,
4 switches, trestles, bridges, and the like located on that property, that has been
5 abandoned. The department of transportation may, in connection with abandoned
6 rail property, assign this right to a state agency, the board of regents of the University
7 of Wisconsin System Authority, any county or municipality, or any transit
8 commission. Acquisition by the department of transportation may be by gift,
9 purchase, or condemnation in accordance with the procedure under s. 32.05. In
10 addition to its property management authority under s. 85.15, the department of
11 transportation may, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1),
12 lease and collect rents and fees for any use of rail property pending discharge of the
13 department's duty to convey property that is not necessary for a public purpose. No
14 person owning abandoned rail property, including any person to whom ownership
15 reverts upon abandonment, may convey or dispose of any abandoned rail property
16 without first obtaining a written release from the department of transportation
17 indicating that the first right of acquisition under this subsection will not be
18 exercised or assigned. No railroad or railway may convey any rail property prior to
19 abandonment if the rail property is part of a rail line shown on the railroad's system
20 map as in the process of abandonment, expected to be abandoned, or under study for
21 possible abandonment unless the conveyance or disposal is for the purpose of
22 providing continued rail service under another company or agency. Any conveyance
23 made without obtaining such release is void. The first right of acquisition of the
24 department of transportation under this subsection does not apply to any rail
25 property declared by the department to be abandoned before January 1, 1977. The

SENATE BILL 21**SECTION 2575**

1 department of transportation may acquire any abandoned rail property under this
2 section regardless of the date of its abandonment.

3 **SECTION 2576.** 85.09 (4m) of the statutes is amended to read:

4 85.09 (4m) RELOCATION PLAN. The department is exempt from s. 32.25 (1) if the
5 department determines that acquiring rail property under this section will not result
6 in any displaced persons as defined in s. 32.19 (2) (e). The department shall file a
7 statement of its determinations with the ~~department of administration~~ public
8 service commission.

9 **SECTION 2577.** 85.22 (title) of the statutes is amended to read:

10 **85.22 (title)** ~~Capital assistance program for specialized~~ Specialized
11 transportation program.

12 **SECTION 2578.** 85.22 (1) of the statutes is amended to read:

13 85.22 (1) PURPOSE. The purpose of this section is to promote the general public
14 health and welfare by providing ~~capital~~ assistance to eligible applicants providing
15 transportation services to elderly seniors and ~~disabled persons~~ individuals with
16 disabilities.

17 **SECTION 2579.** 85.22 (2) (ag) of the statutes is renumbered 85.22 (2) (bm) and
18 amended to read:

19 85.22 (2) (bm) “~~Disabled person~~ Individual with a disability” means any
20 individual who, because of any temporary or permanent physical or mental condition
21 or institutional residence is unable without special facilities or special planning or
22 design to use available transportation facilities and services as effectively as persons
23 who are not so affected.

24 **SECTION 2580.** 85.22 (2) (am) (intro.) of the statutes is renumbered 85.22 (2)
25 (am) and amended to read:

SENATE BILL 21**SECTION 2580**

1 85.22 (2) (am) “Eligible applicant” means any applicant that meets eligibility
2 requirements for federal assistance under 49 USC 5310 (a) ~~and is one of the~~
3 ~~following:~~

4 **SECTION 2581.** 85.22 (2) (am) 1. of the statutes is repealed.

5 **SECTION 2582.** 85.22 (2) (am) 2. of the statutes is repealed.

6 **SECTION 2583.** 85.22 (2) (b) of the statutes is repealed.

7 **SECTION 2584.** 85.22 (2) (d) of the statutes is created to read:

8 85.22 (2) (d) “Senior” means any individual age 65 or older.

9 **SECTION 2585.** 85.22 (3) (a) of the statutes is amended to read:

10 85.22 (3) (a) To receive and review ~~annually~~ applications for aid under this
11 section and to prescribe the form, nature, and extent of information which shall be
12 contained in applications. Each applicant shall indicate whether the transportation
13 services it provides or proposes to provide conflict with any transportation services
14 being assisted under s. 85.21.

15 **SECTION 2586.** 85.22 (3) (c) of the statutes is amended to read:

16 85.22 (3) (c) To make and execute agreements with eligible applicants to
17 provide for the undertaking of transportation services to elderly seniors or disabled
18 persons individuals with disabilities.

19 **SECTION 2587.** 85.22 (3) (g) of the statutes is amended to read:

20 85.22 (3) (g) To establish an ~~annual~~ application cycle for the program.

21 **SECTION 2588.** 85.22 (3) (h) of the statutes is amended to read:

22 85.22 (3) (h) To establish, by rule, standards for the coordination of
23 transportation services to elderly seniors and ~~disabled persons for purposes of s.~~
24 ~~85.22 (2) (am) 2. b~~ individuals with disabilities. These standards may require
25 certification by a local public body that any application for aid under this section

SENATE BILL 21**SECTION 2588**

1 shall be consistent with the recommendations of a local coordinating committee on
2 transportation that has membership which is, in the department's judgment,
3 sufficient to provide for adequate coordination of services available in the applicable
4 area.

5 **SECTION 2589.** 85.22 (4) (a) (intro.) of the statutes is renumbered 85.22 (4) and
6 amended to read:

7 85.22 (4) Commencing with the highest ranked application and to the extent
8 that state and federal moneys are available, the department shall offer to each
9 eligible applicant an amount of state aid such that the sum of federal and state aid
10 received by an applicant does not exceed ~~any of the following:~~ the funding limitations
11 defined in 49 USC 5310.

12 **SECTION 2590.** 85.22 (4) (a) 1. of the statutes is repealed.

13 **SECTION 2591.** 85.22 (4) (a) 2. of the statutes is repealed.

14 **SECTION 2592.** 85.22 (4) (b) of the statutes is repealed.

15 **SECTION 2593.** 85.25 (2) (a) of the statutes is amended to read:

16 85.25 (2) (a) "Business development organization" means the Forward
17 Wisconsin Housing and Economic Development Authority created under s. ~~234.02~~
18 ~~235.011~~ or any private organization that prepares business and loan plans for and
19 provides other financial, management, and technical assistance to disadvantaged
20 businesses.

21 **SECTION 2594.** 85.25 (2) (c) 1m. b. of the statutes is amended to read:

22 85.25 (2) (c) 1m. b. It is currently performing a useful business function as
23 defined in s. ~~16.287~~ 203.07 (1) (h).

24 **SECTION 2595.** 85.53 of the statutes is renumbered 51.49, and 51.49 (3), as
25 renumbered, is amended to read:

SENATE BILL 21**SECTION 2595**

1 51.49 (3) ~~Grants under this section shall be paid from the appropriation under~~
2 ~~s. 20.395 (5) (jr).~~ The amount of a grant under this section may not exceed 80% of
3 the amount expended by an eligible applicant for services related to the program.

4 **SECTION 2596.** 87.305 (1) (intro.) of the statutes is amended to read:

5 87.305 (1) DEPARTMENT APPROVAL. (intro.) Notwithstanding s. 87.30 or any rule
6 promulgated, order issued or ordinance adopted under that section, the department
7 shall authorize the connection of a sanitary sewer line from the sewerage treatment
8 plant in the city of Prairie du Chien and connection of the public water system of the
9 city of Prairie du Chien to the railroad depot and the Dousman hotel on St. Feriole
10 island and shall authorize historic use of the Dousman hotel as a hotel, as defined
11 under s. ~~254.61 (3)~~ 97.01 (7), if all of the following conditions are met:

12 **SECTION 2597.** 89.02 (3d) of the statutes is created to read:

13 89.02 (3d) “Department” means the department of agriculture, trade and
14 consumer protection.

15 **SECTION 2598.** 89.063 of the statutes is created to read:

16 **89.063 Fees.** The department shall determine by rule the fees for each initial
17 license, certification, and permit issued under ss. 89.06 and 89.072, and, if
18 applicable, for renewal of the license, certification, or permit, including late fees,
19 based on the department’s administrative and enforcement costs under this chapter.

20 **SECTION 2599.** 89.085 of the statutes is created to read:

21 **89.085 Unauthorized practice.** (1) The department may conduct
22 investigations, hold hearings, and make findings as to whether a person has engaged
23 in a practice or used a title without a credential required under this chapter.

24 (2) If, after holding a public hearing, the department determines that a person
25 has engaged in a practice or used a title without a required credential, the

SENATE BILL 21**SECTION 2599**

1 department may issue a special order enjoining the person from continuing the
2 practice or use of the title.

3 (3) In lieu of holding a public hearing, if the department has reason to believe
4 that a person has engaged in a practice or used a title without a required credential,
5 the department may petition the circuit court for a temporary restraining order or
6 an injunction as provided in ch. 813.

7 (4) (a) Any person who violates a special order issued under sub. (2) may be
8 required to forfeit not more than \$10,000 for each offense. Each day of continued
9 violation constitutes a separate offense. The attorney general or any district
10 attorney may commence an action in the name of the state to recover a forfeiture
11 under this paragraph.

12 (b) Any person who violates a temporary restraining order or an injunction
13 issued by a court upon a petition under sub. (3) may be fined not less than \$25 nor
14 more than \$5,000 or imprisoned for not more than one year in the county jail or both.

15 **SECTION 2600.** 91.04 (intro.) of the statutes is amended to read:

16 **91.04 Department to report.** (intro.) At least once every 2 years, beginning
17 not later than December 31, 2011, the department shall submit a farmland
18 preservation report to the board secretary of agriculture, trade and consumer
19 protection and provide copies of the report to the department of revenue and the
20 department of administration. The department shall prepare the report in
21 cooperation with the department of revenue and shall include all of the following in
22 the report:

23 **SECTION 2601.** 92.025 (4) of the statutes is amended to read:

24 92.025 (4) INTERIM GOAL; STATE-RUN FARMS. The soil erosion rate on individual
25 cropland fields of farms owned or leased by the University of Wisconsin System

SENATE BILL 21**SECTION 2601**

1 Authority or any other department or agency of state government does not exceed the
2 tolerable soil erosion level on or after July 1, 1990.

3 **SECTION 2602.** 92.04 (2) (g) of the statutes is amended to read:

4 92.04 (2) (g) *Advise the University of Wisconsin System Authority.* The board
5 shall advise the University of Wisconsin System Authority annually on needed
6 research and educational programs relating to soil and water conservation.

7 **SECTION 2603.** 92.05 (3) (d) of the statutes is amended to read:

8 92.05 (3) (d) *Advise University of Wisconsin System Authority.* The department
9 shall advise the University of Wisconsin System Authority annually on developing
10 research and educational programs relating to soil and water conservation.

11 **SECTION 2604.** 92.07 (5) of the statutes is amended to read:

12 92.07 (5) EDUCATIONAL AND OTHER PROGRAMS. Each land conservation
13 committee may encourage research and educational, informational and public
14 service programs, advise the University of Wisconsin System Authority on
15 educational needs and assist the University of Wisconsin System Authority and the
16 department in implementing educational programs under ss. ~~36.25 (7)~~, 59.56 (3) and
17 92.05.

18 **SECTION 2605.** 93.02 of the statutes is amended to read:

19 **93.02 Staff.** The secretary shall appoint all staff necessary for the carrying out
20 of the duties of the department, all of whom shall be under the classified service
21 except the deputy secretary, the assistant deputy secretary, and, subject to s. 230.08
22 (4) (a), the administrators of divisions. ~~Each such deputy secretary, assistant deputy~~
23 ~~secretary, or administrator shall be appointed by the secretary with the approval of~~
24 ~~the board.~~

25 **SECTION 2606.** 93.06 (14) of the statutes is created to read:

SENATE BILL 21**SECTION 2606**

1 93.06 (14) COOPERATION AND COLLABORATIVE AGREEMENTS. Promote cooperation
2 and formal collaborative agreements among any of the following with regard to
3 enforcement of the laws and regulations administered by the department, planning,
4 priority setting, information and data sharing, reporting, resource allocation,
5 funding, service delivery, and jurisdiction:

6 (a) This state.

7 (b) Local health departments.

8 (c) Federally recognized American Indian tribes or bands located in this state.

9 (d) The federal Indian health service.

10 **SECTION 2607.** 93.07 (3) of the statutes is amended to read:

11 93.07 (3) PROMOTION OF AGRICULTURE. To promote the interests of agriculture,
12 dairying, horticulture, manufacturing, commercial fishing and the domestic arts and
13 to advertise Wisconsin and its dairy, food, and agricultural products by conducting
14 campaigns of education throughout the United States and in foreign markets. Such
15 campaigns shall include the distribution of educational and advertising material
16 concerning Wisconsin and its plant, animal, food, and dairy products. The
17 department shall coordinate efforts by the state to advertise and promote
18 agricultural products of this state, with the ~~Wisconsin Economic Development~~
19 ~~Corporation~~ Forward Wisconsin Development Authority where appropriate. The
20 department shall submit its request and plan for market development program
21 expenditures for each biennium with its biennial budget request. The plan shall
22 include the identification and priority of expenditures for each market development
23 program activity.

24 **SECTION 2608.** 93.07 (5) of the statutes is amended to read:

SENATE BILL 21**SECTION 2608**

1 93.07 (5) ~~ADVICE TO UNIVERSITY OF WISCONSIN SYSTEM~~ SYSTEM AUTHORITY. To give
2 advice to the state superintendent of public instruction as to the courses in
3 agricultural economics to be given in the University of Wisconsin System Authority.

4 **SECTION 2609.** 93.07 (18) (b) (intro.) of the statutes is amended to read:

5 93.07 (18) (b) (intro.) In consultation with the ~~Wisconsin Economic~~
6 ~~Development Corporation~~ Forward Wisconsin Development Authority, to do all of
7 the following for each economic development program administered by the
8 department of agriculture, trade and consumer protection:

9 **SECTION 2610.** 93.07 (20) (a) of the statutes is amended to read:

10 93.07 (20) (a) The department shall coordinate any economic development
11 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward
12 Wisconsin Development Authority.

13 **SECTION 2611.** 93.07 (20) (b) of the statutes is amended to read:

14 93.07 (20) (b) Annually, no later than October 1, to submit to the joint
15 legislative audit committee and to the appropriate standing committees of the
16 legislature under s. 13.172 (3) a comprehensive report assessing economic
17 development programs, as defined in sub. (18) (a), administered by the department.
18 The report shall include all of the information required under s. ~~238.07~~ 235.016 (2).
19 The department shall collaborate with the ~~Wisconsin Economic Development~~
20 ~~Corporation~~ Forward Wisconsin Development Authority to make readily accessible
21 to the public on an Internet-based system the information required under this
22 subsection.

23 **SECTION 2612.** 93.07 (24) (e) of the statutes is created to read:

24 93.07 (24) (e) To enforce the laws for the sanitary care of campgrounds and
25 camping resorts, recreational and educational camps, public swimming pools, hotels,

SENATE BILL 21**SECTION 2612**

1 tourist rooming houses, vending machine commissaries, vending machines, and
2 other persons or entities subject to regulation by the department.

3 **SECTION 2613.** 93.135 (1) (a) of the statutes is renumbered 93.135 (1) (ag).

4 **SECTION 2614.** 93.135 (1) (ab) of the statutes is created to read:

5 93.135 (1) (ab) A license, certification, or permit under ch. 89.

6 **SECTION 2615.** 93.135 (1) (km) of the statutes is amended to read:

7 93.135 (1) (km) A license under s. 97.21 ~~(2)~~ or (3).

8 **SECTION 2616.** 93.135 (1) (ng) of the statutes is created to read:

9 93.135 (1) (ng) A certificate under s. 97.33.

10 **SECTION 2617.** 93.135 (1) (nt) of the statutes is created to read:

11 93.135 (1) (nt) A license under s. 97.605 (1) or 97.67 (1) or (2m).

12 **SECTION 2618.** 93.20 (1) of the statutes is amended to read:

13 93.20 (1) DEFINITION. In this section, “action” means an action that is
14 commenced in court by, or on behalf of, the department of agriculture, trade and
15 consumer protection to enforce chs. 88, 89, 91 to 100, or 126.

16 **SECTION 2619.** 93.22 (1) of the statutes is amended to read:

17 93.22 (1) In cases arising under chs. 88, 89, and 93 to 100, the department may
18 be represented by its attorney.

19 **SECTION 2620.** 93.22 (2) of the statutes is amended to read:

20 93.22 (2) The department may, with the approval of the governor, appoint
21 special counsel to prosecute or assist in the prosecution of any case arising under chs.
22 88, 89, and 93 to 100. The cost of such special counsel shall be charged to the
23 appropriation for the department.

24 **SECTION 2621.** 93.22 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 2621**

1 93.22 (3) In any criminal or civil action under chs. 88, 89, and 93 to 100, any
2 exception, exemption, proviso, excuse, or qualification contained in any of said
3 chapters, or in any order, standard, or regulation thereunder, may be proved by the
4 defendant, but need not be specified or negatived in the information or complaint,
5 and, if so specified or negatived, no proof in relation to the matters so specified or
6 negatived, shall be required of the plaintiff.

7 **SECTION 2622.** 93.33 (4s) (c) of the statutes is amended to read:

8 93.33 (4s) (c) Each of the individuals specified in s. 15.137 (2) (a) 8. and the
9 chancellor of the University of Wisconsin–Extension, jointly or individually, shall
10 annually prepare a review of agricultural education programs in the University of
11 Wisconsin System, with input from or review by the University of Wisconsin System
12 ~~administration~~ Authority.

13 **SECTION 2623.** 93.33 (5) (intro.) of the statutes is amended to read:

14 93.33 (5) ANNUAL REPORT. (intro.) In September of each year, the council shall
15 submit a report to the appropriate standing committees of the legislature as
16 determined by the speaker of the assembly and the president of the senate, under s.
17 13.172 (3), the governor, the secretary of agriculture, trade and consumer protection,
18 the state superintendent of public instruction, the secretary of workforce
19 development, the secretary of natural resources, the chief executive officer of the
20 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development
21 Authority, the president of the University of Wisconsin System, the director of the
22 technical college system, the chancellor of the University of Wisconsin–Extension,
23 the chancellor of the University of Wisconsin–Madison, the chancellor of the
24 University of Wisconsin–Platteville, the chancellor of the University of

SENATE BILL 21**SECTION 2623**

1 Wisconsin–River Falls, and the chancellor of the University of Wisconsin–Stevens
2 Point. The council shall include all of the following in the report:

3 **SECTION 2624.** 93.33 (5) (intro.) of the statutes, as affected by 2015 Wisconsin
4 Act (this act), is amended to read:

5 93.33 (5) ANNUAL REPORT. (intro.) In September of each year, the council shall
6 submit a report to the appropriate standing committees of the legislature as
7 determined by the speaker of the assembly and the president of the senate, under s.
8 13.172 (3), the governor, the secretary of agriculture, trade and consumer protection,
9 the state superintendent of public instruction, the secretary of workforce
10 development, the secretary of natural resources, the chief executive officer of the
11 Forward Wisconsin Development Authority, the president of the University of
12 Wisconsin System Authority, the director of the technical college system, the
13 chancellor of the University of Wisconsin–Extension, the chancellor of the
14 University of Wisconsin–Madison, the chancellor of the University of
15 Wisconsin–Platteville, the chancellor of the University of Wisconsin–River Falls,
16 and the chancellor of the University of Wisconsin–Stevens Point. The council shall
17 include all of the following in the report:

18 **SECTION 2625.** 93.42 (5) of the statutes is amended to read:

19 93.42 (5) Cooperating with the ~~Wisconsin Economic Development Corporation~~
20 Forward Wisconsin Development Authority in promoting the state’s products
21 through the state’s foreign trade offices.

22 **SECTION 2626.** 93.46 (1m) (a) 2. of the statutes is amended to read:

23 93.46 (1m) (a) 2. Coordinating the aquaculture activities of the department
24 with the aquaculture activities of the department of natural resources and the
25 University of Wisconsin System Authority.

SENATE BILL 21**SECTION 2627**

1 **SECTION 2627.** 93.46 (1m) (a) 3. of the statutes is amended to read:

2 93.46 (1m) (a) 3. Conducting meetings on a quarterly basis between
3 representatives of the department, the department of natural resources and the
4 University of Wisconsin System Authority to exchange information regarding the
5 progress of their efforts to promote commercial aquaculture in this state.

6 **SECTION 2628.** 93.46 (1m) (c) of the statutes is amended to read:

7 93.46 (1m) (c) The University of Wisconsin System shall Authority may, in
8 cooperation with the commercial aquaculture industry, conduct applied and on-site
9 research, outreach activities and on-site demonstrations relating to commercial
10 aquaculture in this state.

11 **SECTION 2629.** 93.59 of the statutes is created to read:

12 **93.59 Producer led watershed protection grants.** (1) The department
13 shall make grants for nonpoint source pollution abatement activities conducted with
14 the assistance of producer led groups that comply with sub. (2). The department
15 shall make a grant directly to the producer led group, except that, if the group is not
16 a legal entity, the department may only make the grant to a legal entity on behalf of
17 the group.

18 (2) The department may provide a grant under sub. (1) if all of the following
19 apply:

20 (a) The producer led group includes at least 5 agricultural producers each of
21 whom operates an eligible farm, as defined in s. 91.86 (1), in one watershed. The
22 group may include additional agricultural producers who are not required to be
23 operators of eligible farms.

24 (b) The group is formed through a memorandum of understanding with the
25 collaborating entity under par. (c).

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1 (c) The group collaborates with at least one of the following:

2 1. The department.

3 2. The department of natural resources.

4 3. A county land conservation committee.

5 4. The University of Wisconsin–Extension or the Discovery Farms program of
6 the University of Wisconsin–Extension.

7 5. A nonprofit conservation organization.

8 (d) The group assists agricultural producers in the watershed under par. (a) to
9 voluntarily conduct nonpoint source water pollution abatement activities.

10 (3) A producer led group that receives, or on whose behalf a legal entity
11 receives, a grant under this section shall annually file a report with the department
12 describing the activities conducted with the grant and the impact of those activities
13 on water quality in the watershed under sub. (2) (a).

14 (4) The department may promulgate rules that do all of the following:

15 (a) Define “legal entity” for the purposes of this section.

16 (b) Specify the application process for a grant under this section.

17 (c) Specify activities that may be conducted using a grant under this section.

18 **SECTION 2630.** 94.64 (4) (a) 2. of the statutes is repealed.

19 **SECTION 2631.** 94.64 (4) (a) 3. of the statutes is repealed.

20 **SECTION 2632.** 94.64 (4) (c) 2. of the statutes is repealed.

21 **SECTION 2633.** 94.64 (4) (c) 3. of the statutes is repealed.

22 **SECTION 2634.** 94.64 (8m) of the statutes is repealed.

23 **SECTION 2635.** 94.65 (6) (a) 3. of the statutes is repealed.

24 **SECTION 2636.** 94.67 (33m) of the statutes is amended to read:

SENATE BILL 21**SECTION 2636**

1 94.67 **(33m)** “Veterinarian” means an individual who is licensed as a
2 veterinarian under ch. 453 89.

3 **SECTION 2637.** 94.67 (33t) of the statutes is amended to read:

4 94.67 **(33t)** “Veterinary technician” means an individual who is certified as a
5 veterinary technician under ch. 453 89.

6 **SECTION 2638.** 95.21 (1) (e) of the statutes is amended to read:

7 95.21 **(1)** (e) “Veterinarian” has the meaning designated under s. 453.02 89.02
8 (7).

9 **SECTION 2639.** 95.21 (1) (em) of the statutes is amended to read:

10 95.21 **(1)** (em) “Veterinary technician” has the meaning designated under s.
11 453.02 89.02 (12).

12 **SECTION 2640.** 95.21 (2) (a) of the statutes is amended to read:

13 95.21 **(2)** (a) *Requirement for vaccination.* Except as provided in s. 174.054 or
14 sub. (9) (d), the owner of a dog shall have the dog vaccinated against rabies by a
15 veterinarian or, if a veterinarian is physically present at the location the vaccine is
16 administered, by a veterinary technician, pursuant to s. 453.05 89.05 (2) (d), at no
17 later than 5 months of age and revaccinated within one year after the initial
18 vaccination. If the owner obtains the dog or brings the dog into this state after the
19 dog has reached 5 months of age, the owner shall have the dog vaccinated against
20 rabies within 30 days after the dog is obtained or brought into the state unless the
21 dog has been vaccinated as evidenced by a current certificate of rabies vaccination
22 from this state or another state. The owner of a dog shall have the dog revaccinated
23 against rabies by a veterinarian or, if a veterinarian is physically present at the
24 location the vaccine is administered, by a veterinary technician, pursuant to s.
25 453.05 89.05 (2) (d), before the date that the immunization expires as stated on the

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1 certificate of vaccination or, if no date is specified, within 3 years after the previous
2 vaccination.

3 **SECTION 2641.** Chapter 97 (title) of the statutes is amended to read:

4 **CHAPTER 97**

5 **FOOD REGULATION, LODGING, AND**

6 **RECREATION**

7 **SECTION 2642.** Subchapter I (title) of chapter 97 [precedes 97.01] of the statutes
8 is created to read:

9 **CHAPTER 97**

10 **SUBCHAPTER I**

11 **DEFINITIONS**

12 **SECTION 2643.** 97.01 (1) of the statutes is renumbered 97.01 (1r).

13 **SECTION 2644.** Subchapter II (title) of chapter 97 [precedes 97.02] of the
14 statutes is created to read:

15 **CHAPTER 97**

16 **SUBCHAPTER II**

17 **FOOD SAFETY AND REGULATION**

18 **SECTION 2645.** 97.12 (1) of the statutes is amended to read:

19 97.12 (1) For the purpose of enforcing this chapter, the department and its
20 agents may, at reasonable hours, enter and inspect any premises for which a license
21 is required under this chapter or any farm, factory, warehouse, building, room,
22 establishment or place at or in which foods are manufactured, processed, packed,
23 packaged, stored or held for sale, and may enter any vehicle, including a vehicle used
24 to transport or hold foods in commerce. The department and its agents may also
25 secure samples or specimens, including samples or specimens of food and any

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1 product or substance that may affect food, examine and copy relevant documents and
2 records, and obtain photographic and other evidence needed to enforce this chapter
3 or a rule promulgated under this chapter. The department shall examine any
4 samples secured and shall conduct other inspections and examinations needed to
5 determine whether there is a violation of this chapter. The department shall pay or
6 offer to pay the market value of samples taken.

7 **SECTION 2646.** 97.12 (5) of the statutes is created to read:

8 97.12 (5) Any person who fails to comply with an order issued under this
9 chapter may be required to forfeit \$50 for each day of noncompliance.

10 **SECTION 2647.** 97.18 (5m) of the statutes is repealed.

11 **SECTION 2648.** 97.20 (2) (e) 2. of the statutes is amended to read:

12 97.20 (2) (e) 2. The retail preparation and processing of meals for sale directly
13 to consumers or through vending machines, if the preparation and processing is
14 covered under a ~~restaurant permit or other permit~~ license issued under s. 254.64
15 97.605.

16 **SECTION 2649.** 97.21 (2) (a) of the statutes is repealed.

17 **SECTION 2650.** 97.21 (2) (b) (title) of the statutes is repealed.

18 **SECTION 2651.** 97.21 (2) (b) of the statutes is renumbered 97.21 (2) and
19 amended to read:

20 97.21 (2) BULK MILK TANKER; LICENSE; GRADE A PERMIT. No person may operate
21 a bulk milk tanker to transport milk or fluid milk products in bulk for sale or
22 distribution as grade A milk or grade A milk products without a valid grade A bulk
23 milk tanker permit issued annually by the department or an equivalent regulatory
24 agency in another state for that bulk milk tanker. A grade A bulk milk tanker permit
25 is not transferable between persons or bulk milk tankers. ~~A permit may be issued~~

SENATE BILL 21**SECTION 2651**

1 ~~in the form of an endorsement on a bulk milk tanker license under par. (a).~~ An
2 application for a permit shall be made on a form provided by the department, ~~and~~
3 ~~may be included with a license application under par. (a).~~ The. An applicant shall
4 include with an application for a permit proof that the bulk milk tanker has passed
5 an inspection conducted within the preceding year by the department or an
6 individual certified by the department to conduct bulk milk tanker inspections.
7 Except as provided in sub. (4), the department may not charge a fee for a grade A bulk
8 milk tanker permit issued under this paragraph.

9 **SECTION 2652.** 97.21 (4) (a) of the statutes is amended to read:

10 97.21 (4) (a) *License fee.* An applicant for a ~~bulk milk tanker or~~ milk distributor
11 license shall pay the license fee specified under sub. (4m).

12 **SECTION 2653.** 97.21 (4) (b) of the statutes is amended to read:

13 97.21 (4) (b) *Reinspection fee.* If the department reinspects a bulk milk tanker
14 or the vehicle or facilities of a milk distributor because the department finds a
15 violation of this chapter or rules promulgated under this chapter, the department
16 shall charge the bulk milk tanker operator or milk distributor the reinspection fee
17 specified under sub. (4m). The reinspection fee is payable when the reinspection is
18 completed, and is due upon written demand from the department. The department
19 may issue a demand for payment when it issues a ~~license permit~~ renewal application
20 to the bulk milk tanker operator or a license renewal application to the milk
21 distributor.

22 **SECTION 2654.** 97.21 (4) (c) of the statutes is amended to read:

23 97.21 (4) (c) *Surcharge for operating without a license.* An applicant for a ~~bulk~~
24 ~~milk tanker operator or~~ milk distributor license shall pay a license fee surcharge of
25 \$100 or twice the amount of the annual license fee specified under sub. (4m),

SENATE BILL 21**SECTION 2654**

1 whichever is less, if the department determines that, within one year prior to
2 submitting the license application, the applicant operated without a license ~~or grade~~
3 A ~~permit~~ in violation of this section. Payment of this license fee surcharge does not
4 relieve the applicant of any other civil or criminal liability ~~which~~ that results from
5 a violation of sub. (2) ~~or~~ (3), but does not constitute evidence of any violation of law.

6 **SECTION 2655.** 97.21 (4m) (intro.) of the statutes is renumbered 97.21 (4m) and
7 amended to read:

8 97.21 (4m) FEE AMOUNTS. ~~Unless otherwise established by~~ The department
9 rule, shall establish the fees required under sub. (4) (a) and (b) are: by rule.

10 **SECTION 2656.** 97.21 (4m) (a) of the statutes is repealed.

11 **SECTION 2657.** 97.21 (4m) (b) of the statutes is repealed.

12 **SECTION 2658.** 97.21 (5) of the statutes is amended to read:

13 97.21 (5) LICENSING AND PERMITTING CONTINGENT ON PAYMENT OF FEES. The
14 department may not issue or renew a grade A bulk milk tanker permit or milk
15 distributor license unless the permit or license applicant pays all fees ~~which~~ that are
16 due and payable by the applicant under sub. (4), as set forth in a statement from the
17 department. The department shall refund a fee paid under protest if the department
18 determines that the fee was not due and payable as a condition of permitting or
19 licensing under this section.

20 **SECTION 2659.** 97.25 (3) of the statutes is amended to read:

21 97.25 (3) RULES. The department shall promulgate rules authorizing the
22 operator of a dairy plant licensed under s. 97.20, or a retail food establishment
23 licensed under s. 97.30 ~~or a restaurant with a permit under s. 254.64~~ who complies
24 with the rules to place upon the label of a dairy product the statement
25 “Farmer-certified rBGH free.” or an equivalent statement that is not false or

SENATE BILL 21**SECTION 2659**

1 misleading. The statement shall be based upon affidavits from milk producers
2 stating that the milk producers do not use synthetic bovine growth hormone for the
3 production of milk.

4 **SECTION 2660.** 97.27 (1) (b) 3. of the statutes is amended to read:

5 97.27 (1) (b) 3. A retail food establishment, ~~restaurant~~ or other retail facility
6 at which food is stored on a temporary basis incidental to retail preparation or sale.

7 **SECTION 2661.** 97.29 (1) (c) of the statutes is amended to read:

8 97.29 (1) (c) “Bottling establishment” means any place where drinking water,
9 soda water beverage or alcohol beverage is manufactured or bottled for sale.
10 “Bottling establishment” does not include a retail establishment engaged in the
11 preparation and sale of beverages under a license issued under s. 125.26 or 125.51
12 or a ~~restaurant permit~~ license issued under s. 97.30 for a restaurant or other permit
13 license issued under s. ~~254.64~~ 97.605.

14 **SECTION 2662.** 97.29 (1) (g) 3. of the statutes is amended to read:

15 97.29 (1) (g) 3. The retail preparation and processing of meals for sale directly
16 to consumers or through vending machines if the preparation and processing is
17 covered under a ~~restaurant permit or other permit~~ license issued under s. ~~254.64~~
18 97.605.

19 **SECTION 2663.** 97.29 (1) (h) of the statutes is amended to read:

20 97.29 (1) (h) “Food processing plant” means any place where food processing
21 is conducted. “Food processing plant” does not include any establishment subject to
22 the requirements of s. 97.30 ~~or any restaurant or other~~ an establishment holding a
23 ~~permit~~ license under s. ~~254.64~~ 97.605, to the extent that the activities of that
24 establishment are covered by s. 97.30 or the ~~permit~~ license under s. ~~254.64~~ 97.605.

25 **SECTION 2664.** 97.30 (1) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 2664**

1 97.30 (1) (c) “Retail food establishment” means a permanent or mobile food
2 processing facility where food processing is conducted primarily for direct retail sale
3 to consumers at the facility, a mobile facility from which potentially hazardous food
4 is sold to consumers at retail or a permanent facility from which food is sold to
5 consumers at retail, whether or not that facility sells potentially hazardous food or
6 is engaged in food processing. “Retail food establishment” ~~does not include~~ includes
7 a restaurant or ~~other establishment~~ temporary restaurant, but does not include an
8 establishment holding a ~~permit license~~ under s. 254.64 97.605, to the extent that the
9 activities of the establishment are covered by that ~~permit license~~ license.

10 **SECTION 2665.** 97.30 (2) (b) 1. c. of the statutes is amended to read:

11 97.30 (2) (b) 1. c. A retail food establishment which is exempted from licensing
12 by the department by rule. If ~~a restaurant or other~~ an establishment for which a
13 permit license has been issued under s. ~~254.64 97.605~~ is incidentally engaged in
14 operating a retail food establishment at the same location, the department may
15 exempt by rule the ~~restaurant or~~ establishment from licensing under this section.
16 ~~Rules under this subd. 1. c. shall conform to a memorandum of understanding~~
17 ~~between the department and the department of health services, under which the~~
18 ~~department of health services agrees to inspect the retail food establishment~~
19 ~~operations on behalf of the department.~~

20 **SECTION 2666.** 97.30 (2) (c) of the statutes is created to read:

21 97.30 (2) (c) *Pre-licensing inspection.* The department or an agent city or
22 county may not issue a license for a new retail food establishment until it inspects
23 the new retail food establishment for compliance with this section and rules
24 promulgated under this section. A licensed retail food establishment is not
25 considered a new retail food establishment under this paragraph solely because of

SENATE BILL 21**SECTION 2666**

1 a change in ownership, or solely because of alterations in the retail food
2 establishment.

3 **SECTION 2667.** 97.30 (3m) (intro.) of the statutes is amended to read:

4 97.30 (3m) FEE AMOUNTS. (intro.) The department shall specify by rule the
5 amount of the fees under sub. (3) for a restaurant. Unless otherwise required by
6 department rule, the fees required under sub. (3) for a retail food establishment other
7 than a restaurant are:

8 **SECTION 2668.** 97.30 (3m) (a) (intro.) of the statutes is amended to read:

9 97.30 (3m) (a) (intro.) For a retail food establishment, other than a restaurant,
10 that has annual food sales of \$25,000 or more but less than \$1,000,000 and that
11 processes potentially hazardous food, the following amounts:

12 **SECTION 2669.** 97.30 (3m) (b) (intro.) of the statutes is amended to read:

13 97.30 (3m) (b) (intro.) For a retail food establishment, other than a restaurant,
14 that has annual food sales of \$1,000,000 or more and that processes potentially
15 hazardous food, the following amounts:

16 **SECTION 2670.** 97.30 (3m) (c) (intro.) of the statutes is amended to read:

17 97.30 (3m) (c) (intro.) For a retail food establishment, other than a restaurant,
18 that has annual food sales of \$25,000 or more and that is engaged in food processing,
19 but that does not process potentially hazardous food, the following amounts:

20 **SECTION 2671.** 97.30 (3m) (cm) of the statutes is amended to read:

21 97.30 (3m) (cm) For a retail food establishment, other than a restaurant, that
22 has annual food sales of less than \$25,000 and that is engaged in food processing, an
23 annual license fee of \$40 and a reinspection fee of \$40.

24 **SECTION 2672.** 97.30 (3m) (d) of the statutes is amended to read:

SENATE BILL 21**SECTION 2672**

1 97.30 (3m) (d) For a retail food establishment, other than a restaurant, that
2 is not engaged in food processing, an annual license fee of \$20 and a reinspection fee
3 of \$50.

4 **SECTION 2673.** 97.41 (1m) of the statutes is amended to read:

5 97.41 (1m) In the administration of this chapter, the department may enter
6 into a written agreement with a local health department, if the jurisdictional area
7 of the local health department has a population greater than 5,000, which designates
8 the local health department as the agent of the department of agriculture, trade and
9 consumer protection for issuing licenses to and making investigations or inspections
10 of retail food establishments, as defined in s. 97.30 (1) (c). When the designation is
11 made, no license other than the license issued by the local health department under
12 this section may be required by the department of agriculture, trade and consumer
13 protection or the local health department for the same operations. The department
14 of agriculture, trade and consumer protection shall ~~coördinate~~ oversee the
15 designation of agents under this section ~~with the department of health services~~ to
16 ensure that, to the extent feasible, the same local health department is granted agent
17 status under this section and under s. ~~254.69 (2)~~ 97.615 (2). Except as otherwise
18 provided by the department of agriculture, trade and consumer protection, a local
19 health department granted agent status shall regulate all types of establishments
20 for which this subsection permits the department of agriculture, trade and consumer
21 protection to delegate regulatory authority.

22 **SECTION 2674.** 97.41 (4) (a) of the statutes is amended to read:

23 97.41 (4) (a) Except as provided in par. (b), a local health department granted
24 agent status under this section shall establish and collect the license fee for retail
25 food establishments, as defined in s. 97.30 (1) (c). The local health department may

SENATE BILL 21**SECTION 2674**

1 establish separate fees for ~~preinspections~~ pre-licensing inspections of new
2 establishments, for ~~preinspections~~ pre-licensing inspections of existing
3 establishments for which a person intends to be the new operator or for the issuance
4 of duplicate licenses. No fee may exceed the local health department's reasonable
5 costs of issuing licenses to, making investigations and inspections of, and providing
6 education, training and technical assistance to the establishments, plus the state fee
7 established under sub. (5). A local health department which is granted agent status
8 under this section or under s. ~~254.69~~, 97.615 may issue a single license and establish
9 and collect a single fee which authorizes the operation on the same premises of more
10 than one type of establishment with respect to which it is granted agent status under
11 this section or under s. ~~254.69 (2)~~ 97.615 (2).

12 **SECTION 2675.** 97.42 (3) (em) of the statutes is amended to read:

13 97.42 (3) (em) *Slaughter of farm-raised deer.* The requirements of pars. (a) and
14 (b) do not apply to the slaughter of a farm-raised deer if its meat food products are
15 not sold by a person holding a restaurant permit under s. ~~254.64~~ or by an operator
16 of a retail food establishment, as defined under s. 97.30 (1) (c). The operator of an
17 establishment in which farm-raised deer, their carcasses or their meat food products
18 are examined and inspected under this subsection shall pay the department for the
19 cost of the department's examination and inspection.

20 **SECTION 2676.** Subchapter III (title) of chapter 97 [precedes 97.603] of the
21 statutes is created to read:

CHAPTER 97**SUBCHAPTER III****LODGING AND VENDING MACHINES**

SENATE BILL 21**SECTION 2677**

1 **SECTION 2677.** Subchapter IV (title) of chapter 97 [precedes 97.67] of the
2 statutes is created to read:

CHAPTER 97**SUBCHAPTER IV****RECREATIONAL SANITATION**

3
4
5
6 **SECTION 2678.** Subchapter V (title) of chapter 97 [precedes 97.70] of the
7 statutes is created to read:

CHAPTER 97**SUBCHAPTER V****GENERAL PROVISIONS**

8
9
10
11 **SECTION 2679.** 97.70 of the statutes is created to read:

12 **97.70 Authority of department of safety and professional services.**

13 Nothing in this chapter affects the authority of the department of safety and
14 professional services relative to places of employment, elevators, boilers, fire
15 escapes, fire protection, or the construction of public buildings.

16 **SECTION 2680.** 97.703 of the statutes is created to read:

17 **97.703 Joint employment.** The department and the department of safety
18 and professional services may employ experts, inspectors, or other assistants jointly.

19 **SECTION 2681.** 100.207 (6) (em) 2. of the statutes is amended to read:

20 100.207 (6) (em) 2. The department shall submit the recommendations under
21 subd. 1., if any, to the legislature as part of the report required under s. 227.19 (2)
22 ~~and to the board of agriculture, trade and consumer protection.~~

23 **SECTION 2682.** 100.36 of the statutes is amended to read:

24 **100.36 Frauds; substitute for butter; advertisement.** No person may use
25 the word “butter” in any way in connection or association with the sale or exposure

SENATE BILL 21**SECTION 2682**

1 for sale or advertisement of any substance designed to be used as a substitute for
2 butter. No person may use terms such as “cream”, “creamery” or “dairy”, or the name
3 or representation of any breed of dairy cattle, or any combination of such words and
4 representation, or any other words or symbols or combinations thereof commonly
5 used in the sale of butter unless at least 40% of the substitute is butterfat. If the term
6 “butter” is used in connection with the name of any such product, it shall be qualified
7 so as to distinguish it from butter as defined in s. 97.01 ~~(1)~~ (1r).

8 **SECTION 2683.** 100.45 (1) (dm) of the statutes is amended to read:

9 100.45 (1) (dm) “State agency” means any office, department, agency,
10 institution of higher education, association, society, or other body in state
11 government created or authorized to be created by the constitution or any law which
12 is entitled to expend moneys appropriated by law, including the legislature and the
13 courts, ~~the Wisconsin Housing and Economic Development Authority, the Bradley~~
14 ~~Center Sports and Entertainment Corporation, the University of Wisconsin~~
15 ~~Hospitals and Clinics Authority, the University of Wisconsin System Authority, the~~
16 ~~Wisconsin Health and Educational Facilities Authority, the Wisconsin Aerospace~~
17 ~~Authority, the Wisconsin Economic Development Corporation~~ Forward Wisconsin
18 Development Authority, and the Fox River Navigational System Authority.

19 **SECTION 2684.** 100.67 of the statutes is created to read:

20 **100.67 Private trade, business, technical, and other schools. (1)**

21 DEFINITIONS. In this section, unless the context clearly requires otherwise:

22 (b) “Course” has the meaning given in s. 440.52 (1) (b).

23 (c) “Course of instruction” has the meaning given in s. 440.52 (1) (c).

24 (d) “Person” has the meaning given in s. 440.52 (1) (d).

25 (e) “School” has the meaning given in s. 440.52 (1) (e).

SENATE BILL 21**SECTION 2684**

1 **(2) RESPONSIBILITIES.** The department shall protect the general public by
2 investigating complaints and potential violations related to this section and s.
3 440.52.

4 **(3) RULE-MAKING POWER.** The department may promulgate rules and establish
5 standards necessary to administer this section.

6 **SECTION 2685.** 101.01 (4) of the statutes is amended to read:

7 101.01 (4) “Employer” means any person, firm, corporation, state, county,
8 town, city, village, school district, sewer district, drainage district, ~~long-term care~~
9 ~~district~~ and other public or quasi-public corporations as well as any agent, manager,
10 representative or other person having control or custody of any employment, place
11 of employment or of any employee.

12 **SECTION 2686.** 101.02 (20) (b) of the statutes is amended to read:

13 101.02 (20) (b) Except as provided in par. (e), the department of ~~safety and~~
14 ~~professional services~~ may not issue or renew a license unless each applicant who is
15 an individual provides the department of ~~safety and professional services~~ with his
16 or her social security number and each applicant that is not an individual provides
17 the department of ~~safety and professional services~~ with its federal employer
18 identification number. The department of ~~safety and professional services~~ may not
19 disclose the social security number or the federal employer identification number of
20 an applicant for a license or license renewal except to the department of revenue for
21 the sole purpose of requesting certifications under s. 73.0301 and to the department
22 of workforce development for the sole purpose of requesting certifications under s.
23 108.227.

24 **SECTION 2687.** 101.02 (20) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 2687**

1 101.02 (20) (c) The department of safety and professional services may not
2 issue or renew a license if the department of revenue certifies under s. 73.0301 that
3 the applicant or licensee is liable for delinquent taxes or if the department of
4 workforce development certifies under s. 108.227 that the applicant or licensee is
5 liable for delinquent unemployment insurance contributions.

6 **SECTION 2688.** 101.02 (20) (d) of the statutes is amended to read:

7 101.02 (20) (d) The department of safety and professional services shall revoke
8 a license if the department of revenue certifies under s. 73.0301 that the licensee is
9 liable for delinquent taxes or if the department of workforce development certifies
10 under s. 108.227 that the licensee is liable for delinquent unemployment insurance
11 contributions.

12 **SECTION 2689.** 101.02 (20) (e) 1. of the statutes is amended to read:

13 101.02 (20) (e) 1. If an applicant who is an individual does not have a social
14 security number, the applicant, as a condition of applying for or applying to renew
15 a license shall submit a statement made or subscribed under oath or affirmation to
16 the department of safety and professional services that the applicant does not have
17 a social security number. The form of the statement shall be prescribed by the
18 department of children and families.

19 **SECTION 2690.** 101.02 (21) (b) of the statutes is amended to read:

20 101.02 (21) (b) As provided in the memorandum of understanding under s.
21 49.857 and except as provided in par. (e), the department of safety and professional
22 services may not issue or renew a license unless the applicant provides the
23 department of safety and professional services with his or her social security number.
24 The department of safety and professional services may not disclose the social
25 security number except that the department of safety and professional services may

SENATE BILL 21**SECTION 2690**

1 disclose the social security number of an applicant for a license under par. (a) or a
2 renewal of a license under par. (a) to the department of children and families for the
3 sole purpose of administering s. 49.22.

4 **SECTION 2691.** 101.02 (21) (e) 1. of the statutes is amended to read:

5 101.02 (21) (e) 1. If an applicant who is an individual does not have a social
6 security number, the applicant, as a condition of applying for or applying to renew
7 a license shall submit a statement made or subscribed under oath or affirmation to
8 the department of safety and professional services that the applicant does not have
9 a social security number. The form of the statement shall be prescribed by the
10 department of children and families.

11 **SECTION 2692.** 101.05 (2) of the statutes is amended to read:

12 101.05 (2) A bed and breakfast establishment, as defined under s. ~~254.61(1)~~
13 97.01 (1g), is not subject to building codes adopted by the department under this
14 subchapter.

15 **SECTION 2693.** 101.12 (1) (intro.) of the statutes is amended to read:

16 101.12 (1) (intro.) Except for plans that are reviewed by the department of
17 health services under ss. 50.02 (2) (b) and, 50.025, 50.36 (2), or 50.92 (3m), the
18 department shall require the submission of essential drawings, calculations and
19 specifications for public buildings, public structures and places of employment
20 including the following components:

21 **SECTION 2694.** 101.123 (1) (bn) 1. of the statutes is amended to read:

22 101.123 (1) (bn) 1. A bed and breakfast establishment, as defined in s. ~~254.61~~
23 (1) 97.01 (1g).

24 **SECTION 2695.** 101.123 (1) (bn) 2. of the statutes is amended to read:

25 101.123 (1) (bn) 2. A hotel, as defined in s. ~~254.61(3)~~ 97.01 (7).

SENATE BILL 21**SECTION 2696**

1 **SECTION 2696.** 101.123 (1) (bn) 3. of the statutes is amended to read:

2 101.123 (1) (bn) 3. A tourist rooming house, as defined in s. ~~254.61(6)~~ 97.01
3 (15k).

4 **SECTION 2697.** 101.123 (1) (f) of the statutes is amended to read:

5 101.123 (1) (f) “Restaurant” ~~means an establishment as defined~~ has the
6 meaning given in s. ~~254.61(5)~~ 97.01 (14g).

7 **SECTION 2698.** 101.123 (2) (d) 4. of the statutes is amended to read:

8 101.123 (2) (d) 4. A location that is 25 feet or less from a residence hall or
9 dormitory that ~~is owned or operated by~~ the state leases to the Board of Regents of the
10 University of Wisconsin System Authority.

11 **SECTION 2699.** 101.128 (1) (c) of the statutes is amended to read:

12 101.128 (1) (c) “Hotel” has the meaning given in s. ~~254.61(3)~~ 97.01 (7).

13 **SECTION 2700.** 101.128 (1) (e) of the statutes is amended to read:

14 101.128 (1) (e) “Restaurant” has the meaning given in s. ~~254.61(5)~~ 97.01 (14g).

15 **SECTION 2701.** 101.14 (4) (b) 3. a. of the statutes is amended to read:

16 101.14 (4) (b) 3. a. Every residence hall and dormitory over 60 feet in height,
17 the initial construction of which was begun before April 26, 2000, that ~~is owned or~~
18 ~~operated by~~ the state leases to the board of regents of the University of Wisconsin
19 System Authority to contain an automatic fire sprinkler system on each floor by
20 January 1, 2006.

21 **SECTION 2702.** 101.14 (4) (b) 3. b. of the statutes is amended to read:

22 101.14 (4) (b) 3. b. Every residence hall and dormitory, the initial construction
23 of which is begun on or after April 26, 2000, that ~~is owned or operated by~~ the state
24 leases to the board of regents of the University of Wisconsin System Authority to

SENATE BILL 21**SECTION 2702**

1 have an automatic fire sprinkler system installed on each floor at the time the
2 residence hall or dormitory is constructed.

3 **SECTION 2703.** 101.14 (4) (b) 3. c. of the statutes is amended to read:

4 101.14 (4) (b) 3. c. Every residence hall and dormitory over 60 feet in height,
5 the initial construction of which was begun before January 7, 2006, that is owned or
6 operated by an institution of higher education, other than a residence hall or
7 dormitory that is ~~owned or operated by~~ the state leases to the Board of Regents of the
8 University of Wisconsin System Authority, to contain an automatic fire sprinkler
9 system on each floor by January 1, 2014.

10 **SECTION 2704.** 101.14 (4) (b) 3. d. of the statutes is amended to read:

11 101.14 (4) (b) 3. d. Every residence hall and dormitory, the initial construction
12 of which is begun on or after January 7, 2006, that is owned or operated by an
13 institution of higher education, other than a residence hall or dormitory that is
14 ~~owned or operated by~~ the state leases to the Board of Regents of the University of
15 Wisconsin System Authority, to have an automatic fire sprinkler system installed on
16 each floor at the time the residence hall or dormitory is constructed.

17 **SECTION 2705.** 101.149 (1) (ag) of the statutes is amended to read:

18 101.149 (1) (ag) “Bed and breakfast establishment” has the meaning given in
19 s. ~~254.61 (1)~~ 97.01 (1g).

20 **SECTION 2706.** 101.149 (1) (cm) of the statutes is amended to read:

21 101.149 (1) (cm) “Tourist rooming house” has the meaning given in s. ~~254.61~~
22 ~~(6)~~ 97.01 (15k).

23 **SECTION 2707.** 101.149 (5) (c) of the statutes is amended to read:

24 101.149 (5) (c) All of the fuel-burning appliances in the residential building
25 have sealed combustion units that are inspected as provided in the rules

SENATE BILL 21**SECTION 2707**

1 promulgated by the department under sub. (6) (b) or in the rules promulgated by the
2 department of health services under s. 254.74 97.625 (1) (am).

3 **SECTION 2708.** 101.149 (6) (b) of the statutes is amended to read:

4 101.149 (6) (b) The department shall promulgate rules, in consultation with
5 the department of health services, under which the department of safety and
6 professional services shall authorize certified heating, ventilating, and air
7 conditioning inspectors to conduct regular inspections of sealed combustion units, as
8 required under sub. (5) (c), for carbon monoxide emissions in residential buildings
9 other than hotels, tourist rooming houses, and bed and breakfast establishments.
10 The rules shall specify conditions under which it may issue orders as specified under
11 sub. (8) (a). The rules may not require the department of safety and professional
12 services to authorize inspection of sealed combustion units during the period in
13 which the sealed combustion units are covered by a manufacturer's warranty against
14 defects.

15 **SECTION 2709.** 101.149 (8) (a) of the statutes is amended to read:

16 101.149 (8) (a) If the department of safety and professional services or the
17 department of health services determines after an inspection of a building under this
18 section or s. 254.74 (1g) that the owner of the building has violated sub. (2) or (3), the
19 respective department shall issue an order requiring the person to correct the
20 violation within 5 days or within such shorter period as the respective department
21 determines is necessary to protect public health and safety. If the person does not
22 correct the violation within the time required, he or she shall forfeit \$50 for each day
23 of violation occurring after the date on which the respective department finds that
24 the violation was not corrected.

SENATE BILL 21**SECTION 2710**

1 **SECTION 2710.** 101.149 (8) (a) of the statutes, as affected by 2015 Wisconsin Act
2 ... (this act), is amended to read:

3 101.149 (8) (a) If the department or the department of ~~health services~~
4 agriculture, trade and consumer protection determines after an inspection of a
5 building under this section or s. ~~254.74~~ 97.625 (1g) that the owner of the building has
6 violated sub. (2) or (3), the respective department shall issue an order requiring the
7 person to correct the violation within 5 days or within such shorter period as the
8 respective department determines is necessary to protect public health and safety.
9 If the person does not correct the violation within the time required, he or she shall
10 forfeit \$50 for each day of violation occurring after the date on which the respective
11 department finds that the violation was not corrected.

12 **SECTION 2711.** 101.31 of the statutes is repealed.

13 **SECTION 2712.** 101.573 (3) (a) of the statutes is amended to read:

14 101.573 (3) (a) On or before May 1 in each year, the department shall compile
15 the fire department dues paid by all insurers under s. 601.93 and the dues paid by
16 the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5%
17 and certify to the secretary of administration the proper amount to be paid from the
18 appropriation under s. ~~20.165 (2)~~ 20.142 (4) (L) to each city, village, or town entitled
19 to fire department dues under s. 101.575. Annually, on or before August 1, the
20 secretary of administration shall pay the amounts certified by the department to the
21 cities, villages and towns eligible under s. 101.575.

22 **SECTION 2713.** 101.573 (5) of the statutes is amended to read:

23 101.573 (5) The department shall promulgate a rule defining “administrative
24 expenses” for purposes of s. ~~20.165 (2)~~ 20.142 (4) (La).

25 **SECTION 2714.** 101.63 (1) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 2714**

1 101.63 (1) (intro.) Adopt rules which establish standards for the construction
2 and inspection of one- and 2-family dwellings and components thereof. Where
3 feasible, the standards used shall be those nationally recognized and shall apply to
4 the dwelling and to its electrical, heating, ventilating, air conditioning and other
5 systems, including plumbing, as defined in s. 145.01 (10). No set of rules may be
6 adopted which has not taken into account the conservation of energy in construction
7 and maintenance of dwellings and the costs of specific code provisions to home buyers
8 in relationship to the benefits derived from the provisions. Rules promulgated under
9 this subsection do not apply to a bed and breakfast establishment, as defined under
10 s. ~~254.61 (1)~~ 97.01 (1g), except that the rules apply to all of the following:

11 **SECTION 2715.** 101.647 (1) (am) of the statutes is amended to read:

12 101.647 (1) (am) Notwithstanding s. 101.61 (1), “dwelling” does not include a
13 tourist rooming house, as defined in s. ~~254.61 (6)~~ 97.01 (15k).

14 **SECTION 2716.** 101.654 (1m) (e) of the statutes is amended to read:

15 101.654 (1m) (e) ~~The continuing education approved by the department under~~
16 ~~par. (b) 1. shall include courses offered by private organizations with whom the~~
17 ~~department contracts under s. 101.657. The department may approve continuing~~
18 ~~education courses that are offered by other states.~~

19 **SECTION 2717.** 101.657 of the statutes is repealed.

20 **SECTION 2718.** 101.66 (1m) (bn) of the statutes is amended to read:

21 101.66 (1m) (bn) A person may not provide a written certification under par.
22 (b) unless the person has been issued a certificate of accomplishment evidencing
23 certification or recertification under ~~the a~~ a lumber grading training program ~~under~~
24 ~~s. 36.25 (48)~~ specified by the department and the person has received the certificate

SENATE BILL 21**SECTION 2718**

1 within the 5 years before providing the written certification. The person shall attach
2 to the written certification a copy of his or her certificate of accomplishment.

3 **SECTION 2719.** 101.935 (2) (e) of the statutes is amended to read:

4 101.935 (2) (e) Section 254.69 (2), as it applies to an agent for the department
5 of health services in the administration of s. 254.47, applies to an agent for the
6 department of ~~safety and professional services~~ in the administration of this section.

7 **SECTION 2720.** 101.935 (2) (e) of the statutes, as affected by 2015 Wisconsin Act
8 (this act), is amended to read:

9 101.935 (2) (e) Section ~~254.69 (2)~~ 97.615 (2), as it applies to an agent for the
10 department of ~~health services~~ agriculture, trade and consumer protection in the
11 administration of s. ~~254.47~~ 97.67, applies to an agent for the department in the
12 administration of this section.

13 **SECTION 2721.** 101.951 (7) (a) of the statutes is amended to read:

14 101.951 (7) (a) The department of ~~safety and professional services~~ may, without
15 notice, deny the application for a license within 60 days after receipt thereof by
16 written notice to the applicant, stating the grounds for the denial. Within 30 days
17 after such notice, the applicant may petition the department of administration to
18 conduct a hearing to review the denial, and a hearing shall be scheduled with
19 reasonable promptness. The division of hearings and appeals shall conduct the
20 hearing. This paragraph does not apply to denials of applications for licenses under
21 s. 101.02 (21).

22 **SECTION 2722.** 101.951 (7) (b) of the statutes is amended to read:

23 101.951 (7) (b) No license may be suspended or revoked except after a hearing
24 thereon. The department of ~~safety and professional services~~ shall give the licensee
25 at least 5 days' notice of the time and place of the hearing. The order suspending or

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1 revoking such license shall not be effective until after 10 days' written notice thereof
2 to the licensee, after such hearing has been had; except that the department of safety
3 and professional services, when in its opinion the best interest of the public or the
4 trade demands it, may suspend a license upon not less than 24 hours' notice of
5 hearing and with not less than 24 hours' notice of the suspension of the license.
6 Matters involving suspensions and revocations brought before the department of
7 safety and professional services shall be heard and decided upon by the department
8 of administration. The division of hearings and appeals shall conduct the hearing.
9 This paragraph does not apply to licenses that are suspended or revoked under s.
10 101.02 (21).

11 **SECTION 2723.** 101.951 (7) (c) of the statutes is amended to read:

12 101.951 (7) (c) The department of safety and professional services may inspect
13 the pertinent books, records, letters and contracts of a licensee. The actual cost of
14 each such examination shall be paid by such licensee so examined within 30 days
15 after demand therefor by the department, and the department may maintain an
16 action for the recovery of such costs in any court of competent jurisdiction.

17 **SECTION 2724.** 101.953 (1) (a) of the statutes is amended to read:

18 101.953 (1) (a) A statement that the manufactured home meets those
19 standards prescribed by law or administrative rule of the department of
20 administration or of the department of safety and professional services that are in
21 effect at the time of the manufacture of the manufactured home.

22 **SECTION 2725.** 101.973 (8) of the statutes is amended to read:

23 101.973 (8) Deposit the moneys received from the fees under sub. (7) in the
24 appropriation under s. ~~20.165 (2)~~ 20.142 (4) (j).

25 **SECTION 2726.** 101.977 (2) (bn) of the statutes is amended to read:

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1 101.977 (2) (bn) A person may not provide a written certification under par. (b)
2 unless the person has been issued a certificate of accomplishment evidencing
3 certification or recertification under ~~the a~~ a lumber grading training program ~~under~~
4 ~~s. 36.25 (48)~~ specified by the department and the person has received the certificate
5 within the 5 years before providing the written certification. The person shall attach
6 to the written certification a copy of his or her certificate of accomplishment.

7 **SECTION 2727.** 102.01 (2) (a) of the statutes is renumbered 102.01 (2) (af).

8 **SECTION 2728.** 102.01 (2) (ad) of the statutes is created to read:

9 102.01 (2) (ad) “Administrator” means the administrator of the division of
10 hearings and appeals in the department of administration.

11 **SECTION 2729.** 102.01 (2) (ag) of the statutes is amended to read:

12 102.01 (2) (ag) “Commissioner” means ~~a member of the commission~~ the
13 commissioner of insurance.

14 **SECTION 2730.** 102.01 (2) (ap) of the statutes is repealed.

15 **SECTION 2731.** 102.01 (2) (ar) of the statutes is created to read:

16 102.01 (2) (ar) “Division” means the division of hearings and appeals in the
17 department of administration.

18 **SECTION 2732.** 102.01 (2) (bm) of the statutes is amended to read:

19 102.01 (2) (bm) “General order” means ~~such order as~~ an order that applies
20 generally throughout the state to all persons, employments, places of employment,
21 or public buildings, or to all persons, employments ~~or~~, places of employment, or public
22 buildings of a class under the jurisdiction of the ~~department~~ office. All other orders
23 of the ~~department~~ office shall be considered special orders.

24 **SECTION 2733.** 102.01 (2) (d) of the statutes is amended to read:

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1 102.01 (2) (d) “Municipality” includes a county, city, town, village, school
2 district, sewer district, drainage district and long-term care district and other public
3 or quasi-public corporations.

4 **SECTION 2734.** 102.01 (2) (dg) of the statutes is created to read:

5 102.01 (2) (dg) “Office” means the office of the commissioner.

6 **SECTION 2735.** 102.01 (2) (dm) of the statutes is amended to read:

7 102.01 (2) (dm) “Order” means any decision, rule, regulation, direction,
8 requirement, or standard of the department office, or any other determination
9 arrived at or decision made by the department office.

10 **SECTION 2736.** 102.01 (2) (em) of the statutes is repealed.

11 **SECTION 2737.** 102.04 (1) (a) of the statutes is amended to read:

12 102.04 (1) (a) The state, each county, city, town, village, school district, sewer
13 district, drainage district, long-term care district and other public or quasi-public
14 corporations therein.

15 **SECTION 2738.** 102.05 (1) of the statutes is amended to read:

16 102.05 (1) An employer who has had no employee at any time within a
17 continuous period of 2 years shall be deemed considered to have effected withdrawal,
18 which shall be effective on the last day of such that period. An employer who has not
19 usually employed 3 employees and who has not paid wages of at least \$500 for
20 employment in this state in every calendar quarter in a calendar year may file a
21 withdrawal notice with the department office, which withdrawal shall take effect 30
22 days after the date of such that filing or at such later date as is specified in the notice.
23 If an employer who is subject to this chapter only because the employer elected to
24 become subject to this chapter under sub. (2) cancels or terminates his or her contract
25 for the insurance of compensation under this chapter, that employer is deemed

SENATE BILL 21**SECTION 2738**

1 considered to have effected withdrawal, which shall be effective on the day after the
2 contract is canceled or terminated.

3 **SECTION 2739.** 102.05 (3) of the statutes is amended to read:

4 102.05 (3) ~~Any~~ If a person engaged in farming who has become subject to this
5 chapter has not employed 6 or more employees, as defined in s. 102.07 (5), on 20 or
6 more days during the current or previous calendar year, the person may withdraw
7 by filing with the department office a notice of withdrawal, ~~if the person has not~~
8 ~~employed 6 or more employees as defined by s. 102.07 (5) on 20 or more days during~~
9 ~~the current or previous calendar year. Such~~ which withdrawal shall be effective take
10 effect 30 days after the date of receipt of the notice by the ~~department,~~ office or at such
11 later date as is specified in the notice. ~~Such~~ A person who withdraws under this
12 subsection may again become subject to this chapter as provided by in s. 102.04 (1)
13 (c) and (e).

14 **SECTION 2740.** 102.06 of the statutes is amended to read:

15 **102.06 Joint liability of employer and contractor.** An employer shall be
16 liable for compensation to an employee of a contractor or subcontractor under the
17 employer who is not subject to this chapter, or who has not complied with the
18 conditions of s. 102.28 (2) in any case ~~where such~~ in which the employer would have
19 been liable for compensation if ~~such~~ the employee had been working directly for the
20 employer, including also work in the erection, alteration, repair, or demolition of
21 improvements or of fixtures upon premises of ~~such~~ the employer ~~which~~ that are used
22 or to be used in the operations of ~~such~~ the employer. The contractor or subcontractor,
23 if subject to this chapter, shall also be liable for ~~such~~ that compensation, but the
24 employee shall not recover compensation for the same injury from more than one
25 party. ~~The~~ An employer who becomes liable for and who pays ~~such~~ that compensation

SENATE BILL 21**SECTION 2740**

1 may recover the ~~same~~ amount of compensation paid from ~~such that~~ contractor, or
2 subcontractor, or from any other employer for whom the employee was working at
3 the time of the injury, if ~~such that~~ contractor, subcontractor, or other employer was
4 an employer, as defined in s. 102.04. This section does not apply to injuries occurring
5 on or after the first day of the first July beginning after the day ~~that~~ on which the
6 secretary commissioner files the certificate under s. 102.80 (3) (a), except that if the
7 secretary commissioner files the certificate under s. 102.80 (3) (ag) this section does
8 apply to claims for compensation filed on or after the date specified in that certificate.

9 **SECTION 2741.** 102.07 (1) (a) of the statutes is amended to read:

10 102.07 (1) (a) Every person, including all officials, in the service of the state,
11 or of any municipality ~~therein~~ in this state, whether elected or under any
12 appointment, or contract of hire, express or implied, and whether a resident of this
13 state or employed or injured within or without the state. The state ~~and~~ or any
14 municipality may require a bond from a contractor to protect the state or
15 municipality against compensation to employees of ~~such~~ the contractor or employees
16 of a subcontractor under the contractor. This paragraph does not apply beginning
17 on the first day of the first July beginning after the day ~~that~~ on which the secretary
18 commissioner files the certificate under s. 102.80 (3) (a), except that if the secretary
19 commissioner files the certificate under s. 102.80 (3) (ag) this paragraph does apply
20 to claims for compensation filed on or after the date specified in that certificate.

21 **SECTION 2742.** 102.07 (1) (b) of the statutes is amended to read:

22 102.07 (1) (b) Every person, including all officials, in the service of the state,
23 or of any municipality ~~therein~~ in this state, whether elected or under any
24 appointment, or contract of hire, express or implied, and whether a resident of this
25 state or employed or injured within or without the state. This paragraph first applies

SENATE BILL 21**SECTION 2742**

1 on the first day of the first July beginning after the day ~~that~~ on which the secretary
2 commissioner files the certificate under s. 102.80 (3) (a), except that if the secretary
3 commissioner files the certificate under s. 102.80 (3) (ag) this paragraph does apply
4 to claims for compensation filed on or after the date specified in that certificate.

5 **SECTION 2743.** 102.07 (7) (b) of the statutes is amended to read:

6 102.07 (7) (b) The ~~department~~ office may issue an order under s. 102.31 (1) (b)
7 permitting the county within which a volunteer fire company or fire department
8 organized under ch. 213, a legally organized rescue squad, an ambulance service
9 provider, as defined in s. 256.01 (3), or a legally organized diving team is organized
10 to assume full liability for the compensation provided under this chapter of all
11 volunteer members of that company, department, squad, provider or team.

12 **SECTION 2744.** 102.07 (8) (c) of the statutes is amended to read:

13 102.07 (8) (c) The ~~department~~ office may not admit in evidence any state or
14 federal laws, ~~regulations, documents~~ law, regulation, or document granting
15 operating authority, or licenses license when determining whether an independent
16 contractor meets the conditions specified in par. (b) 1. or 3.

17 **SECTION 2745.** 102.07 (11) of the statutes is amended to read:

18 102.07 (11) The ~~department~~ office may by rule prescribe classes of volunteer
19 workers who may, at the election of the person for whom the service is being
20 performed, be ~~deemed~~ considered to be employees for the purposes of this chapter.
21 Election shall be by endorsement upon ~~the~~ that person's worker's compensation
22 insurance policy with written notice to the ~~department~~ office. In the case of an
23 employer that is exempt from insuring liability, election shall be by written notice to
24 the ~~department~~ office. The ~~department~~ office shall by rule prescribe the means and

SENATE BILL 21**SECTION 2745**

1 manner in which notice of election by the employer is to be provided to the volunteer
2 workers.

3 **SECTION 2746.** 102.07 (12m) of the statutes is renumbered 102.07 (12m) (b) and
4 amended to read:

5 102.07 (12m) (b) A student of a public school, ~~as described in s. 115.01 (1), or~~
6 a private school, ~~as defined in s. 115.001 (3r), or an institution of higher education,~~
7 while he or she is engaged in performing services as part of a school work training,
8 work experience, or work study program, and who is not on the payroll of an employer
9 that is providing the work training or work experience or who is not otherwise
10 receiving compensation on which a worker's compensation carrier could assess
11 premiums on that employer, is an employee of a school district ~~or, private school, or~~
12 institution of higher education that elects under s. 102.077 to name the student as
13 its employee.

14 **SECTION 2747.** 102.07 (12m) (a) of the statutes is created to read:

15 102.07 (12m) (a) In this subsection:

16 1. "Institution of higher education" means an institution within the University
17 of Wisconsin System, a technical college, a tribally controlled college controlled by
18 an Indian tribe that has elected under s. 102.05 (2) to become subject to this chapter,
19 a school approved under s. 38.50, or a private, nonprofit institution of higher
20 education located in this state.

21 2. "Private school" has the meaning given in s. 115.001 (3r).

22 3. "Public school" means a school described in s. 115.01 (1).

23 **SECTION 2748.** 102.076 (2) of the statutes is amended to read:

24 102.076 (2) If a corporation has not more than 10 stockholders, not more than
25 2 officers, and no other employees and is not otherwise required under this chapter

SENATE BILL 21**SECTION 2748**

1 to have a policy of worker's compensation insurance, an officer of that corporation
2 who elects not to be subject to this chapter shall file a notice of that election with the
3 ~~department~~ office on a form approved by the ~~department~~ office. The election is
4 effective until the officer rescinds it the election by notifying the ~~department~~ office
5 in writing.

6 **SECTION 2749.** 102.077 (1) of the statutes is amended to read:

7 102.077 (1) A school district ~~or a~~, private school, ~~as defined in s. 115.001 (3r),~~
8 or institution of higher education may elect to name as its employee for purposes of
9 this chapter a student described in s. 102.07 (12m) (b) by an endorsement on its policy
10 of worker's compensation insurance or, if the school district ~~or~~, private school, or
11 institution of higher education is exempt from the duty to insure under s. 102.28 (2)
12 (a), by filing a declaration with the department in the manner provided in s. 102.31
13 (2) (a) naming the student as an employee of the school district ~~or~~, private school, or
14 institution of higher education for purposes of this chapter. A declaration under this
15 subsection shall list the name of the student to be covered under this chapter, the
16 name and address of the employer that is providing the work training or work
17 experience for that student, and the title, if any, of the work training, work
18 experience, or work study program in which the student is participating.

19 **SECTION 2750.** 102.077 (1) of the statutes, as affected by 2015 Wisconsin Act
20 (this act), is amended to read:

21 102.077 (1) A school district, private school, or institution of higher education
22 may elect to name as its employee for purposes of this chapter a student described
23 in s. 102.07 (12m) (b) by an endorsement on its policy of worker's compensation
24 insurance or, if the school district, private school, or institution of higher education
25 is exempt from the duty to insure under s. 102.28 (2) (a), by filing a declaration with

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1 the ~~department~~ office in the manner provided in s. 102.31 (2) (a) naming the student
2 as an employee of the school district, private school, or institution of higher education
3 for purposes of this chapter. A declaration under this subsection shall list the name
4 of the student to be covered under this chapter, the name and address of the employer
5 that is providing the work training or work experience for that student, and the title,
6 if any, of the work training, work experience, or work study program in which the
7 student is participating.

8 **SECTION 2751.** 102.077 (2) of the statutes is amended to read:

9 102.077 (2) A school district ~~or~~, private school, or institution of higher
10 education may revoke a declaration under sub. (1) by providing written notice to the
11 department in the manner provided in s. 102.31 (2) (a), the student, and the employer
12 who is providing the work training or work experience for that student. A revocation
13 under this subsection is effective 30 days after the department receives notice of that
14 revocation.

15 **SECTION 2752.** 102.077 (2) of the statutes, as affected by 2015 Wisconsin Act
16 (this act), is amended to read:

17 102.077 (2) A school district, private school, or institution of higher education
18 may revoke a declaration under sub. (1) by providing written notice to the
19 ~~department~~ office in the manner provided in s. 102.31 (2) (a), the student, and the
20 employer who is providing the work training or work experience for that student.
21 A revocation under this subsection is effective 30 days after the ~~department~~ office
22 receives notice of that revocation.

23 **SECTION 2753.** 102.08 of the statutes is amended to read:

24 **102.08 Administration for state employees.** The department of
25 administration has responsibility for the timely delivery of benefits payable under

SENATE BILL 21**SECTION 2753**

1 this chapter to employees of the state and their dependents and other functions of
2 the state as an employer under this chapter. The department of administration may
3 delegate ~~this authority~~ that responsibility to employing departments and agencies
4 and require such reports as it ~~deems~~ considers necessary to accomplish this purpose.
5 The department of administration or its delegated authorities shall file with the
6 ~~department of workforce development~~ office the reports that are required of all
7 employers. The ~~department of workforce development~~ office shall monitor the
8 delivery of benefits payable under this chapter to state employees and their
9 dependents and shall consult with and advise the department of administration in
10 the manner and at the times necessary to ensure prompt and proper delivery of those
11 benefits.

12 **SECTION 2754.** 102.11 (1) (am) 1. of the statutes is amended to read:

13 102.11 (1) (am) 1. The employee is a member of a class of employees that does
14 the same type of work at the same location and, in the case of an employee in the
15 service of the state, is employed in the same office, department, independent agency,
16 authority, institution, association, society, or other body in state government or, if the
17 ~~department~~ office determines appropriate, in the same subunit of an office,
18 department, independent agency, authority, institution, association, society, or other
19 body in state government.

20 **SECTION 2755.** 102.12 of the statutes is amended to read:

21 **102.12 Notice of injury, exception, laches.** No claim for compensation may
22 be maintained unless, within 30 days after the occurrence of the injury or within 30
23 days after the employee knew or ought to have known the nature of his or her
24 disability and its relation to the employment, actual notice was received by the
25 employer or by an officer, manager, or designated representative of an employer. If

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1 no representative has been designated by posters placed in one or more conspicuous
2 places where notices to employees are customarily posted, then notice received by
3 any superior is sufficient. Absence of notice does not bar recovery if it is found that
4 the employer was not misled ~~thereby~~ by that absence. Regardless of whether notice
5 was received, if no payment of compensation, other than medical treatment or burial
6 expense, is made, ~~and~~ and if no application is filed with the ~~department~~ office within
7 2 years ~~from~~ after the date of the injury or death, ~~or from~~ or the date the employee
8 or his or her dependent knew or ought to have known the nature of the disability and
9 its relation to the employment, the right to compensation ~~therefor~~ for the injury or
10 death is barred, except that the right to compensation is not barred if the employer
11 knew or should have known, within the 2-year period, that the employee had
12 sustained the injury on which the claim is based. Issuance of notice of a hearing on
13 the ~~department's~~ division's own motion has the same effect for the purposes of this
14 section as the filing of an application. This section does not affect any claim barred
15 under s. 102.17 (4).

16 **SECTION 2756.** 102.125 of the statutes is amended to read:

17 **102.125 Fraudulent claims reporting and investigation.** If an insurer or
18 self-insured employer has evidence that a claim is false or fraudulent in violation of
19 s. 943.395 and if the insurer or self-insured employer is satisfied that reporting the
20 claim to the ~~department~~ office will not impede its ability to defend the claim, the
21 insurer or self-insured employer shall report the claim to the ~~department~~ office. The
22 ~~department~~ office may require an insurer or self-insured employer to investigate an
23 allegedly false or fraudulent claim and may provide the insurer or self-insured
24 employer with any records of the ~~department~~ office relating to that claim. An insurer
25 or self-insured employer that investigates a claim under this section shall report on

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1 the results of that investigation to the department office. If based on the
2 investigation the department office has a reasonable basis to believe that a violation
3 of s. 943.395 has occurred, the department office shall refer the results of the
4 investigation to the district attorney of the county in which the alleged violation
5 occurred for prosecution.

6 **SECTION 2757.** 102.13 (1) (c) of the statutes is amended to read:

7 102.13 (1) (c) So long as the employee, after a written request of the employer
8 or insurer which that complies with par. (b), refuses to submit to or in any way
9 obstructs the examination, the employee's right to begin or maintain any proceeding
10 for the collection of compensation is suspended, except as provided in sub. (4). If the
11 employee refuses to submit to the examination after direction by the department
12 division or an examiner, or in any way obstructs the examination, the employee's
13 right to the weekly indemnity which that accrues and becomes payable during the
14 period of that refusal or obstruction, is barred, except as provided in sub. (4).

15 **SECTION 2758.** 102.13 (1) (d) 2. of the statutes is amended to read:

16 102.13 (1) (d) 2. Any physician, chiropractor, psychologist, dentist, physician
17 assistant, advanced practice nurse prescriber, or podiatrist who attended a worker's
18 compensation claimant for any condition or complaint reasonably related to the
19 condition for which the claimant claims compensation may be required to testify
20 before the department division when the department division so directs.

21 **SECTION 2759.** 102.13 (1) (d) 3. of the statutes is amended to read:

22 102.13 (1) (d) 3. Notwithstanding any statutory provisions except par. (e), any
23 physician, chiropractor, psychologist, dentist, physician assistant, advanced
24 practice nurse prescriber, or podiatrist attending a worker's compensation claimant
25 for any condition or complaint reasonably related to the condition for which the

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1 claimant claims compensation may furnish to the employee, employer, worker's
2 compensation insurer, ~~or the department~~ the office, or the division information and
3 reports relative to a compensation claim.

4 **SECTION 2760.** 102.13 (1) (f) of the statutes is amended to read:

5 102.13 (1) (f) If an employee claims compensation under s. 102.81 (1), the
6 ~~department~~ office may require the employee to submit to physical or vocational
7 examinations under this subsection.

8 **SECTION 2761.** 102.13 (2) (a) of the statutes is amended to read:

9 102.13 (2) (a) An employee who reports an injury alleged to be work-related
10 or who files an application for hearing waives any physician-patient,
11 psychologist-patient or chiropractor-patient privilege with respect to any condition
12 or complaint reasonably related to the condition for which the employee claims
13 compensation. Notwithstanding ss. 51.30 and 146.82 and any other law, any
14 physician, chiropractor, psychologist, dentist, podiatrist, physician assistant,
15 advanced practice nurse prescriber, hospital, or health care provider shall, within a
16 reasonable time after written request by the employee, employer, worker's
17 compensation insurer, ~~or department~~ office, or division, or its representative, provide
18 that person with any information or written material reasonably related to any
19 injury for which the employee claims compensation.

20 **SECTION 2762.** 102.13 (2) (c) of the statutes is amended to read:

21 102.13 (2) (c) Except as provided in this paragraph, if an injured employee has
22 a period of temporary disability that exceeds 3 weeks or a permanent disability, if the
23 injured employee has undergone surgery to treat his or her injury, other than surgery
24 to correct a hernia, or if the injured employee sustained an eye injury requiring
25 medical treatment on 3 or more occasions off the employer's premises, the

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1 department office may by rule require the insurer or self-insured employer to submit
2 to the department office a final report of the employee's treating practitioner. The
3 department office may not require an insurer or self-insured employer to submit to
4 the department office a final report of an employee's treating practitioner when the
5 insurer or self-insured employer denies the employee's claim for compensation and
6 the employee does not contest that denial. A treating practitioner may charge a
7 reasonable fee for the completion of the final report, but may not require prepayment
8 of that fee. An insurer or self-insured employer that disputes the reasonableness of
9 a fee charged for the completion of a treatment practitioner's final report may submit
10 that dispute to the department office for resolution under s. 102.16 (2).

11 **SECTION 2763.** 102.13 (3) of the statutes is amended to read:

12 102.13 (3) If 2 or more physicians, chiropractors, psychologists, dentists or
13 podiatrists disagree as to the extent of an injured employee's temporary disability,
14 the end of an employee's healing period, an employee's ability to return to work at
15 suitable available employment, or the necessity for further treatment or for a
16 particular type of treatment, the department division may appoint another
17 physician, chiropractor, psychologist, dentist or podiatrist to examine the employee
18 and render an opinion as soon as possible. The department division shall promptly
19 notify the parties of this appointment. If the employee has not returned to work,
20 payment for temporary disability shall continue until the department division
21 receives the opinion. The employer or its insurance carrier or both shall pay for the
22 examination and opinion. The employer or insurance carrier or both shall receive
23 appropriate credit for any overpayment to the employee determined by the
24 department division after receipt of the opinion.

25 **SECTION 2764.** 102.13 (4) of the statutes is amended to read:

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1 102.13 (4) ~~The rights of employees~~ right of an employee to begin or maintain
2 proceedings for the collection of compensation and to receive weekly indemnities
3 ~~which~~ that accrue and become payable shall not be suspended or barred under sub.
4 (1) when ~~an~~ the employee refuses to submit to a physical examination, upon the
5 request of the employer or worker's compensation insurer or at the direction of the
6 ~~department~~ division or an examiner, ~~which~~ that would require the employee to travel
7 a distance of 100 miles or more from his or her place of residence, unless the employee
8 has claimed compensation for treatment from a practitioner whose office is located
9 100 miles or more from the employee's place of residence or the ~~department~~ division
10 or examiner determines that any other circumstances warrant the examination. If
11 the employee has claimed compensation for treatment from a practitioner whose
12 office is located 100 miles or more from the employee's place of residence, the
13 employer or insurer may request, or the ~~department~~ division or an examiner may
14 direct, the employee to submit to a physical examination in the area where the
15 employee's treatment practitioner is located.

16 **SECTION 2765.** 102.13 (5) of the statutes is amended to read:

17 102.13 (5) The ~~department~~ division may refuse to receive testimony as to
18 conditions determined from an autopsy if it appears that the party offering the
19 testimony had procured the autopsy and had failed to make reasonable effort to
20 notify at least one party in adverse interest or the ~~department~~ division at least 12
21 hours before the autopsy of the time and place at which the autopsy would be
22 performed, or that the autopsy was performed by or at the direction of the coroner
23 or medical examiner or at the direction of the district attorney for purposes not
24 authorized by under ch. 979. The ~~department~~ division may withhold findings until
25 an autopsy is held in accordance with its directions.

SENATE BILL 21**SECTION 2766**

1 **SECTION 2766.** 102.14 (title) of the statutes is amended to read:

2 **102.14 (title) Jurisdiction of department office; advisory committee.**

3 **SECTION 2767.** 102.14 (1) of the statutes is amended to read:

4 102.14 (1) This Except as otherwise provided, this chapter shall be
5 administered by the department office.

6 **SECTION 2768.** 102.14 (2) of the statutes is amended to read:

7 102.14 (2) The council on worker’s compensation shall advise the department
8 office in carrying out the purposes of this chapter. ~~Such council,~~ shall submit its
9 recommendations with respect to amendments to this chapter to each regular
10 session of the legislature, and shall report its views upon any pending bill relating
11 to this chapter to the proper legislative committee. At the request of the chairpersons
12 of the senate and assembly committees on labor, the department office shall schedule
13 a meeting of the council with the members of the senate and assembly committees
14 on labor to review and discuss matters of legislative concern arising under this
15 chapter.

16 **SECTION 2769.** 102.15 (1) of the statutes is amended to read:

17 102.15 (1) Subject to this chapter, the department division may adopt its own
18 rules of procedure and may change the same from time to time.

19 **SECTION 2770.** 102.15 (2) of the statutes is amended to read:

20 102.15 (2) The department division may provide by rule the conditions under
21 which transcripts or electronic recordings of testimony and proceedings shall be
22 furnished.

23 **SECTION 2771.** 102.15 (3) of the statutes is amended to read:

24 102.15 (3) All testimony at any hearing held under this chapter shall be taken
25 ~~down by a stenographic reporter, except that in case of an emergency, as determined~~

SENATE BILL 21**SECTION 2771**

1 ~~by recorded by electronic means. That testimony need not be transcribed, unless the~~
2 ~~examiner conducting the hearing, testimony may be recorded by a recording machine~~
3 ~~orders otherwise. The division shall furnish a copy of an electronic recording made~~
4 ~~under this subsection or a transcript ordered under this subsection to the parties~~
5 ~~upon payment of any fee required by the division by rule.~~

6 **SECTION 2772.** 102.16 (1) of the statutes is amended to read:

7 102.16 (1) Any controversy concerning compensation or a violation of sub. (3),
8 including ~~controversies~~ a controversy in which the state may be a party, shall be
9 submitted to the ~~department~~ division in the manner and with the effect provided in
10 this chapter. ~~Every compromise of any claim for compensation may be reviewed and~~
11 ~~set aside, modified or confirmed by the department within~~ Within one year ~~from~~ after
12 ~~the date the~~ on which a compromise of any claim for compensation is filed with the
13 ~~department, or from~~ division or the date on which an award has been entered, ~~based~~
14 ~~thereon, or the department may take that action based on a compromise, the~~
15 division, on its own motion or upon application made within one year that period,
16 may review and set aside, modify, or confirm the compromise. Unless the word
17 “compromise” appears in a stipulation of settlement, the settlement shall not be
18 ~~deemed~~ considered a compromise, and further claim is not barred except as provided
19 in s. 102.17 (4) regardless of whether an award is made. The employer, insurer, or
20 dependent under s. 102.51 (5) shall have equal rights with the employee to have
21 ~~review of a compromise or any other stipulation of settlement~~ reviewed under this
22 subsection. Upon petition filed with the ~~department~~ division, the ~~department~~
23 division may set aside the award or otherwise determine the rights of the parties.

24 **SECTION 2773.** 102.16 (1m) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 2773**

1 102.16 (1m) (a) If an insurer or self-insured employer concedes by compromise
2 under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured
3 employer is liable under this chapter for any health services provided to an injured
4 employee by a health service provider, but disputes the reasonableness of the fee
5 charged by the health service provider, the ~~department~~ division may include in its
6 order confirming the compromise or stipulation a determination made by the office
7 under sub. (2) as to the reasonableness of the fee or ~~the department, if such a~~
8 determination has not yet been made, the division may notify, or direct the insurer
9 or self-insured employer to notify, the health service provider under sub. (2) (b) that
10 the reasonableness of the fee is in dispute. ~~The department shall deny payment of~~
11 ~~a health service fee that the department determines under this paragraph to be~~
12 ~~unreasonable. A health service provider and an insurer or self-insured employer~~
13 ~~that are parties to a fee dispute under this paragraph are bound by the department's~~
14 ~~determination under this paragraph on the reasonableness of the disputed fee,~~
15 ~~unless that determination is set aside, reversed, or modified by the department~~
16 ~~under sub. (2) (f) or is set aside on judicial review as provided in sub. (2) (f).~~

17 **SECTION 2774.** 102.16 (1m) (b) of the statutes is amended to read:

18 102.16 (1m) (b) If an insurer or self-insured employer concedes by compromise
19 under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured
20 employer is liable under this chapter for any treatment provided to an injured
21 employee by a health service provider, but disputes the necessity of the treatment,
22 the ~~department~~ division may include in its order confirming the compromise or
23 stipulation a determination made by the office under sub. (2m) as to the necessity of
24 the treatment or ~~the department, if such a determination has not yet been made, the~~
25 division may notify, or direct the insurer or self-insured employer to notify, the

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1 health service provider under sub. (2m) (b) that the necessity of the treatment is in
2 dispute. ~~Before determining under this paragraph the necessity of treatment~~
3 ~~provided to an injured employee, the department may, but is not required to, obtain~~
4 ~~the opinion of an expert selected by the department who is qualified as provided in~~
5 ~~sub. (2m) (e). The standards promulgated under sub. (2m) (g) shall be applied by an~~
6 ~~expert and by the department in rendering an opinion as to, and in determining,~~
7 ~~necessity of treatment under this paragraph. In cases in which no standards~~
8 ~~promulgated under sub. (2m) (g) apply, the department shall find the facts regarding~~
9 ~~necessity of treatment. The department shall deny payment for any treatment that~~
10 ~~the department determines under this paragraph to be unnecessary. A health~~
11 ~~service provider and an insurer or self-insured employer that are parties to a dispute~~
12 ~~under this paragraph over the necessity of treatment are bound by the department's~~
13 ~~determination under this paragraph on the necessity of the disputed treatment,~~
14 ~~unless that determination is set aside, reversed, or modified by the department~~
15 ~~under sub. (2m) (e) or is set aside on judicial review as provided in sub. (2m) (e).~~

16 **SECTION 2775.** 102.16 (1m) (c) of the statutes is amended to read:

17 102.16 (1m) (c) If an insurer or self-insured employer concedes by compromise
18 under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured
19 employer is liable under this chapter for the cost of a prescription drug dispensed
20 under s. 102.425 (2) for outpatient use by an injured employee, but disputes the
21 reasonableness of the amount charged for the prescription drug, the department
22 division may include in its order confirming the compromise or stipulation a
23 determination made by the office under s. 102.425 (4m) as to the reasonableness of
24 the prescription drug charge or the department, if such a determination has not yet
25 been made, the division may notify, or direct the insurer or self-insured employer to

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1 notify, the pharmacist or practitioner dispensing the prescription drug under s.
2 102.425 (4m) (b) that the reasonableness of the prescription drug charge is in
3 dispute. ~~The department shall deny payment of a prescription drug charge that the~~
4 ~~department determines under this paragraph to be unreasonable. A pharmacist or~~
5 ~~practitioner and an insurer or self-insured employer that are parties to a dispute~~
6 ~~under this paragraph over the reasonableness of a prescription drug charge are~~
7 ~~bound by the department's determination under this paragraph on the~~
8 ~~reasonableness of the disputed prescription drug charge, unless that determination~~
9 ~~is set aside, reversed, or modified by the department under s. 102.425 (4m) (e) or is~~
10 ~~set aside on judicial review as provided in s. 102.425 (4m) (e).~~

11 **SECTION 2776.** 102.16 (2) (a) of the statutes is amended to read:

12 102.16 (2) (a) Except as provided in this paragraph, the department office has
13 jurisdiction ~~under this subsection, sub. (1m) (a), and s. 102.17~~ to resolve a dispute
14 between a health service provider and an insurer or self-insured employer over the
15 reasonableness of a fee charged by the health service provider for health services
16 provided to an injured employee who claims benefits under this chapter. A health
17 service provider may not submit a fee dispute to the department office under this
18 subsection before all treatment by the health service provider of the employee's
19 injury has ended if the amount in controversy, whether based on a single charge or
20 a combination of charges for one or more days of service, is less than \$25. After all
21 treatment by a health service provider of an employee's injury has ended, the health
22 service provider may submit any fee dispute to the department office, regardless of
23 the amount in controversy. The department office shall deny payment of a health
24 service fee that the department office determines under this subsection to be
25 unreasonable.

SENATE BILL 21**SECTION 2777**

1 **SECTION 2777.** 102.16 (2) (am) of the statutes is amended to read:

2 102.16 (2) (am) A health service provider and an insurer or self-insured
3 employer that are parties to a fee dispute under this subsection are bound by the
4 department's office's determination under this subsection on the reasonableness of
5 the disputed fee, unless that determination is set aside on judicial review as provided
6 in par. (f).

7 **SECTION 2778.** 102.16 (2) (b) of the statutes is amended to read:

8 102.16 (2) (b) An insurer or self-insured employer that disputes the
9 reasonableness of a fee charged by a health service provider or the ~~department~~ office
10 under sub. (1m) (a) or s. 102.18 (1) (bg) 1. shall provide reasonable written notice to
11 the health service provider that the fee is being disputed. After receiving reasonable
12 written notice under this paragraph or under sub. (1m) (a) or s. 102.18 (1) (bg) 1. that
13 a health service fee is being disputed, a health service provider may not collect the
14 disputed fee from, or bring an action for collection of the disputed fee against, the
15 employee who received the services for which the fee was charged.

16 **SECTION 2779.** 102.16 (2) (c) of the statutes is amended to read:

17 102.16 (2) (c) After a fee dispute is submitted to the ~~department~~ office, the
18 insurer or self-insured employer that is a party to the dispute shall provide to the
19 ~~department~~ office information on that fee and information on fees charged by other
20 health service providers for comparable services. The insurer or self-insured
21 employer shall obtain the information on comparable fees from a database that is
22 certified by the ~~department~~ office under par. (h). Except as provided in par. (e) 1., if
23 the insurer or self-insured employer does not provide the information required
24 under this paragraph, the ~~department~~ office shall determine that the disputed fee
25 is reasonable and order that it be paid. If the insurer or self-insured employer

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1 provides the information required under this paragraph, the department office shall
2 use that information to determine the reasonableness of the disputed fee.

3 **SECTION 2780.** 102.16 (2) (d) of the statutes is amended to read:

4 102.16 (2) (d) The department office shall analyze the information provided to
5 the department office under par. (c) according to the criteria provided in this
6 paragraph to determine the reasonableness of the disputed fee. Except as provided
7 in 2011 Wisconsin Act 183, section 30 (2) (b), the department office shall determine
8 that a disputed fee is reasonable and order that the disputed fee be paid if that fee
9 is at or below the mean fee for the health service procedure for which the disputed
10 fee was charged, plus 1.2 standard deviations from that mean, as shown by data from
11 a database that is certified by the department office under par. (h). Except as
12 provided in 2011 Wisconsin Act 183, section 30 (2) (b), the department office shall
13 determine that a disputed fee is unreasonable and order that a reasonable fee be paid
14 if the disputed fee is above the mean fee for the health service procedure for which
15 the disputed fee was charged, plus 1.2 standard deviations from that mean, as shown
16 by data from a database that is certified by the department office under par. (h),
17 unless the health service provider proves to the satisfaction of the department office
18 that a higher fee is justified because the service provided in the disputed case was
19 more difficult or more complicated to provide than in the usual case.

20 **SECTION 2781.** 102.16 (2) (e) 1. of the statutes is amended to read:

21 102.16 (2) (e) 1. Subject to subd. 2., if an insurer or self-insured employer that
22 disputes the reasonableness of a fee charged by a health service provider cannot
23 provide information on fees charged by other health service providers for comparable
24 services because the database to which the insurer or self-insured employer
25 subscribes is not able to provide accurate information for the health service

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1 procedure at issue, the department office may use any other information that the
2 department office considers to be reliable and relevant to the disputed fee to
3 determine the reasonableness of the disputed fee.

4 **SECTION 2782.** 102.16 (2) (e) 2. of the statutes is amended to read:

5 102.16 (2) (e) 2. Notwithstanding subd. 1., the department office may use only
6 a hospital radiology database that has been certified by the department office under
7 par. (h) to determine the reasonableness of a hospital fee for radiology services.

8 **SECTION 2783.** 102.16 (2) (f) of the statutes is amended to read:

9 102.16 (2) (f) Within 30 days after a determination under this subsection, the
10 department office may set aside, reverse, or modify the determination for any reason
11 that the department office considers sufficient. Within 60 days after a determination
12 under this subsection, the department office may set aside, reverse, or modify the
13 determination on grounds of mistake. A health service provider, insurer, or
14 self-insured employer that is aggrieved by a determination of the department office
15 under this subsection may seek judicial review of that determination in the same
16 manner that compensation claims are reviewed under s. 102.23.

17 **SECTION 2784.** 102.16 (2) (h) of the statutes is amended to read:

18 102.16 (2) (h) The department office shall promulgate rules establishing
19 procedures and requirements for the fee dispute resolution process under this
20 subsection, including rules specifying the standards that health service fee
21 databases must meet for certification under this paragraph. Using those standards,
22 the department office shall certify databases of the health service fees that various
23 health service providers charge. In certifying databases under this paragraph, the
24 department office shall certify at least one database of hospital fees for radiology

SENATE BILL 21**SECTION 2784**

1 services, including diagnostic and interventional radiology, diagnostic ultrasound,
2 and nuclear medicine.

3 **SECTION 2785.** 102.16 (2m) (a) of the statutes is amended to read:

4 102.16 **(2m)** (a) Except as provided in this paragraph, the ~~department~~ office
5 has jurisdiction ~~under this subsection, sub. (1m) (b), and s. 102.17~~ to resolve a dispute
6 between a health service provider and an insurer or self-insured employer over the
7 necessity of treatment provided for an injured employee who claims benefits under
8 this chapter. A health service provider may not submit a dispute over necessity of
9 treatment to the ~~department~~ office under this subsection before all treatment by the
10 health service provider of the employee's injury has ended if the amount in
11 controversy, whether based on a single charge or a combination of charges for one or
12 more days of service, is less than \$25. After all treatment by a health service provider
13 of an employee's injury has ended, the health service provider may submit any
14 dispute over necessity of treatment to the ~~department~~ office, regardless of the
15 amount in controversy. The ~~department~~ office shall deny payment for any treatment
16 that the ~~department~~ office determines under this subsection to be unnecessary.

17 **SECTION 2786.** 102.16 (2m) (am) of the statutes is amended to read:

18 102.16 **(2m)** (am) A health service provider and an insurer or self-insured
19 employer that are parties to a dispute under this subsection over the necessity of
20 treatment are bound by the department's office's determination under this
21 subsection on the necessity of the disputed treatment, unless that determination is
22 set aside on judicial review as provided in par. (e).

23 **SECTION 2787.** 102.16 (2m) (b) of the statutes is amended to read:

24 102.16 **(2m)** (b) An insurer or self-insured employer that disputes the
25 necessity of treatment provided by a health service provider or the ~~department~~

SENATE BILL 21**SECTION 2787**

1 division under sub. (1m) (b) or s. 102.18 (1) (bg) 2. shall provide reasonable written
2 notice to the health service provider that the necessity of that treatment is being
3 disputed. After receiving reasonable written notice under this paragraph or under
4 sub. (1m) (b) or s. 102.18 (1) (bg) 2. that the necessity of treatment is being disputed,
5 a health service provider may not collect a fee for that disputed treatment from, or
6 bring an action for collection of the fee for that disputed treatment against, the
7 employee who received the treatment.

8 **SECTION 2788.** 102.16 (2m) (c) of the statutes is amended to read:

9 102.16 (2m) (c) Before determining under this subsection the necessity of
10 treatment provided for an injured employee who claims benefits under this chapter,
11 the ~~department~~ office shall obtain a written opinion on the necessity of the treatment
12 in dispute from an expert selected by the ~~department~~ office. To qualify as an expert,
13 a person must be licensed to practice the same health care profession as the
14 individual health service provider whose treatment is under review and must either
15 be performing services for an impartial health care services review organization or
16 be a member of an independent panel of experts established by the ~~department~~ office
17 under par. (f). The standards promulgated under par. (g) shall be applied by an
18 expert and by the ~~department~~ office in rendering an opinion as to, and in
19 determining, necessity of treatment under this paragraph. In cases in which no
20 standards promulgated under sub. (2m) (g) apply, the ~~department~~ office shall find
21 the facts regarding necessity of treatment. The ~~department~~ office shall adopt the
22 written opinion of the expert as the ~~department's~~ office's determination on the issues
23 covered in the written opinion, unless the health service provider or the insurer or
24 self-insured employer present clear and convincing written evidence that the
25 expert's opinion is in error.

SENATE BILL 21**SECTION 2789**

1 **SECTION 2789.** 102.16 (2m) (d) of the statutes is amended to read:

2 102.16 **(2m)** (d) The ~~department~~ office may charge a party to a dispute over the
3 necessity of treatment provided for an injured employee who claims benefits under
4 this chapter for the full cost of obtaining the written opinion of the expert under par.
5 (c). The ~~department~~ office shall charge the insurer or self-insured employer for the
6 full cost of obtaining the written opinion of the expert for the first dispute that a
7 particular individual health service provider is involved in, unless the ~~department~~
8 office determines that the individual health service provider's position in the dispute
9 is frivolous or based on fraudulent representations. In a subsequent dispute
10 involving the same individual health service provider, the ~~department~~ office shall
11 charge the losing party to the dispute for the full cost of obtaining the written opinion
12 of the expert.

13 **SECTION 2790.** 102.16 (2m) (e) of the statutes is amended to read:

14 102.16 **(2m)** (e) Within 30 days after a determination under this subsection, the
15 ~~department~~ office may set aside, reverse, or modify the determination for any reason
16 that the ~~department~~ office considers sufficient. Within 60 days after a determination
17 under this subsection, the ~~department~~ office may set aside, reverse, or modify the
18 determination on grounds of mistake. A health service provider, insurer, or
19 self-insured employer that is aggrieved by a determination of the ~~department~~ office
20 under this subsection may seek judicial review of that determination in the same
21 manner that compensation claims are reviewed under s. 102.23.

22 **SECTION 2791.** 102.16 (2m) (f) of the statutes is amended to read:

23 102.16 **(2m)** (f) The ~~department~~ office may contract with an impartial health
24 care services review organization to provide the expert opinions required under par.
25 (c), or establish a panel of experts to provide those opinions, or both. If the

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1 department office establishes a panel of experts to provide the expert opinions
2 required under par. (c), the department office may pay the members of that panel a
3 reasonable fee, plus actual and necessary expenses, for their services.

4 **SECTION 2792.** 102.16 (2m) (g) of the statutes is amended to read:

5 102.16 (2m) (g) The department office shall promulgate rules establishing
6 procedures and requirements for the necessity of treatment dispute resolution
7 process under this subsection, including rules setting the fees under par. (f) and rules
8 establishing standards for determining the necessity of treatment provided to an
9 injured employee. Before the department office may amend the rules establishing
10 those standards, the department office shall establish an advisory committee under
11 s. 227.13 composed of health care providers providing treatment under s. 102.42 to
12 advise the department office and the council on worker's compensation on amending
13 those rules.

14 **SECTION 2793.** 102.16 (4) of the statutes is amended to read:

15 102.16 (4) The department division has jurisdiction to pass on any question
16 arising out of sub. (3) and has jurisdiction to order the employer to reimburse an
17 employee or other person for any sum deducted from wages or paid by him or her in
18 violation of that subsection. In addition to the penalty provided in s. 102.85 (1), any
19 employer violating sub. (3) shall be liable to an injured employee for the reasonable
20 value of the necessary services rendered to that employee pursuant to under any
21 arrangement made in violation of sub. (3) without regard to that employee's actual
22 disbursements for ~~the same~~ those services.

23 **SECTION 2794.** 102.17 (1) (a) 1. of the statutes is amended to read:

24 102.17 (1) (a) 1. Upon the filing with the department division by any party in
25 interest of any application in writing stating the general nature of any claim as to

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1 which any dispute or controversy may have arisen, the ~~department~~ division shall
2 electronically deliver or mail a copy of the application to all other parties in interest,
3 and the insurance carrier shall be considered a party in interest. The ~~department~~
4 division may bring in additional parties by service of a copy of the application.

5 **SECTION 2795.** 102.17 (1) (a) 2. of the statutes is amended to read:

6 102.17 (1) (a) 2. Subject to subd. 3., the ~~department~~ division shall cause notice
7 of hearing on the application to be given to each interested party, by service of that
8 notice on the interested party personally, by electronically delivering a copy of that
9 notice to the interested party, or by mailing a copy of that notice to the interested
10 party's last-known address at least 10 days before the hearing. If a party in interest
11 is located without this state, and has no post-office address within this state, the
12 copy of the application and copies of all notices shall be filed with the department
13 of financial institutions and professional standards and shall also be sent by
14 registered or certified mail to the last-known post-office address of the party. Such
15 filing and mailing shall constitute sufficient service, with the same effect as if served
16 upon a party located within this state.

17 **SECTION 2796.** 102.17 (1) (a) 3. of the statutes is amended to read:

18 102.17 (1) (a) 3. If a party in interest claims that the employer or insurer has
19 acted with malice or bad faith, as described in s. 102.18 (1) (b) or (bp), that party shall
20 provide written notice stating with reasonable specificity the basis for the claim to
21 the employer, the insurer, the office, and the ~~department~~ division before the
22 ~~department~~ division schedules a hearing on the claim of malice or bad faith.

23 **SECTION 2797.** 102.17 (1) (a) 4. of the statutes is amended to read:

24 102.17 (1) (a) 4. The hearing may be adjourned in the discretion of the
25 ~~department~~ division, and hearings may be held at such places as the ~~department~~

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1 division designates, within or without the state. The ~~department~~ division may also
2 arrange to have hearings held by the commission, officer, or tribunal having
3 authority to hear cases arising under the worker's compensation law of any other
4 state, of the District of Columbia, or of any territory of the United States, with the
5 testimony and proceedings at any such hearing to be reported to the ~~department~~
6 division and to be made part of the record in the case. Any evidence so taken shall
7 be subject to rebuttal upon final hearing before the ~~department~~ division.

8 **SECTION 2798.** 102.17 (1) (b) of the statutes is amended to read:

9 102.17 (1) (b) In any dispute or controversy pending before the ~~department~~
10 division, the ~~department~~ division may direct the parties to appear before an
11 examiner for a conference to consider the clarification of issues, the joining of
12 additional parties, the necessity or desirability of amendments to the pleadings, the
13 obtaining of admissions of fact or of documents, records, reports, and bills ~~which~~ that
14 may avoid unnecessary proof, and such other matters as may aid in disposition of the
15 dispute or controversy. After ~~this~~ that conference the ~~department~~ division may issue
16 an order requiring disclosure or exchange of any information or written material
17 ~~which it~~ that the division considers material to the timely and orderly disposition of
18 the dispute or controversy. If a party fails to disclose or exchange that information
19 within the time stated in the order, the ~~department~~ division may issue an order
20 dismissing the claim without prejudice or excluding evidence or testimony relating
21 to the information or written material. The ~~department~~ division shall provide each
22 party with a copy of any order issued under this paragraph.

23 **SECTION 2799.** 102.17 (1) (c) of the statutes is renumbered 102.17 (1) (c) 1. and
24 amended to read:

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1 102.17 (1) (c) 1. Any party shall have the right to be present at any hearing,
2 in person or by attorney or any other agent, and to present such testimony as may
3 be pertinent to the controversy before the ~~department~~ division. No person, firm, or
4 corporation, other than an attorney at law who is licensed to practice law in the state,
5 may appear on behalf of any party in interest before the ~~department~~ division or any
6 member or employee of the ~~department~~ division assigned to conduct any hearing,
7 investigation, or inquiry relative to a claim for compensation or benefits under this
8 chapter, unless the person is 18 years of age or older, does not have an arrest or
9 conviction record, subject to ss. 111.321, 111.322 and 111.335, is otherwise qualified,
10 and has obtained from the ~~department~~ office a license with authorization to appear
11 in matters or proceedings before the ~~department~~ division. Except as provided under
12 pars. (cm), (cr), and (ct), the license shall be issued by the ~~department~~ office under
13 rules promulgated by the ~~department~~ office. The ~~department~~ office shall maintain
14 in its office a current list of persons to whom licenses have been issued.

15 2. Any license issued under subd. 1. may be suspended or revoked by the
16 ~~department~~ office for fraud or serious misconduct on the part of an agent, ~~any license~~
17 may be denied, suspended, nonrenewed, or otherwise withheld by the ~~department~~
18 office for failure to pay court-ordered payments as provided in par. (cm) on the part
19 of an agent, and ~~any license~~ may be denied or revoked if the department of revenue
20 certifies under s. 73.0301 that the applicant or licensee is liable for delinquent taxes
21 or if the department of workforce development determines under ~~par. (ct)~~ s. 108.227
22 that the applicant or licensee is liable for delinquent unemployment insurance
23 contributions. Before suspending or revoking the license of the agent on the grounds
24 of fraud or misconduct, the ~~department~~ office shall give notice in writing to the agent
25 of the charges of fraud or misconduct and shall give the agent full opportunity to be

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1 heard in relation to those charges. In denying, suspending, restricting, refusing to
2 renew, or otherwise withholding a license for failure to pay court-ordered payments
3 as provided in par. (cm), the ~~department~~ office shall follow the procedure provided
4 in a memorandum of understanding entered into under s. 49.857. ~~The license and~~
5 ~~certificate of authority shall, unless~~

6 3. Unless otherwise suspended or revoked, a license issued under subd. 1. shall
7 be in force from the date of issuance until the June 30 following the date of issuance
8 and may be renewed by the ~~department~~ office from time to time, but each renewed
9 license shall expire on the June 30 following the issuance of the renewed license.

10 **SECTION 2800.** 102.17 (1) (cg) 1. of the statutes is amended to read:

11 102.17 (1) (cg) 1. Except as provided in subd. 2m., the ~~department~~ office shall
12 require each applicant for a license under par. (c) who is an individual to provide the
13 ~~department~~ office with the applicant's social security number, and shall require each
14 applicant for a license under par. (c) who is not an individual to provide the
15 ~~department~~ office with the applicant's federal employer identification number, when
16 initially applying for or applying to renew the license.

17 **SECTION 2801.** 102.17 (1) (cg) 2. of the statutes is amended to read:

18 102.17 (1) (cg) 2. If an applicant who is an individual fails to provide the
19 applicant's social security number to the ~~department~~ office or if an applicant who is
20 not an individual fails to provide the applicant's federal employer identification
21 number to the ~~department~~ office, the ~~department~~ office may not issue or renew a
22 license under par. (c) to or for the applicant unless the applicant is an individual who
23 does not have a social security number and the applicant submits a statement made
24 or subscribed under oath or affirmation as required under subd. 2m.

25 **SECTION 2802.** 102.17 (1) (cg) 2m. of the statutes is amended to read:

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1 102.17 (1) (cg) 2m. If an applicant who is an individual does not have a social
2 security number, the applicant shall submit a statement made or subscribed under
3 oath or affirmation to the ~~department~~ office that the applicant does not have a social
4 security number. The form of the statement shall be prescribed by the ~~department~~
5 office. A license issued in reliance upon a false statement submitted under this
6 subdivision is invalid.

7 **SECTION 2803.** 102.17 (1) (cg) 3. of the statutes is amended to read:

8 102.17 (1) (cg) 3. The ~~department of workforce development~~ office may not
9 disclose any information received under subd. 1. to any person except to the
10 department of revenue for the sole purpose of requesting certifications under s.
11 73.0301, the department of workforce development for the sole purpose of requesting
12 certifications under s. 108.227, or the department of children and families for
13 purposes of administering s. 49.22.

14 **SECTION 2804.** 102.17 (1) (cm) of the statutes is amended to read:

15 102.17 (1) (cm) The ~~department of workforce development~~ office shall deny,
16 suspend, restrict, refuse to renew, or otherwise withhold a license under par. (c) for
17 failure of the applicant or agent to pay court-ordered payments of child or family
18 support, maintenance, birth expenses, medical expenses, or other expenses related
19 to the support of a child or former spouse or for failure of the applicant or agent to
20 comply, after appropriate notice, with a subpoena or warrant issued by the
21 department of children and families or a county child support agency under s. 59.53
22 (5) and related to paternity or child support proceedings, as provided in a
23 memorandum of understanding entered into under s. 49.857. Notwithstanding par.
24 (c), an action taken under this paragraph is subject to review only as provided in the

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1 memorandum of understanding entered into under s. 49.857 and not as provided in
2 ch. 227.

3 **SECTION 2805.** 102.17 (1) (cr) of the statutes is amended to read:

4 102.17 (1) (cr) The ~~department~~ office shall deny an application for the issuance
5 or renewal of a license under par. (c), or revoke such a license already issued, if the
6 department of revenue certifies under s. 73.0301 that the applicant or licensee is
7 liable for delinquent taxes. Notwithstanding par. (c), an action taken under this
8 paragraph is subject to review only as provided under s. 73.0301 (5) and not as
9 provided in ch. 227.

10 **SECTION 2806.** 102.17 (1) (ct) of the statutes is repealed and recreated to read:

11 102.17 (1) (ct) The office shall deny an application for the issuance or renewal
12 of a license under par. (c), or revoke such a license already issued, if the department
13 of workforce development certifies under s. 108.227 that the applicant or licensee is
14 liable for delinquent unemployment insurance contributions. Notwithstanding par.
15 (c), an action taken under this paragraph is subject to review only as provided under
16 s. 108.227 (5) and not as provided in ch. 227.

17 **SECTION 2807.** 102.17 (1) (d) 1. of the statutes is amended to read:

18 102.17 (1) (d) 1. The contents of certified medical and surgical reports by
19 physicians, podiatrists, surgeons, dentists, psychologists, physician assistants,
20 advanced practice nurse prescribers, and chiropractors licensed in and practicing in
21 this state, and of certified reports by experts concerning loss of earning capacity
22 under s. 102.44 (2) and (3), presented by a party for compensation constitute prima
23 facie evidence as to the matter contained in those reports, subject to any rules and
24 limitations the department division prescribes. Certified reports of physicians,
25 podiatrists, surgeons, dentists, psychologists, physician assistants, advanced

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1 practice nurse prescribers, and chiropractors, wherever licensed and practicing, who
2 have examined or treated the claimant, and of experts, if the practitioner or expert
3 consents to being subjected to cross-examination, also constitute prima facie
4 evidence as to the matter contained in those reports. Certified reports of physicians,
5 podiatrists, surgeons, psychologists, and chiropractors are admissible as evidence of
6 the diagnosis, necessity of the treatment, and cause and extent of the disability.
7 Certified reports by doctors of dentistry, physician assistants, and advanced practice
8 nurse prescribers are admissible as evidence of the diagnosis and necessity of
9 treatment but not of the cause and extent of disability. Any physician, podiatrist,
10 surgeon, dentist, psychologist, chiropractor, physician assistant, advanced practice
11 nurse prescriber, or expert who knowingly makes a false statement of fact or opinion
12 in such a certified report may be fined or imprisoned, or both, under s. 943.395.

13 **SECTION 2808.** 102.17 (1) (d) 2. of the statutes is amended to read:

14 102.17 (1) (d) 2. The record of a hospital or sanatorium in this state that is
15 satisfactory to the department division, established by certificate, affidavit, or
16 testimony of the supervising officer of the hospital or sanatorium, any other person
17 having charge of the record, or a physician, podiatrist, surgeon, dentist, psychologist,
18 physician assistant, advanced practice nurse prescriber, or chiropractor to be the
19 record of the patient in question, and made in the regular course of examination or
20 treatment of the patient, constitutes prima facie evidence as to the matter contained
21 in the record, to the extent that the record is otherwise competent and relevant.

22 **SECTION 2809.** 102.17 (1) (d) 3. of the statutes is amended to read:

23 102.17 (1) (d) 3. The department division may, by rule, establish the
24 qualifications of and the form used for certified reports submitted by experts who
25 provide information concerning loss of earning capacity under s. 102.44 (2) and (3).

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1 The ~~department~~ division may not admit into evidence a certified report of a
2 practitioner or other expert or a record of a hospital or sanatorium that was not filed
3 with the ~~department~~ division and all parties in interest at least 15 days before the
4 date of the hearing, unless the ~~department~~ division is satisfied that there is good
5 cause for the failure to file the report.

6 **SECTION 2810.** 102.17 (1) (d) 4. of the statutes is amended to read:

7 102.17 (1) (d) 4. A report or record described in subd. 1., 2., or 3. that is admitted
8 or received into evidence by the ~~department~~ division constitutes substantial
9 evidence under s. 102.23 (6) as to the matter contained in the report or record.

10 **SECTION 2811.** 102.17 (1) (e) of the statutes is amended to read:

11 102.17 (1) (e) The ~~department~~ division may, with or without notice to any party,
12 cause testimony to be taken, an inspection of the premises where the injury occurred
13 to be made, or the time books and payrolls of the employer to be examined by any
14 examiner, and may direct any employee claiming compensation to be examined by
15 a physician, chiropractor, psychologist, dentist, or podiatrist. The testimony so
16 taken, and the results of any such inspection or examination, shall be reported to the
17 ~~department~~ division for its consideration upon final hearing. All ex parte testimony
18 taken by the ~~department~~ division shall be reduced to writing, and any party shall
19 have opportunity to rebut that testimony on final hearing.

20 **SECTION 2812.** 102.17 (1) (f) of the statutes is amended to read:

21 102.17 (1) (f) Sections 804.05 and 804.07 shall not apply to proceedings under
22 this chapter, except as to a witness who is any of the following:

- 23 1. ~~Who is beyond~~ Beyond reach of the subpoena of the ~~department~~; or division.
- 24 2. ~~Who is about~~ About to go out of the state, not intending to return in time for
25 the ~~hearing~~; or hearing.

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1 3. ~~Who is so~~ So sick, infirm, or aged as to make it probable that the witness will
2 not be able to attend the ~~hearing; or~~ hearing.

3 4. ~~Who is a~~ A member of the legislature, if any committee of the ~~same or~~
4 legislature or of the house of which the witness is a member, is in session, ~~provided~~
5 and the witness waives his or her privilege.

6 **SECTION 2813.** 102.17 (1) (g) of the statutes is amended to read:

7 102.17 (1) (g) Whenever the testimony presented at any hearing indicates a
8 dispute or creates a doubt as to the extent or cause of disability or death, the
9 ~~department~~ division may direct that the injured employee be examined, that an
10 autopsy be performed, or that an opinion be obtained without examination or
11 autopsy, by or from an impartial, competent physician, chiropractor, dentist,
12 psychologist or podiatrist designated by the ~~department~~ division who is not under
13 contract with or regularly employed by a compensation insurance carrier or
14 self-insured employer. The expense of the examination, autopsy, or opinion shall be
15 paid by the employer or, if the employee claims compensation under s. 102.81, from
16 the uninsured employers fund. The report of the examination, autopsy, or opinion
17 shall be transmitted in writing to the ~~department~~ division and a copy of the report
18 shall be furnished by the ~~department~~ division to each party, who shall have an
19 opportunity to rebut ~~such~~ the report on further hearing.

20 **SECTION 2814.** 102.17 (1) (h) of the statutes is amended to read:

21 102.17 (1) (h) The contents of certified reports of investigation, made by
22 industrial safety specialists who are employed, contracted, or otherwise secured by
23 the ~~department~~ division and who are available for cross-examination, if served upon
24 the parties 15 days prior to hearing, shall constitute prima facie evidence as to
25 matter contained in those reports. A report described in this paragraph that is

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1 admitted or received into evidence by the department division constitutes
2 substantial evidence under s. 102.23 (6) as to the matter contained in the report.

3 **SECTION 2815.** 102.17 (2) of the statutes is amended to read:

4 102.17 (2) If the ~~department shall have~~ division has reason to believe that the
5 payment of compensation has not been made, ~~it~~ the division may on its own motion
6 give notice to the parties, in the manner provided for the service of an application,
7 of a time and place when a hearing will be held for the purpose of determining the
8 facts. ~~Such~~ The notice shall contain a statement of the matter to be considered.
9 ~~Thereafter all other~~ All provisions of this chapter governing proceedings on an
10 application shall ~~attach~~ apply, insofar as ~~the same may be applicable, to a proceeding~~
11 under this subsection. When the ~~department~~ division schedules a hearing on its own
12 motion, the ~~department~~ division does not become a party in interest and is not
13 required to appear at the hearing.

14 **SECTION 2816.** 102.17 (2m) of the statutes is amended to read:

15 102.17 (2m) Any ~~The division or any~~ The division or any party, including the department office,
16 may require any person to produce books, papers, and records at the hearing by
17 personal service of a subpoena upon the person along with a tender of witness fees
18 as provided in ss. 814.67 and 885.06. Except as provided in sub. (2s), the subpoena
19 shall be on a form provided by the ~~department~~ division and shall give the name and
20 address of the party requesting the subpoena.

21 **SECTION 2817.** 102.17 (2s) of the statutes is amended to read:

22 102.17 (2s) A party's attorney of record may issue a subpoena to compel the
23 attendance of a witness or the production of evidence. A subpoena issued by an
24 attorney must be in substantially the same form as provided in s. 805.07 (4) and must
25 be served in the manner provided in s. 805.07 (5). The attorney shall, at the time of

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1 issuance, send a copy of the subpoena to the ~~appeal tribunal~~ hearing examiner or
2 other representative of the ~~department~~ division responsible for conducting the
3 proceeding.

4 **SECTION 2818.** 102.17 (7) (b) of the statutes is amended to read:

5 102.17 (7) (b) Except as provided in par. (c), the ~~department~~ division shall
6 exclude from evidence testimony or certified reports from expert witnesses under
7 par. (a) offered by the party that raises the issue of loss of earning capacity if that
8 party failed to notify the ~~department~~ division and the other parties of interest, at
9 least 60 days before the date of the hearing, of the party's intent to provide the
10 testimony or reports and of the names of the expert witnesses involved. Except as
11 provided in par. (c), the ~~department~~ division shall exclude from evidence testimony
12 or certified reports from expert witnesses under par. (a) offered by a party of interest
13 in response to the party that raises the issue of loss of earning capacity if the
14 responding party failed to notify the ~~department~~ division and the other parties of
15 interest, at least 45 days before the date of the hearing, of the party's intent to provide
16 the testimony or reports and of the names of the expert witnesses involved.

17 **SECTION 2819.** 102.17 (7) (c) of the statutes is amended to read:

18 102.17 (7) (c) Notwithstanding the notice deadlines provided in par. (b), the
19 ~~department~~ division may receive in evidence testimony or certified reports from
20 expert witnesses under par. (a) when the applicable notice deadline under par. (b) is
21 not met if good cause is shown for the delay in providing the notice required under
22 par. (b) and if no party is prejudiced by the delay.

23 **SECTION 2820.** 102.17 (8) of the statutes is amended to read:

24 102.17 (8) Unless otherwise agreed to by all parties, an injured employee shall
25 file with the ~~department~~ division and serve on all parties at least 15 days before the

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1 date of the hearing an itemized statement of all medical expenses and incidental
2 compensation under s. 102.42 claimed by the injured employee. The itemized
3 statement shall include, if applicable, information relating to any travel expenses
4 incurred by the injured employee in obtaining treatment including the injured
5 employee's destination, number of trips, round trip mileage, and meal and lodging
6 expenses. The ~~department~~ division may not admit into evidence any information
7 relating to medical expenses and incidental compensation under s. 102.42 claimed
8 by an injured employee if the injured employee failed to file with the ~~department~~
9 division and serve on all parties at least 15 days before the date of the hearing an
10 itemized statement of the medical expenses and incidental compensation under s.
11 102.42 claimed by the injured employee, unless the ~~department~~ division is satisfied
12 that there is good cause for the failure to file and serve the itemized statement.

13 **SECTION 2821.** 102.175 (2) of the statutes is amended to read:

14 102.175 (2) If after a hearing or a prehearing conference the ~~department~~
15 division determines that an injured employee is entitled to compensation but that
16 there remains in dispute only the issue of which of 2 or more parties is liable for that
17 compensation, the ~~department~~ division may order one or more parties to pay
18 compensation in an amount, time, and manner as determined by the ~~department~~
19 division. If the ~~department~~ division later determines that another party is liable for
20 compensation, the ~~department~~ division shall order that other party to reimburse any
21 party that was ordered to pay compensation under this subsection.

22 **SECTION 2822.** 102.18 (1) (b) of the statutes is amended to read:

23 102.18 (1) (b) Within 90 days after the final hearing and close of the record, the
24 ~~department~~ division shall make and file its findings upon the ultimate facts involved
25 in the controversy, and its order, which shall state its the division's determination as

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1 to the rights of the parties. Pending the final determination of any controversy before
2 it, the ~~department may in its discretion~~ division, after any hearing, ~~may, in its~~
3 discretion, make interlocutory findings, orders, and awards, which may be enforced
4 in the same manner as final awards. The ~~department~~ division may include in any
5 interlocutory or final award or order an order directing the employer or insurer to pay
6 for any future treatment that may be necessary to cure and relieve the employee from
7 the effects of the injury. If the ~~department~~ division finds that the employer or insurer
8 has not paid any amount that the employer or insurer was directed to pay in any
9 interlocutory order or award and that the nonpayment was not in good faith, the
10 ~~department~~ division may include in its final award a penalty not exceeding ~~25%~~ 25
11 percent of each amount that was not paid as directed. When there is a finding that
12 the employee is in fact suffering from an occupational disease caused by the
13 employment of the employer against whom the application is filed, a final award
14 dismissing the application upon the ground that the applicant has suffered no
15 disability from the disease shall not bar any claim the employee may thereafter have
16 for disability sustained after the date of the award.

17 **SECTION 2823.** 102.18 (1) (bg) 1. of the statutes is amended to read:

18 102.18 (1) (bg) 1. If the ~~department~~ division finds under par. (b) that an insurer
19 or self-insured employer is liable under this chapter for any health services provided
20 to an injured employee by a health service provider, but that the reasonableness of
21 the fee charged by the health service provider is in dispute, the ~~department~~ division
22 may include in its order under par. (b) a determination made by the office under s.
23 102.16 (2) as to the reasonableness of the fee or ~~the department, if such a~~
24 determination has not yet been made, the division may notify, or direct the insurer
25 or self-insured employer to notify, the health service provider under s. 102.16 (2) (b)

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1 that the reasonableness of the fee is in dispute. ~~The department shall deny payment~~
2 ~~of a health service fee that the department determines under this subdivision to be~~
3 ~~unreasonable. An insurer or self-insured employer and a health service provider~~
4 ~~that are parties to a fee dispute under this subdivision are bound by the department's~~
5 ~~determination under this subdivision on the reasonableness of the disputed fee,~~
6 ~~unless that determination is set aside, reversed, or modified by the department~~
7 ~~under sub. (3) or by the commission under sub. (3) or (4) or is set aside on judicial~~
8 ~~review under s. 102.23.~~

9 **SECTION 2824.** 102.18 (1) (bg) 2. of the statutes is amended to read:

10 102.18 (1) (bg) 2. If the ~~department~~ division finds under par. (b) that an
11 employer or insurance carrier is liable under this chapter for any treatment provided
12 to an injured employee by a health service provider, but that the necessity of the
13 treatment is in dispute, the ~~department~~ division may include in its order under par.
14 (b) a determination made by the office under s. 102.16 (2m) as to the necessity of the
15 treatment or ~~the department, if such a determination has not yet been made, the~~
16 division may notify, or direct the employer or insurance carrier to notify, the health
17 service provider under s. 102.16 (2m) (b) that the necessity of the treatment is in
18 dispute. ~~Before determining under this subdivision the necessity of treatment~~
19 ~~provided to an injured employee, the department may, but is not required to, obtain~~
20 ~~the opinion of an expert selected by the department who is qualified as provided in~~
21 ~~s. 102.16 (2m) (c). The standards promulgated under s. 102.16 (2m) (g) shall be~~
22 ~~applied by an expert in rendering an opinion as to, and in determining, necessity of~~
23 ~~treatment under this subdivision. In cases in which no standards promulgated~~
24 ~~under s. 102.16 (2m) (g) apply, the department shall find the facts regarding~~
25 ~~necessity of treatment. The department shall deny payment for any treatment that~~

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1 ~~the department determines under this subdivision to be unnecessary. An insurer or~~
2 ~~self-insured employer and a health service provider that are parties to a dispute~~
3 ~~under this subdivision over the necessity of treatment are bound by the department's~~
4 ~~determination under this subdivision on the necessity of the disputed treatment,~~
5 ~~unless that determination is set aside, reversed, or modified by the department~~
6 ~~division under sub. (3) or by the commission under sub. (3) or (4) or is set aside on~~
7 ~~judicial review under s. 102.23.~~

8 **SECTION 2825.** 102.18 (1) (bg) 3. of the statutes is amended to read:

9 102.18 (1) (bg) 3. If the department division finds under par. (b) that an insurer
10 or self-insured employer is liable under this chapter for the cost of a prescription
11 drug dispensed under s. 102.425 (2) for outpatient use by an injured employee, but
12 that the reasonableness of the amount charged for that prescription drug is in
13 dispute, the department division may include in its order under par. (b) a
14 determination made by the office under s. 102.425 (4m) as to the reasonableness of
15 the prescription drug charge or ~~the department, if such a determination has not yet~~
16 ~~been made, the division~~ may notify, or direct the insurer or self-insured employer to
17 notify, the pharmacist or practitioner dispensing the prescription drug under s.
18 102.425 (4m) (b) that the reasonableness of the prescription drug charge is in
19 dispute. ~~The department shall deny payment of a prescription drug charge that the~~
20 ~~department determines under this subdivision to be unreasonable. An insurer or~~
21 ~~self-insured employer and a pharmacist or practitioner that are parties to a dispute~~
22 ~~under this subdivision over the reasonableness of a prescription drug charge are~~
23 ~~bound by the department's determination under par. (b) on the reasonableness of the~~
24 ~~disputed prescription drug charge, unless that determination is set aside, reversed,~~

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1 ~~or modified by the department under sub. (3) or by the commission under sub. (3) or~~
2 ~~(4) or is set aside on judicial review under s. 102.23.~~

3 **SECTION 2826.** 102.18 (1) (bp) of the statutes is amended to read:

4 102.18 (1) (bp) If the department division determines that the employer or
5 insurance carrier suspended, terminated, or failed to make payments or failed to
6 report an injury as a result of malice or bad faith, the department division may
7 include a penalty in an award to an employee for each event or occurrence of malice
8 or bad faith. ~~This~~ That penalty is the exclusive remedy against an employer or
9 insurance carrier for malice or bad faith. If ~~this~~ the penalty is imposed for an event
10 or occurrence of malice or bad faith that causes a payment that is due an injured
11 employee to be delayed in violation of s. 102.22 (1) or overdue in violation of s. 628.46
12 (1), the department division may not also order an increased payment under s.
13 102.22 (1) or the payment of interest under s. 628.46 (1). The department division
14 may award an amount that ~~it~~ the division considers just, not to exceed the lesser of
15 200 percent of total compensation due or \$30,000 for each event or occurrence of
16 malice or bad faith. The department division may assess the penalty against the
17 employer, the insurance carrier, or both. Neither the employer nor the insurance
18 carrier is liable to reimburse the other for the penalty amount. The department
19 division may, by rule, define actions ~~which~~ that demonstrate malice or bad faith.

20 **SECTION 2827.** 102.18 (1) (bw) of the statutes is amended to read:

21 102.18 (1) (bw) If an insurer, a self-insured employer, or, if applicable, the
22 uninsured employers fund pays compensation to an employee in excess of its liability
23 and another insurer is liable for all or part of the excess payment, the department
24 division may order the insurer ~~or self-insured employer~~ that is liable for that excess

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1 payment to reimburse the insurer or self-insured employer that made the excess
2 payment or, if applicable, the uninsured employers fund.

3 **SECTION 2828.** 102.18 (1) (c) of the statutes is amended to read:

4 102.18 (1) (c) If 2 or more examiners have conducted a formal hearing on a claim
5 and are unable to agree on the order or award to be issued, the decision shall be the
6 decision of the majority. If the examiners are equally divided on the decision, the
7 ~~department~~ division may appoint an additional examiner who shall review the
8 record and consult with the other examiners concerning their ~~personal~~ impressions
9 of the credibility of the evidence. Findings of fact and an order or award may then
10 be issued by a majority of the examiners.

11 **SECTION 2829.** 102.18 (1) (e) of the statutes is amended to read:

12 102.18 (1) (e) Except as provided in s. 102.21, if the ~~department~~ division orders
13 a party to pay an award of compensation, the party shall pay the award no later than
14 21 days after the date on which the order is electronically delivered to the party or
15 mailed to the last-known address of the party, unless the party files a petition for
16 review under sub. (3). This paragraph applies to all awards of compensation ordered
17 by the ~~department~~ division, whether the award results from a hearing, the default
18 of a party, or a compromise or stipulation confirmed by the ~~department~~ division.

19 **SECTION 2830.** 102.18 (2) of the statutes is amended to read:

20 102.18 (2) The ~~department~~ division shall have and maintain on its staff such
21 examiners as are necessary to hear and decide disputed claims and to assist in the
22 effective ~~administration of~~ adjudication of disputes under this chapter. ~~These~~ Those
23 examiners shall be attorneys and may be designated as administrative law judges.
24 ~~These~~ Those examiners may make findings and orders, and may approve, review, set

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1 aside, modify, or confirm stipulations of settlement or compromises of claims for
2 compensation.

3 **SECTION 2831.** 102.18 (3) of the statutes is amended to read:

4 102.18 (3) A party in interest may petition the commission for review of an
5 examiner's decision awarding or denying compensation if the ~~department~~ division
6 or commission receives the petition within 21 days after the ~~department~~ division
7 electronically delivered a copy of the examiner's findings and order to the parties in
8 interest or mailed a copy of the examiner's findings and order to the party's
9 last-known address addresses of the parties in interest. The commission shall
10 dismiss a petition ~~which~~ that is not timely filed unless the petitioner shows probable
11 good cause that the reason for failure to timely file was beyond the petitioner's
12 control. If no petition is filed within 21 days ~~from~~ after the date ~~that~~ on which a copy
13 of the findings or order of the examiner is electronically delivered to the parties in
14 interest or mailed to the last-known address addresses of the parties in interest, the
15 findings or order shall be considered final unless set aside, reversed, or modified by
16 the examiner within that time. If the findings or order are set aside by the examiner,
17 the status shall be the same as prior to the setting aside of the findings or order set
18 aside. If the findings or order are reversed or modified by the examiner, the time for
19 filing a petition commences ~~with~~ on the date ~~that~~ on which notice of reversal or
20 modification is electronically delivered to the parties in interest or mailed to the
21 last-known address addresses of the parties in interest. The commission shall either
22 affirm, reverse, set aside, or modify the findings or order, in whole or in part, or direct
23 the taking of additional evidence. ~~This~~ The commission's action shall be based on a
24 review of the evidence submitted.

25 **SECTION 2832.** 102.18 (4) (b) of the statutes is amended to read:

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1 102.18 (4) (b) Within 28 days after a decision of the commission is electronically
2 delivered to each party in interest or mailed to the last-known address of each party
3 in interest, the commission may, on its own motion, set aside the decision for further
4 consideration.

5 **SECTION 2833.** 102.18 (4) (c) 3. of the statutes is amended to read:

6 102.18 (4) (c) 3. Remand the case to the ~~department~~ division for further
7 proceedings.

8 **SECTION 2834.** 102.18 (4) (d) of the statutes is amended to read:

9 102.18 (4) (d) While a petition for review by the commission is pending or after
10 entry of an order or award by the commission, but before commencement of an action
11 for judicial review or expiration of the period in which to commence an action for
12 judicial review, the commission shall remand any compromise presented to it to the
13 ~~department~~ division for consideration and approval or rejection pursuant to under
14 s. 102.16 (1). Presentation of a compromise does not affect the period in which to
15 commence an action for judicial review.

16 **SECTION 2835.** 102.18 (5) of the statutes is amended to read:

17 102.18 (5) If it ~~shall appear to the department~~ appears to the division that a
18 mistake may have been made as to cause of injury in the findings, order, or award
19 upon an alleged injury based on accident, when in fact the employee was suffering
20 from an occupational disease, within 3 years after the date of the findings, order, or
21 award the ~~department~~ division may, upon its own motion, with or without hearing,
22 ~~within 3 years from the date of such findings, order or award,~~ set aside such the
23 findings, order or award, or the ~~department~~ division may take ~~such~~ that action upon
24 application made within such those 3 years. ~~Thereafter, and after~~ After an
25 opportunity for hearing, the ~~department~~ division may, if in fact the employee is

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1 suffering from disease arising out of the employment, make new findings, and a new
2 order or award, or it the division may reinstate the previous findings, order, or award.

3 **SECTION 2836.** 102.18 (6) of the statutes is amended to read:

4 102.18 (6) In case of disease arising out of the employment, the department
5 division may from time to time review its findings, order, or award, and make new
6 findings, or a new order or award, based on the facts regarding disability or otherwise
7 as ~~they~~ those facts may ~~then~~ appear at the time of the review. This subsection shall
8 not affect the application of the limitation in s. 102.17 (4).

9 **SECTION 2837.** 102.19 of the statutes is amended to read:

10 **102.19 Alien dependents; payments through consular officers.** ~~In case~~
11 If a deceased employee, for whose injury or death compensation is payable, leaves
12 surviving alien dependents residing outside of the United States, the duly accredited
13 consular officer of the country of which such those dependents are citizens or such
14 that officer's designated representative residing within the state shall, except as
15 otherwise determined by the department office, be the sole representative of the
16 deceased employee and dependents in all matters pertaining to their claims for
17 compensation. The receipt by such officer or agent of compensation funds and the
18 distribution thereof of those funds by a consular officer or representative shall be
19 made only upon order of the department office, and payment to such the officer or
20 agent pursuant to any such representative under that order shall be a full discharge
21 of the benefits or compensation.—Such due the deceased employee and his or her
22 dependents. If required by the office, a consular officer or such officer's
23 representative shall furnish, if required by the department, a bond to be approved
24 by it the office, conditioned upon the proper application of all moneys received by
25 such person the consular officer or representative. Before such that bond is

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1 discharged, ~~such~~ the consular officer or representative shall file with the department
2 a- office an itemized and verified account of the items of his or her receipts and
3 ~~disbursements~~ receipt and disbursement of such ~~that~~ compensation. Such The
4 consular officer or representative shall make interim reports to the department office
5 as it the office may require.

6 **SECTION 2838.** 102.195 of the statutes is amended to read:

7 **102.195 Employees confined in institutions; payment of benefits.** In
8 case If an employee is adjudged ~~insane~~ mentally ill or incompetent, or convicted of
9 a felony, and is confined in a public institution and has wholly dependent upon the
10 employee for support a person, whose dependency is determined as if the employee
11 were deceased, compensation payable during the period of the employee's
12 confinement may be paid to the employee and the employee's dependents, in such
13 manner, for such time, and in such amount as the department office by order
14 provides.

15 **SECTION 2839.** 102.21 of the statutes is amended to read:

16 **102.21 Payment of awards by municipalities.** Whenever an award is made
17 ~~by the department~~ under this chapter or s. 66.191, 1981 stats., against any
18 municipality, the person in whose favor it the award is made shall file a certified copy
19 ~~thereof of the award~~ with the municipal clerk. ~~Within 20 days thereafter, unless~~
20 Unless an appeal is taken, ~~such~~ within 20 days after that filing, the municipal clerk
21 shall draw an order on the municipal treasurer for the payment of the award. If upon
22 appeal ~~such~~ the award is affirmed in whole or in part ~~the, the municipal clerk shall~~
23 draw an order for payment ~~shall be drawn of the award~~ within 10 days after a
24 certified copy of ~~such~~ the judgment affirming the award is filed with the proper ~~that~~
25 clerk. If the award or judgment provides for more than one payment is provided for

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1 ~~in the award or judgment, orders shall be drawn, the municipal clerk shall draw~~
2 ~~orders for payment~~ as the payments become due. No statute relating to the filing of
3 claims against, ~~and or~~ the auditing, allowing, and payment of claims by
4 ~~municipalities shall apply, a municipality applies~~ to the payment of an award or
5 judgment under this section.

6 **SECTION 2840.** 102.22 (1) of the statutes is amended to read:

7 102.22 (1) If the employer or his or her insurer inexcusably delays in making
8 the first payment that is due an injured employee for more than 30 days after the ~~day~~
9 date on which the employee leaves work as a result of an injury and if the amount
10 due is \$500 or more, the payments as to which the delay is found shall be increased
11 by ~~10%~~ 10 percent. If the employer or his or her insurer inexcusably delays in making
12 the first payment that is due an injured employee for more than 14 days after the ~~day~~
13 date on which the employee leaves work as a result of an injury, the payments as to
14 which the delay is found may be increased by ~~10%~~ 10 percent. If the employer or his
15 or her insurer inexcusably delays for any length of time in making any other payment
16 that is due an injured employee, the payments as to which the delay is found may
17 be increased by ~~10%~~. ~~Where~~ 10 percent. If the delay is chargeable to the employer
18 and not to the insurer, s. 102.62 ~~shall apply~~ applies and the relative liability of the
19 parties shall be fixed and discharged as ~~therein provided~~ in that section. The
20 ~~department~~ division may also order the employer or insurance carrier to reimburse
21 the employee for any finance charges, collection charges, or interest ~~which~~ that the
22 employee paid as a result of the inexcusable delay by the employer or insurance
23 carrier.

24 **SECTION 2841.** 102.22 (2) of the statutes is amended to read:

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1 102.22 (2) If ~~the sum ordered by the department~~ any sum that the division
2 orders to be paid is not paid when due, that sum shall bear interest at the rate of 10%
3 10 percent per year. The state is liable for ~~such~~ interest on awards issued against
4 it under this chapter. The ~~department~~ division has jurisdiction to issue an award for
5 payment of ~~such~~ interest under this subsection at any time within one year of after
6 the date of its order, or ~~upon appeal, if the order is appealed, within one year~~ after
7 final court determination. ~~Such interest~~ Interest awarded under this subsection
8 becomes due from the date the examiner's order becomes final or from the date of a
9 decision by the ~~labor and industry review~~ commission, whichever is later.

10 **SECTION 2842.** 102.23 (1) (a) of the statutes is amended to read:

11 102.23 (1) (a) The findings of fact made by the commission acting within its
12 powers shall, in the absence of fraud, be conclusive. The order or award granting or
13 denying compensation, either interlocutory or final, whether judgment has been
14 rendered on it the order or award or not, is subject to review only as provided in this
15 section and not under ch. 227 or s. 801.02. Within 30 days after the date of an order
16 or award made by the commission either originally or after the filing of a petition for
17 review with the ~~department~~ division under s. 102.18 any party aggrieved ~~thereby~~ by
18 the order or award may by serving a complaint as provided in par. (b) and filing the
19 summons and complaint with the clerk of the circuit court commence, in circuit court,
20 an action against the commission for the review of the order or award, in which action
21 the adverse party shall also be made a defendant. If the circuit court is satisfied that
22 a party in interest has been prejudiced because of an exceptional delay in the receipt
23 of a copy of any finding or order, ~~it~~ the circuit court may extend the time in which an
24 action may be commenced by an additional 30 days. The proceedings shall be in the
25 circuit court of the county where the plaintiff resides, except that if the plaintiff is

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1 a state agency, the proceedings shall be in the circuit court of the county where the
2 defendant resides. The proceedings may be brought in any circuit court if all parties
3 stipulate and that court agrees.

4 **SECTION 2843.** 102.23 (1) (b) of the statutes is amended to read:

5 102.23 (1) (b) ~~In such an action~~ for review of an order or award a complaint shall
6 be served with an authenticated copy of the summons. The complaint need not be
7 verified, but shall state the grounds upon which a review is sought. Service upon a
8 ~~commissioner or~~ member of the commission or an agent authorized by the
9 commission to accept service constitutes complete service on all parties, but there
10 shall be left with the person so served as many copies of the summons and complaint
11 as there are defendants, and the commission shall electronically deliver or mail one
12 copy to each other defendant.

13 **SECTION 2844.** 102.23 (2) of the statutes is amended to read:

14 102.23 (2) Upon the trial of ~~any such~~ an action for review of an order or award
15 the court shall disregard any irregularity or error of the commission or the
16 ~~department~~ division unless it is made to affirmatively appear that the plaintiff was
17 damaged ~~thereby~~ by that irregularity or error.

18 **SECTION 2845.** 102.23 (3) of the statutes is amended to read:

19 102.23 (3) The record in any case shall be transmitted to the ~~department~~
20 division within 5 days after expiration of the time for appeal from the order or
21 judgment of the court, unless an appeal shall be is taken from such that order or
22 judgment.

23 **SECTION 2846.** 102.23 (5) of the statutes is amended to read:

24 102.23 (5) When an action for review involves only the question of liability as
25 between the employer and one or more insurance companies or as between several

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1 insurance companies, a party that has been ordered by the ~~department~~ division, the
2 commission, or a court to pay compensation is not relieved from paying compensation
3 as ordered.

4 **SECTION 2847.** 102.24 (2) of the statutes is amended to read:

5 102.24 (2) After the commencement of an action to review any order or award
6 of the commission, the parties may have the record remanded by the court for such
7 time and under such condition as ~~they~~ the parties may provide, for the purpose of
8 having the ~~department~~ division act upon the question of approving or disapproving
9 any settlement or compromise that the parties may desire to have so approved. If
10 approved, the action shall be at an end and judgment may be entered upon the
11 approval as upon an award. If not approved, the division shall immediately return
12 the record ~~shall forthwith be returned~~ to the circuit court and the action shall proceed
13 as if no remand had been made.

14 **SECTION 2848.** 102.25 (1) of the statutes is amended to read:

15 102.25 (1) Any party aggrieved by a judgment entered upon the review of any
16 order or award may appeal ~~therefrom~~ the judgment within the time period specified
17 in s. 808.04 (1). A trial court ~~shall~~ may not require the commission or any party to
18 the action to execute, serve, or file an undertaking under s. 808.07 or to serve, or
19 secure approval of, a transcript of the notes of the stenographic reporter or the tape
20 of the recording machine. The state is a party aggrieved under this subsection if a
21 judgment is entered upon the review confirming any order or award against it the
22 state. At any time before the case is set down for hearing in the court of appeals or
23 the supreme court, the parties may have the record remanded by the court to the
24 ~~department~~ division in the same manner and for the same purposes as provided for
25 remanding from the circuit court to the ~~department~~ division under s. 102.24 (2).

SENATE BILL 21**SECTION 2849**

1 **SECTION 2849.** 102.26 (2) of the statutes is amended to read:

2 102.26 (2) Unless previously authorized by the ~~department~~ division, no fee may
3 be charged or received for the enforcement or collection of any claim for
4 compensation, nor may any contract for that enforcement or collection be enforceable
5 when that fee, inclusive of all taxable attorney fees paid or agreed to be paid for that
6 enforcement or collection, exceeds 20 percent of the amount at which ~~that~~ the claim
7 is compromised or of the amount awarded, adjudged, or collected, except that in cases
8 of admitted liability in which there is no dispute as to the amount of compensation
9 due and in which no hearing or appeal is necessary, the fee charged may not exceed
10 10 percent, but not to exceed \$250, of the amount at which ~~that~~ the claim is
11 compromised or of the amount awarded, adjudged, or collected. The limitation as to
12 fees shall apply to the combined charges of attorneys, solicitors, representatives, and
13 adjusters who knowingly combine their efforts toward the enforcement or collection
14 of any compensation claim.

15 **SECTION 2850.** 102.26 (3) (b) 1. of the statutes is amended to read:

16 102.26 (3) (b) 1. ~~The department may~~ Subject to sub. (2), upon application of
17 any interested party ~~and subject to sub. (2)~~, the division may fix the fee of the
18 claimant's attorney or representative and provide in the award for that fee to be paid
19 directly to the attorney or representative.

20 **SECTION 2851.** 102.26 (3) (b) 3. of the statutes is amended to read:

21 102.26 (3) (b) 3. The claimant may request the insurer or self-insured employer
22 to pay any compensation that is due the claimant by depositing the payment directly
23 into an account maintained by the claimant at a financial institution. If the insurer
24 or self-insured employer agrees to the request, the insurer or self-insured employer
25 may deposit the payment by direct deposit, electronic funds transfer, or any other

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1 money transfer technique approved by the department division. The claimant may
2 revoke a request under this subdivision at any time by providing appropriate written
3 notice to the insurer or self-insured employer.

4 **SECTION 2852.** 102.26 (4) of the statutes is amended to read:

5 102.26 (4) ~~The charging or receiving of~~ Any attorney or other person who
6 charges or receives any fee in violation of this section shall be unlawful, and the
7 attorney or other person guilty thereof shall may be required to forfeit double the
8 amount retained by the attorney or other person, ~~the same to~~ which forfeiture shall
9 be collected by the state in an action in debt, upon complaint of the department
10 division. Out of the sum recovered the court shall direct payment to the injured party
11 of the amount of the overcharge.

12 **SECTION 2853.** 102.27 (2) (b) of the statutes is amended to read:

13 102.27 (2) (b) If a governmental unit provides public assistance under ch. 49
14 to pay medical costs or living expenses related to a claim under this chapter and if
15 the governmental unit has given the parties to the claim written notice stating that
16 the governmental unit provided the assistance and the cost of that assistance, the
17 employer or insurance carrier owing compensation shall reimburse that
18 governmental unit any compensation awarded or paid ~~if the governmental unit has~~
19 ~~given the parties to the claim written notice stating that it provided the assistance~~
20 ~~and the cost of the assistance provided. Reimbursement shall equal the lesser of~~
21 ~~either~~ for the amount of assistance the governmental unit provided or two-thirds of
22 the amount of the award or payment remaining after deduction of attorney fees and
23 any other fees or costs chargeable under ch. 102, whichever is less. The department
24 office shall comply with this paragraph when making payments under s. 102.81.

25 **SECTION 2854.** 102.28 (2) (a) of the statutes is amended to read:

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1 102.28 (2) (a) *Duty to insure payment for compensation.* Unless exempted by
2 the department office under par. (b) or sub. (3), every employer, as described in s.
3 102.04 (1), shall insure payment for ~~that~~ compensation in an insurer authorized to
4 do business in this state. A joint venture may elect to be an employer under this
5 chapter and obtain insurance for payment of compensation. If a joint venture that
6 is subject to this chapter only because the joint venture elected to be an employer
7 under this chapter is dissolved and cancels or terminates its contract for the
8 insurance of compensation under this chapter, that joint venture is deemed
9 considered to have effected withdrawal, which shall be effective on the day after the
10 contract is canceled or terminated.

11 **SECTION 2855.** 102.28 (2) (b) of the statutes is amended to read:

12 102.28 (2) (b) *Exemption from duty to insure.* The department office may grant
13 a written order of exemption to an employer who shows its financial ability to pay
14 the amount of compensation, agrees to report faithfully all compensable injuries, and
15 agrees to comply with this chapter and the rules of the department office. The
16 ~~department~~ office may condition the granting of an exemption upon the employer's
17 furnishing of satisfactory security to guarantee payment of all claims ~~under~~ for
18 compensation. The department office may require that bonds or other personal
19 guarantees be enforceable against sureties in the same manner as an award may be
20 enforced. The department office may from time to time require proof of financial
21 ability of the employer to pay compensation. Any exemption shall be void if the
22 application for it contains a financial statement ~~which~~ that is false in any material
23 respect. An employer who files an application containing a false financial statement
24 remains subject to par. (a). The ~~department~~ office may promulgate rules establishing
25 an amount to be charged to an initial applicant for exemption under this paragraph

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1 and an annual amount to be charged to employers that have been exempted under
2 this paragraph.

3 **SECTION 2856.** 102.28 (2) (c) of the statutes is amended to read:

4 102.28 (2) (c) *Revocation of exemption.* ~~The department, after~~ After seeking the
5 advice of the self-insurers council, the office may revoke an exemption granted to an
6 employer under par. (b), upon giving the employer 10 days' written notice, if the
7 ~~department~~ office finds that the employer's financial condition is inadequate to pay
8 its employees' claims for compensation, that the employer has received an excessive
9 number of claims for compensation, or that the employer has failed to discharge
10 faithfully its obligations according to the agreement contained in the application for
11 exemption. ~~The employer may, within~~ Within 10 days after receipt of the notice of
12 revocation, the employer may request in writing a review of the revocation by the
13 ~~secretary~~ commissioner or the ~~secretary's~~ commissioner's designee and the ~~secretary~~
14 commissioner or the ~~secretary's~~ designee shall review the revocation within 30 days
15 after receipt of the request for review. If the employer is aggrieved by the
16 determination of the ~~secretary~~ commissioner or the ~~secretary's~~ commissioner's
17 designee, the employer may, within 10 days after receipt of notice of that
18 determination, request a hearing under s. 102.17. If the ~~secretary~~ commissioner or
19 the ~~secretary's~~ commissioner's designee determines that the employer's exemption
20 should be revoked, the employer shall obtain insurance coverage as required under
21 par. (a) immediately upon receipt of notice of that determination and,
22 notwithstanding the pendency of proceedings under ss. 102.17 to 102.25, shall keep
23 that coverage in force until another exemption under par. (b) is granted.

24 **SECTION 2857.** 102.28 (2) (d) of the statutes is amended to read:

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1 102.28 (2) (d) *Effect of insuring with unauthorized insurer.* An employer who
2 procures after procuring an exemption under par. (b) and thereafter enters into any
3 agreement for excess insurance coverage with an insurer not authorized to do
4 business in this state shall report that agreement to the department office
5 immediately. The placing of such that coverage shall not by itself be grounds for
6 revocation of the exemption.

7 **SECTION 2858.** 102.28 (3) (a) (intro.) of the statutes is amended to read:

8 102.28 (3) (a) (intro.) An employer may file with the department office an
9 application for exemption from the duty to pay compensation under this chapter with
10 respect to any employee who signs the waiver described in subd. 1. and the affidavit
11 described in subd. 2. if an authorized representative of the religious sect to which the
12 employee belongs signs the affidavit specified in subd. 3. and the agreement
13 described in subd. 4. An application for exemption under this paragraph shall
14 include all of the following:

15 **SECTION 2859.** 102.28 (3) (b) (intro.) of the statutes is amended to read:

16 102.28 (3) (b) (intro.) The department office shall approve an application under
17 par. (a) if the department office determines that all of the following conditions are
18 satisfied:

19 **SECTION 2860.** 102.28 (3) (b) 3. of the statutes is amended to read:

20 102.28 (3) (b) 3. The religious sect to which the employee belongs has a
21 long-established history of providing its members who become dependent on the
22 religious sect as a result of work-related injuries, and the dependents of those
23 members, with a standard of living and medical treatment that are reasonable when
24 compared to the general standard of living and medical treatment for members of the
25 religious sect. In determining whether the religious sect has a long-standing history

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1 of providing the financial and medical assistance described in this subdivision, the
2 department office shall presume that a 25-year history of providing that financial
3 and medical assistance is long-standing for purposes of this subdivision.

4 **SECTION 2861.** 102.28 (3) (c) of the statutes is amended to read:

5 102.28 (3) (c) An employee who has signed a waiver under par. (a) 1. and an
6 affidavit under par. (a) 2., who sustains an injury that, but for that waiver, the
7 employer would be liable for under s. 102.03, who at the time of the injury was a
8 member of a religious sect whose authorized representative has filed an affidavit
9 under par. (a) 3. and an agreement under par. (a) 4., and who as a result of the injury
10 becomes dependent on the religious sect for financial and medical assistance, or the
11 employee's dependent, may request a hearing under s. 102.17 (1) to determine if the
12 religious sect has provided the employee and his or her dependents with a standard
13 of living and medical treatment that are reasonable when compared to the general
14 standard of living and medical treatment for members of the religious sect. If, after
15 hearing, the department division determines that the religious sect has not provided
16 that standard of living or medical treatment, or both, the department division may
17 order the religious sect to provide alternative benefits to that employee or his or her
18 dependent, or both, in an amount that is reasonable under the circumstances, but
19 not in excess of the benefits that the employee or dependent could have received
20 under this chapter but for the waiver under par. (a) 1.

21 **SECTION 2862.** 102.28 (3) (d) of the statutes is amended to read:

22 102.28 (3) (d) The department office shall provide a form for the application for
23 exemption of an employer under par. (a) (intro.), the waiver and affidavit of an
24 employee under par. (a) 1. and 2., the affidavit of a religious sect under par. (a) 3., and
25 the agreement of a religious sect under par. (a) 4. A properly completed form is prima

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1 facie evidence of satisfaction of the conditions under par. (b) as to the matter
2 contained in the form.

3 **SECTION 2863.** 102.28 (4) (a) of the statutes is amended to read:

4 102.28 (4) (a) When the department office discovers an uninsured employer,
5 the department office may order the employer to cease operations until the employer
6 complies with sub. (2).

7 **SECTION 2864.** 102.28 (4) (b) of the statutes is amended to read:

8 102.28 (4) (b) If the department office believes that an employer may be an
9 uninsured employer, the department office shall notify the employer of the alleged
10 violation of sub. (2) and the possibility of closure under this subsection. The employer
11 may request and shall receive a hearing under s. 102.17 on the matter if the employer
12 applies for a hearing within 10 days after the notice of the alleged violation is served.

13 **SECTION 2865.** 102.28 (4) (c) of the statutes is amended to read:

14 102.28 (4) (c) After a hearing under par. (b), or without a hearing if one is not
15 requested, the department division may issue an order to an employer to cease
16 operations on a finding that the employer is an uninsured employer. If no hearing
17 is requested, the office may issue such an order.

18 **SECTION 2866.** 102.28 (4) (d) of the statutes is amended to read:

19 102.28 (4) (d) The department of justice may bring an action in any court of
20 competent jurisdiction for an injunction or other remedy to enforce the department's
21 an order to cease operations under par. (c).

22 **SECTION 2867.** 102.28 (6) of the statutes is amended to read:

23 102.28 (6) **REPORTS BY EMPLOYER.** ~~Every employer shall upon~~ Upon request of
24 the department office, an employer shall report to it the office the number of
25 employees and employed by the employer, the nature of their work and also, the

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1 name of the insurance company with ~~whom~~ which the employer has insured its
2 liability under this chapter, and the policy number and date of expiration of ~~such~~ the
3 policy insuring that liability. Failure to furnish ~~such a report~~ requested under this
4 subsection within 10 days ~~from the making of a request~~ after the request is sent to
5 the employer by certified mail ~~shall constitute~~ constitutes presumptive evidence that
6 the ~~delinquent~~ employer is ~~violating~~ in violation of sub. (2).

7 **SECTION 2868.** 102.28 (7) (a) of the statutes is amended to read:

8 102.28 (7) (a) If an employer who is currently or was formerly exempted ~~by~~
9 ~~written order of the department~~ under sub. (2) is unable to pay an award, judgment
10 is rendered in accordance with s. 102.20 against that employer, and execution is
11 levied and returned unsatisfied in whole or in part, payments for the employer's
12 liability shall be made from the fund established under sub. (8). If a currently or
13 formerly exempted employer files for bankruptcy and if not less than 60 days after
14 that filing the ~~department~~ office has reason to believe that compensation payments
15 due are not being paid, the ~~department~~ office in its discretion may make payment for
16 the employer's liability from the fund established under sub. (8). The secretary of
17 administration shall proceed to recover ~~such~~ those payments from the employer or
18 the employer's receiver or trustee in bankruptcy, and may commence an action or
19 proceeding or file a claim ~~therefor~~ to recover those payments. The attorney general
20 shall appear on behalf of the secretary of administration in any such action or
21 proceeding. All moneys recovered in any such action or proceeding shall be paid into
22 the fund established under sub. (8).

23 **SECTION 2869.** 102.28 (7) (b) of the statutes is amended to read:

24 102.28 (7) (b) ~~Each~~ Upon the issuance of an initial order exempting an
25 employer under sub. (2), the employer exempted ~~by written order of the department~~

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1 under sub. (2) shall pay into the fund established by under sub. (8) a sum equal to
2 that the amount assessed against each of the other such exempt employers upon the
3 issuance of an initial order that are exempt under sub. (2). The order shall provide
4 for a sum that is sufficient to secure estimated payments of the insolvent exempt
5 employer due for the period up to the date of the order and for one year following the
6 date of the order and to pay the estimated cost of insurance carrier or insurance
7 service organization services under par. (c). Payments ordered to be made to the fund
8 shall be paid to the department office within 30 days after the date of the order. If
9 additional moneys are required, further assessments shall be made based on orders
10 of the department office with assessment those assessments to be prorated on the
11 basis of the gross payroll for this state of the exempt employer, as reported to the
12 department of workforce development for the previous calendar year for
13 unemployment insurance purposes under ch. 108. If the exempt employer is not
14 covered under ch. 108, ~~then the department~~ office shall determine the comparable
15 gross payroll for the exempt employer. If payment of any assessment made under
16 this subsection paragraph is not made within 30 days of after the date of the order
17 of the department office, the attorney general may appear on behalf of the state to
18 collect the assessment.

19 **SECTION 2870.** 102.28 (7) (c) of the statutes is amended to read:

20 102.28 (7) (c) The department office may retain an insurance carrier or
21 insurance service organization to process, investigate, and pay valid claims. The
22 charge for ~~such service~~ those services shall be paid from the fund as provided under
23 par. (b).

24 **SECTION 2871.** 102.28 (8) of the statutes is amended to read:

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1 102.28 (8) SELF-INSURED EMPLOYERS LIABILITY FUND. The moneys paid into the
2 state treasury under sub. (7), together with all accrued interest, shall constitute a
3 separate nonlapsible fund designated as the self-insured employers liability fund.
4 Moneys in the fund may be expended only as provided in s. ~~20.445 (1)~~ 20.145 (6) (s)
5 and may not be used for an any other purpose of the state.

6 **SECTION 2872.** 102.29 (1) (a) of the statutes is amended to read:

7 102.29 (1) (a) The making of a claim for compensation against an employer or
8 compensation insurer for the injury or death of an employee ~~shall~~ does not affect the
9 right of the employee, the employee's personal representative, or other person
10 entitled to bring action to make a claim or maintain an action in tort against any
11 other party for ~~such~~ that injury or death, hereinafter referred to as a 3rd party; nor
12 ~~shall~~ does the making of a claim by any such person against a 3rd party for damages
13 by reason of an injury to which ss. 102.03 to 102.66 are applicable, or the adjustment
14 of any such claim, affect the right of the injured employee or the employee's
15 dependents to recover compensation. An employer or compensation insurer that has
16 paid or is obligated to pay a lawful claim under this chapter shall have the same right
17 to make a claim or maintain an action in tort against any other party for ~~such~~ that
18 injury or death. If the ~~department~~ office pays or is obligated to pay a claim under s.
19 102.66 (1) or 102.81 (1), the ~~department~~ office shall also have the right to make a
20 claim or maintain an action in tort against any other party for the employee's injury
21 or death. However, each party shall give to the other parties reasonable notice and,
22 the opportunity to join in the making of such a claim or the instituting of such an
23 action, and the opportunity to be represented by counsel.

24 **SECTION 2873.** 102.29 (1) (b) (intro.) of the statutes is amended to read:

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1 102.29 (1) (b) (intro.) If a party entitled to notice cannot be found, the
2 department office shall become the agent of that party for the giving of a notice as
3 required in par. (a) and the notice, when given to the ~~department~~ office, shall include
4 an affidavit setting forth the facts, including the steps taken to locate that party.
5 Each party shall have an equal voice in the prosecution of the claim, and any disputes
6 arising shall be passed upon by the court before whom the case is pending, and if no
7 action is pending, then by a court of record or by the ~~department~~ division. If notice
8 is given as provided in par. (a), the liability of the tort-feasor shall be determined as
9 to all parties having a right to make claim and, irrespective of whether ~~or not~~ all
10 parties join in prosecuting the claim, the proceeds of the claim shall be divided as
11 follows:

12 **SECTION 2874.** 102.29 (1) (b) 2. of the statutes is amended to read:

13 102.29 (1) (b) 2. Out of the balance remaining after the deduction and payment
14 specified in subd. 1., the employer, the insurance carrier, or, if applicable, the
15 uninsured employers fund or the work injury supplemental benefit fund shall be
16 reimbursed for all payments made by the employer, insurance carrier, or ~~department~~
17 office, or ~~which~~ that the employer, insurance carrier, or ~~department~~ office may be
18 obligated to make in the future, under this chapter, except that the employer,
19 insurance carrier, or ~~department~~ office shall not be reimbursed for any payments
20 made or to be made under s. 102.18 (1) (bp), 102.22, 102.35 (3), 102.57, or 102.60.

21 **SECTION 2875.** 102.29 (1) (c) of the statutes is amended to read:

22 102.29 (1) (c) If both the employee or the employee's personal representative
23 or other person entitled to bring action, and the employer, compensation insurer, or
24 ~~department~~ office, join in the pressing of said claim and are represented by counsel,
25 the attorney fees allowed as a part of the costs of collection shall be, unless otherwise

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1 agreed upon, divided between the attorneys for those parties as directed by the court
2 or by the department division.

3 **SECTION 2876.** 102.29 (1) (d) of the statutes is amended to read:

4 102.29 (1) (d) A settlement of a 3rd-party claim shall be void unless the
5 settlement and the distribution of the proceeds of the settlement are approved by the
6 court before whom the action is pending or, if no action is pending, then by a court
7 of record or by the department division.

8 **SECTION 2877.** 102.29 (4) of the statutes is amended to read:

9 102.29 (4) If the employer and the 3rd party are insured by the same insurer,
10 or by the insurers who are under common control, the employer's insurer shall
11 promptly notify the parties in interest and the department office. If the employer has
12 assumed the liability of the 3rd party, ~~it~~ the employer shall give similar notice, in
13 default of which any settlement with an injured employee or beneficiary is void. This
14 subsection does not prevent the employer or compensation insurer from sharing in
15 the proceeds of any 3rd-party claim or action, ~~as set forth~~ as provided in sub. (1).

16 **SECTION 2878.** 102.29 (8) of the statutes is amended to read:

17 102.29 (8) No student of a public school, ~~as described in s. 115.01 (1), or a private~~
18 ~~school, as defined in s. 115.001 (3r),~~ or an institution of higher education who is
19 named under s. 102.077 as an employee of the school district, private school, or
20 institution of higher education for purposes of this chapter and who makes a claim
21 for compensation under this chapter may make a claim or maintain an action in tort
22 against the employer that provided the work training or work experience from which
23 the claim arose.

24 **SECTION 2879.** 102.30 (7) (a) of the statutes is amended to read:

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1 102.30 (7) (a) The ~~department~~ office may order direct reimbursement out of the
2 proceeds payable under this chapter for payments made under a nonindustrial
3 insurance policy covering the same disability and expenses compensable under s.
4 102.42 when the claimant consents or when it is established that the payments under
5 the nonindustrial insurance policy were improper. No attorney fee is due with
6 respect to that reimbursement.

7 **SECTION 2880.** 102.31 (1) (b) of the statutes is amended to read:

8 102.31 (1) (b) Except as provided in par. (c), a contract under par. (a) shall be
9 construed to grant full coverage of all liability of the assured under this chapter
10 unless the ~~department~~ office specifically consents by written order to the issuance
11 of a contract providing divided insurance or partial insurance.

12 **SECTION 2881.** 102.31 (2) (a) of the statutes is amended to read:

13 102.31 (2) (a) No party to a contract of insurance may cancel the contract within
14 the contract period or terminate or ~~not renew~~ nonrenew the contract upon the
15 expiration date of the contract until a notice in writing is given to the other party
16 fixing the proposed date of cancellation or declaring that the party intends to
17 terminate or ~~does not intend to renew~~ nonrenew the ~~policy contract~~ contract upon expiration.
18 Except as provided in par. (b), when an insurance company ~~does not renew~~
19 nonrenews a ~~policy contract~~ contract upon expiration, the nonrenewal is not effective until 60
20 days after the insurance company has given written notice of the nonrenewal to the
21 insured employer and the ~~department~~ office. Cancellation or termination of a ~~policy~~
22 contract by an insurance company for any reason other than nonrenewal is not
23 effective until 30 days after the insurance company has given written notice of the
24 cancellation or termination to the insured employer and the ~~department~~ office.
25 Notice to the ~~department~~ office may be given by personal service of the notice upon

SENATE BILL 21**SECTION 2881**

1 the department office at its office in Madison or by sending the notice to the
2 department office in a medium approved by the department office. The department
3 office may provide by rule that ~~the a~~ notice of cancellation or termination be given
4 to the Wisconsin compensation rating bureau rather than to the department office
5 in a medium approved by the department office after consultation with the
6 Wisconsin compensation rating bureau. Whenever the Wisconsin compensation
7 rating bureau receives such a notice of cancellation or termination it that bureau
8 shall immediately notify the department office of the notice of cancellation or
9 termination.

10 **SECTION 2882.** 102.31 (3) of the statutes is amended to read:

11 102.31 (3) The department office may examine from time to time the books and
12 records of any insurer insuring the liability ~~or~~ for compensation ~~for~~ of an employer
13 in this state. ~~The department may require an insurer to designate one mailing~~
14 ~~address for use by the department and to respond to correspondence from the~~
15 ~~department within 30 days as provided in s. 601.42.~~ Any insurer that refuses or fails
16 to answer correspondence from the department or to allow the department to
17 examine its books and records as required under s. 601.42 is subject to enforcement
18 proceedings under s. 601.64.

19 **SECTION 2883.** 102.31 (4) of the statutes is amended to read:

20 102.31 (4) If any insurer authorized to transact worker's compensation
21 insurance in this state fails to promptly pay claims for compensation for which it the
22 insurer is liable or fails to make reports to the department office required by under
23 s. 102.38, ~~the department may recommend to the commissioner of insurance, with~~
24 ~~detailed reasons, that enforcement proceedings under s. 601.64 be invoked.~~ ~~The~~
25 ~~commissioner shall furnish a copy of the recommendation to the insurer and shall~~

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1 ~~set a date for a hearing, at which both the insurer and the department shall be~~
2 ~~afforded an opportunity to present evidence. If after the hearing the commissioner~~
3 ~~finds that the insurer has failed to carry out its obligations under this chapter, the~~
4 ~~commissioner shall may institute enforcement proceedings under s. 601.64. If the~~
5 ~~commissioner does not so find, the commissioner shall dismiss the complaint.~~

6 **SECTION 2884.** 102.31 (5) of the statutes is amended to read:

7 102.31 (5) If any employer whom the department office has exempted from
8 carrying the duty to carry compensation insurance arbitrarily or unreasonably
9 refuses employment to or discharges employees an employee because of a
10 nondisabling physical condition, the department office shall revoke the exemption
11 of that employer.

12 **SECTION 2885.** 102.31 (6) of the statutes is repealed.

13 **SECTION 2886.** 102.31 (7) of the statutes is amended to read:

14 102.31 (7) If the department office by one or more written orders specifically
15 consents to the issuance of one or more contracts covering only the liability incurred
16 on a construction project and if the construction project owner designates the
17 insurance carrier and pays for each such contract, the construction project owner
18 shall reimburse the department office for all costs incurred by the department office
19 in issuing the written orders and in ensuring minimum confusion and maximum
20 safety on the construction project. All moneys received under this subsection shall
21 be deposited in the worker's compensation operations fund and credited to the
22 appropriation account under s. ~~20.445 (1)~~ 20.145 (6) (rb).

23 **SECTION 2887.** 102.31 (8) of the statutes is amended to read:

24 102.31 (8) The Wisconsin compensation rating bureau shall provide the
25 department office with any information that the department office may request

SENATE BILL 21**SECTION 2887**

1 relating to worker's compensation insurance coverage, including the names of
2 employers insured and any insured employer's address, business status, type and
3 date of coverage, manual premium code, and policy information including policy
4 numbers, cancellations, terminations, endorsements, and reinstatement dates. The
5 department office may enter into contracts with the Wisconsin compensation rating
6 bureau to share the costs of data processing and other services. No information
7 obtained by the department office under this subsection may be made public by the
8 department office except as authorized by the Wisconsin compensation rating
9 bureau.

10 **SECTION 2888.** 102.315 (4) of the statutes is amended to read:

11 102.315 (4) MASTER POLICY; APPROVAL REQUIRED. An employee leasing company
12 may insure its liability under sub. (2) by obtaining a master policy that has been
13 approved by the commissioner of ~~insurance~~ as provided in this subsection. The
14 commissioner of ~~insurance~~ may approve the issuance of a master policy if the insurer
15 proposing to issue the master policy submits a filing to the bureau showing that the
16 insurer has the technological capacity and operation capability to provide to the
17 bureau information, including unit statistical data, information concerning proof of
18 coverage and cancellation, termination, and nonrenewal of coverage, and any other
19 information that the bureau may require, at the client level and in a format required
20 by the bureau and the bureau submits the filing to the commissioner of ~~insurance~~ for
21 approval under s. 626.13. A master policy filing under this subsection shall also
22 establish basic manual rules governing the issuance of an insurance policy covering
23 the leased employees of a divided workforce that are consistent with sub. (6) and the
24 cancellation, termination, and nonrenewal of policies that are consistent with sub.
25 (10). On approval by the commissioner of ~~insurance~~ of a master policy filing, an

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1 insurer may issue a master policy to an employee leasing company insuring the
2 liability of the employee leasing company under sub. (2).

3 **SECTION 2889.** 102.315 (5) (b) (intro.) of the statutes is amended to read:

4 102.315 (5) (b) (intro.) Within 30 days after the effective date of an employee
5 leasing agreement with a small client that is covered under a master policy under
6 par. (a), the employee leasing company shall report to the ~~department~~ office all of the
7 following information:

8 **SECTION 2890.** 102.315 (5) (c) of the statutes is amended to read:

9 102.315 (5) (c) Within 30 days after the effective date of coverage of a small
10 client under a master policy under par. (a), the insurer or, if authorized by the
11 insurer, the employee leasing company shall file proof of that coverage with the
12 ~~department~~ office. Coverage of a small client under a master policy becomes binding
13 when the insurer or employee leasing company files proof of that coverage under this
14 paragraph or provides notice of coverage to the small client, whichever occurs first.
15 Nothing in this paragraph requires an employee leasing company or an employee of
16 an employee leasing company to be licensed as an insurance intermediary under ch.
17 628.

18 **SECTION 2891.** 102.315 (6) (a) of the statutes is amended to read:

19 102.315 (6) (a) If a client notifies the ~~department~~ office as provided under par.
20 (b) of its intent to have a divided workforce, an insurer may issue a worker's
21 compensation insurance policy covering only the leased employees of the client. An
22 insurer that issues a policy covering only the leased employees of a client is not liable
23 under s. 102.03 for any compensation payable under this chapter to an employee of
24 the client who is not a leased employee unless the insurer also issues a policy covering
25 that employee. A client that has a divided workforce shall insure its employees who

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1 are not leased employees in the voluntary market and may not insure those
2 employees under the mandatory risk-sharing plan under s. 619.01 unless the leased
3 employees of the client are covered under that plan.

4 **SECTION 2892.** 102.315 (6) (b) (intro.) of the statutes is amended to read:

5 102.315 (6) (b) (intro.) A client that intends to have a divided workforce shall
6 notify the ~~department~~ office of that intent on a form prescribed by the ~~department~~
7 office that includes all of the following:

8 **SECTION 2893.** 102.315 (6) (b) 1. of the statutes is amended to read:

9 102.315 (6) (b) 1. The names and mailing addresses of the client and the
10 employee leasing company, the effective date of the employee leasing agreement, a
11 description of the employees of the client who are not leased employees, and such
12 other information as the ~~department~~ office may require.

13 **SECTION 2894.** 102.315 (6) (b) 3. of the statutes is amended to read:

14 102.315 (6) (b) 3. An agreement by the client to assume full responsibility to
15 immediately pay all compensation and other payments payable under this chapter
16 as may be required by the ~~department~~ office should a dispute arise between 2 or more
17 insurers as to liability under this chapter for an injury sustained while a divided
18 workforce plan is in effect, pending final resolution of that dispute. This subdivision
19 does not preclude a client from insuring that responsibility in an insurer authorized
20 to do business in this state.

21 **SECTION 2895.** 102.315 (6) (d) of the statutes is amended to read:

22 102.315 (6) (d) When the ~~department~~ office receives a notification under par.
23 (b), the ~~department~~ office shall immediately provide a copy of the notification to the
24 bureau.

25 **SECTION 2896.** 102.315 (6) (e) 1. of the statutes is amended to read:

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1 102.315 (6) (e) 1. If a client intends to terminate a divided workforce plan, the
2 client shall notify the ~~department~~ office of that intent on a form prescribed by the
3 ~~department~~ office. Termination of a divided workforce plan by a client is not effective
4 until 10 days after notice of the termination is received by the ~~department~~ office.

5 **SECTION 2897.** 102.315 (6) (e) 2. of the statutes is amended to read:

6 102.315 (6) (e) 2. If an insurer cancels, terminates, or ~~does not renew~~
7 nonrenews a worker's compensation insurance policy issued under a divided
8 workforce plan that covers in the voluntary market the employees of a client who are
9 not leased employees, the divided workforce plan is terminated on the effective date
10 of the cancellation, termination, or nonrenewal of the policy, unless the client
11 submits evidence under par. (c) that both the leased employees of the client and the
12 employees of the client who are not leased employees are covered under a mandatory
13 risk-sharing plan.

14 **SECTION 2898.** 102.315 (6) (e) 3. of the statutes is amended to read:

15 102.315 (6) (e) 3. If an insurer cancels, terminates, or ~~does not renew~~
16 nonrenews a worker's compensation insurance policy issued under a divided
17 workforce plan that covers under the mandatory risk-sharing plan under s. 619.01
18 the employees of a client who are not leased employees, the divided workforce plan
19 is terminated on the effective date of the cancellation, termination, or nonrenewal
20 of the policy.

21 **SECTION 2899.** 102.315 (9) (a) of the statutes is amended to read:

22 102.315 (9) (a) An insurer that issues a policy under sub. (3), (4), or (5) (a) may
23 charge a premium for coverage under that policy that complies with the applicable
24 classifications, rules, rates, and rating plans filed with and approved by the
25 commissioner ~~of insurance~~ under s. 626.13.

SENATE BILL 21**SECTION 2900**

1 **SECTION 2900.** 102.315 (10) (a) 2. of the statutes is amended to read:

2 102.315 (10) (a) 2. The insureds under a policy described in subd. 1. may cancel
3 the policy during the policy period if both the employee leasing company and the
4 client agree to the cancellation, the cancellation is confirmed by the employee leasing
5 company promptly providing written confirmation of the cancellation to the client or
6 by the client agreeing to the cancellation in writing, and the insurer provides written
7 notice of the cancellation to the ~~department~~ office as required under s. 102.31 (2) (a).

8 **SECTION 2901.** 102.315 (10) (a) 3. of the statutes is amended to read:

9 102.315 (10) (a) 3. Subject to subd. 4., an insurer may cancel, terminate, or
10 nonrenew a policy described in subd. 1. by providing written notice of the
11 cancellation, termination, or nonrenewal to the insured employee leasing company
12 and to the ~~department~~ office as required under s. 102.31 (2) (a) and by providing that
13 notice to the insured client. The insurer is not required to state in the notice to the
14 insured client the facts on which the decision to cancel, terminate, or nonrenew the
15 policy is based. Except as provided in s. 102.31 (2) (b), cancellation or termination
16 of a policy under this subdivision for any reason other than nonrenewal is not
17 effective until 30 days after the insurer has provided written notice of the
18 cancellation or termination to the insured employee leasing company, the insured
19 client, and the ~~department~~ office. Except as provided in s. 102.31 (2) (b), nonrenewal
20 of a policy under this subdivision is not effective until 60 days after the insurer has
21 provided written notice of the cancellation or termination to the insured employee
22 leasing company, the insured client, and the ~~department~~ office.

23 **SECTION 2902.** 102.315 (10) (a) 4. of the statutes is amended to read:

24 102.315 (10) (a) 4. If an employee leasing company terminates an employee
25 leasing agreement with a client in its entirety, an insurer may cancel or terminate

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1 a policy described in subd. 1. covering that client during the policy period by
2 providing written notice of the cancellation or termination to the insured employee
3 leasing company and the ~~department~~ office as required under s. 102.31 (2) (a) and
4 by providing that notice to the insured client. The insurer shall state in the notice
5 to the insured client that the policy is being cancelled or terminated due to the
6 termination of the employee leasing agreement. Except as provided in s. 102.31 (2)
7 (b), cancellation or termination of a policy under this subdivision is not effective until
8 30 days after the insurer has provided written notice of the cancellation or
9 termination to the insured employee leasing company, the insured client, and the
10 ~~department~~ office.

11 **SECTION 2903.** 102.315 (10) (b) 2. of the statutes is amended to read:

12 102.315 (10) (b) 2. The insureds under a policy described in subd. 1. may cancel
13 the policy during the policy period if both the employee leasing company and the
14 client agree to the cancellation, the cancellation is confirmed by the employee leasing
15 company promptly providing written confirmation of the cancellation to the client or
16 by the client agreeing to the cancellation in writing, and the insurer provides written
17 notice of the cancellation to the ~~department~~ office as required under s. 102.31 (2) (a).

18 **SECTION 2904.** 102.315 (10) (b) 3. of the statutes is amended to read:

19 102.315 (10) (b) 3. An insurer may cancel, terminate, or nonrenew a policy
20 described in subd. 1., including cancellation or termination of a policy providing
21 continued coverage under subd. 4., by providing written notice of the cancellation,
22 termination, or nonrenewal to the insured employee leasing company and to the
23 ~~department~~ office as required under s. 102.31 (2) (a) and by providing that notice to
24 the insured client. Except as provided in s. 102.31 (2) (b), cancellation or termination
25 of a policy under this subdivision for any reason other than nonrenewal is not

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1 effective until 30 days after the insurer has provided written notice of the
2 cancellation or termination to the insured employee leasing company, the insured
3 client, and the ~~department~~ office. Except as provided in s. 102.31 (2) (b), nonrenewal
4 of a policy under this subdivision is not effective until 60 days after the insurer has
5 provided written notice of the cancellation or termination to the insured employee
6 leasing company, the insured client, and the ~~department~~ office.

7 **SECTION 2905.** 102.32 (1m) (intro.) of the statutes is amended to read:

8 102.32 (1m) (intro.) In any case in which compensation payments for an injury
9 have extended or will extend over 6 months or more after the date of the injury or in
10 any case in which death benefits are payable, any party in interest may, in the
11 discretion of the ~~department~~ office, be discharged from, or compelled to guarantee,
12 future compensation payments by doing any of the following:

13 **SECTION 2906.** 102.32 (1m) (a) of the statutes is amended to read:

14 102.32 (1m) (a) Depositing the present value of the total unpaid compensation
15 upon a 5 percent interest discount basis with a credit union, savings bank, savings
16 and loan association, bank, or trust company designated by the ~~department~~ office.

17 **SECTION 2907.** 102.32 (1m) (c) of the statutes is amended to read:

18 102.32 (1m) (c) Making payment in gross upon a 5 percent interest discount
19 basis to be approved by the ~~department~~ office.

20 **SECTION 2908.** 102.32 (1m) (d) of the statutes is amended to read:

21 102.32 (1m) (d) In cases in which the time for making payments or the amounts
22 of payments cannot be definitely determined, furnishing a bond, or other security,
23 satisfactory to the ~~department~~ office for the payment of compensation as may be due
24 or become due. The acceptance of the bond, or other security, and the form and
25 sufficiency of the bond or other security, shall be subject to the approval of the

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1 department office. If the employer or insurer is unable or fails to immediately
2 procure the bond, then, the employer or insurer, in lieu of procuring the bond, shall
3 deposit ~~shall be made~~ with a credit union, savings bank, savings and loan
4 association, bank, or trust company designated by the department, ~~of~~ office the
5 maximum amount that may reasonably become payable in ~~these~~ those cases, to be
6 determined by the department office at amounts consistent with the extent of the
7 injuries and the law. The bonds and deposits ~~are to~~ may be reduced only to satisfy
8 claims and may be withdrawn only after the claims which they are to guarantee are
9 fully satisfied or liquidated under par. (a), (b), or (c).

10 **SECTION 2909.** 102.32 (5) of the statutes is amended to read:

11 102.32 (5) Any insured employer may, ~~within~~ in the discretion of the
12 department office, compel the insurer to discharge, or to guarantee payment of, the
13 employer's liabilities in any case described in sub. (1m) and ~~thereby~~ by that discharge
14 or guarantee release the employer from ~~compensation~~ liability for compensation in
15 that case, ~~but~~ except that if for any reason a bond furnished or deposit made under
16 sub. (1m) (d) does not fully protect the beneficiary of the bond or deposit, the
17 compensation insurer or insured employer, as the case may be, shall still be liable
18 to the that beneficiary of the ~~bond or deposit~~.

19 **SECTION 2910.** 102.32 (6) (b) of the statutes is amended to read:

20 102.32 (6) (b) Subject to par. (d), if the employer or the employer's insurer
21 concedes liability for an injury that results in permanent disability and if the extent
22 of the permanent disability can be determined based on a minimum permanent
23 disability rating promulgated by the department office by rule, compensation for
24 permanent disability shall begin within 30 days after the end of the employee's

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1 healing period or the date on which compensation for temporary disability ends due
2 to the employee's return to work, whichever is earlier.

3 **SECTION 2911.** 102.32 (6) (d) of the statutes is amended to read:

4 102.32 (6) (d) The ~~department~~ office shall promulgate rules for determining
5 when compensation for permanent disability shall begin in cases in which the
6 employer or the employer's insurer concedes liability, but disputes the extent of
7 permanent disability.

8 **SECTION 2912.** 102.32 (6) (e) of the statutes is amended to read:

9 102.32 (6) (e) Payments for permanent disability, including payments based on
10 minimum permanent disability ratings promulgated by the ~~department~~ office by
11 rule, shall continue on a monthly basis and shall accrue and be payable between
12 intermittent periods of temporary disability so long as the employer or insurer knows
13 the nature of the permanent disability.

14 **SECTION 2913.** 102.32 (6m) of the statutes is amended to read:

15 102.32 (6m) The ~~department~~ office may direct an advance on a payment of
16 unaccrued compensation for permanent disability or death benefits if the
17 ~~department~~ office determines that the advance payment is in the best interest of the
18 injured employee or the employee's dependents. In directing the advance, the
19 ~~department~~ office shall give the employer or the employer's insurer an interest credit
20 against its liability. The credit shall be computed at 5 percent. An injured employee
21 or dependent may receive no more than 3 advance payments per calendar year.

22 **SECTION 2914.** 102.32 (7) of the statutes is amended to read:

23 102.32 (7) No lump sum settlement shall be allowed in any case of permanent
24 total disability upon an estimated life expectancy, except upon consent of all parties,

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1 after hearing and finding by the ~~department~~ division that the interests of the injured
2 employee will be conserved ~~thereby~~ by the lump sum settlement.

3 **SECTION 2915.** 102.33 (title) of the statutes is amended to read:

4 **102.33 (title) Department forms Forms and records; public access.**

5 **SECTION 2916.** 102.33 (1) of the statutes is amended to read:

6 102.33 (1) The ~~department~~ office and the division shall print and furnish free
7 to any employer or employee any blank forms that ~~the department considers~~ are
8 necessary to facilitate efficient administration of this chapter. ~~The department~~ office
9 and the division shall keep any record books or records that ~~the department~~
10 ~~considers~~ are necessary for the proper and efficient administration of this chapter.

11 **SECTION 2917.** 102.33 (2) (a) of the statutes is amended to read:

12 102.33 (2) (a) Except as provided in pars. (b) and (c), ~~the records of the~~
13 ~~department, and the records of the commission, the office, and the division~~ related
14 to the administration of this chapter are subject to inspection and copying under s.
15 19.35 (1).

16 **SECTION 2918.** 102.33 (2) (b) (intro.) of the statutes is amended to read:

17 102.33 (2) (b) (intro.) Except as provided in this paragraph and par. (d), a record
18 maintained by ~~the department or by the commission, by the office, or by the division~~
19 that reveals the identity of an employee who claims worker's compensation benefits,
20 the nature of the employee's claimed injury, the employee's past or present medical
21 condition, the extent of the employee's disability, or the amount, type, or duration of
22 benefits paid to the employee and a record maintained by the ~~department~~ office that
23 reveals any financial information provided to the ~~department~~ office by a self-insured
24 employer or by an applicant for exemption under s. 102.28 (2) (b) are confidential and
25 not open to public inspection or copying under s. 19.35 (1). ~~The department or~~

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1 commission, the office, or the division may deny a request made under s. 19.35 (1)
2 or, subject to s. 102.17 (2m) and (2s), refuse to honor a subpoena issued by an attorney
3 of record in a civil or criminal action or special proceeding to inspect and copy a record
4 that is confidential under this paragraph, unless ~~one~~ any of the following applies:

5 **SECTION 2919.** 102.33 (2) (b) 1. of the statutes is amended to read:

6 102.33 (2) (b) 1. The requester is the employee who is the subject of the record
7 or an attorney or authorized agent of that employee. An attorney or authorized agent
8 of an employee who is the subject of a record shall provide a written authorization
9 for inspection and copying from the employee if requested by the ~~department or the~~
10 commission, the office, or the division.

11 **SECTION 2920.** 102.33 (2) (b) 2. of the statutes is amended to read:

12 102.33 (2) (b) 2. The record that is requested contains confidential information
13 concerning a worker's compensation claim and the requester is an insurance carrier
14 or employer that is a party to any worker's compensation claim involving the same
15 employee or an attorney or authorized agent of that insurance carrier or employer,
16 except that the ~~department or the~~ commission, the office, or the division is not
17 required to do a random search of its records and may require the requester to
18 provide the approximate date of the injury and any other relevant information that
19 would assist the ~~department or the~~ commission, the office, or the division in finding
20 the record requested. An attorney or authorized agent of an insurance carrier or
21 employer that is a party to an employee's worker's compensation claim shall provide
22 a written authorization for inspection and copying from the insurance carrier or
23 employer if requested by the ~~department or the~~ commission, the office, or the
24 division.

25 **SECTION 2921.** 102.33 (2) (b) 3. of the statutes is amended to read:

SENATE BILL 21**SECTION 2921**

1 102.33 (2) (b) 3. The record that is requested contains financial information
2 provided by a self-insured employer or by an applicant for exemption under s. 102.28
3 (2) (b) and the requester is the self-insured employer or applicant for exemption or
4 an attorney or authorized agent of the self-insured employer or applicant for
5 exemption. An attorney or authorized agent of the self-insured employer or of the
6 applicant for exemption shall provide a written authorization for inspection and
7 copying from the self-insured employer or applicant for exemption if requested by
8 the ~~department~~ office.

9 **SECTION 2922.** 102.33 (2) (b) 4. of the statutes is amended to read:

10 102.33 (2) (b) 4. A court of competent jurisdiction in this state orders the
11 ~~department or the commission, the office, or the division~~ to release the record.

12 **SECTION 2923.** 102.33 (2) (c) of the statutes is amended to read:

13 102.33 (2) (c) A record maintained by the ~~department or the commission, the~~
14 office, or the division that contains employer or insurer information obtained from
15 the Wisconsin compensation rating bureau under s. 102.31 (8) or 626.32 (1) (a) is
16 confidential and not open to public inspection or copying under s. 19.35 (1) unless the
17 Wisconsin compensation rating bureau authorizes public inspection or copying of
18 that information.

19 **SECTION 2924.** 102.33 (2) (d) 2. of the statutes is amended to read:

20 102.33 (2) (d) 2. The ~~department or the commission, the office, or the division~~
21 may release information that is confidential under par. (b) to a government unit, an
22 institution of higher education, or a nonprofit research organization for purposes of
23 research and may release information that is confidential under par. (c) to those
24 persons for that purpose if the Wisconsin compensation rating bureau authorizes
25 that release. A government unit, institution of higher education, or nonprofit

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1 research organization may not permit inspection or disclosure of any information
2 released to it under this subdivision that is confidential under par. (b) unless the
3 ~~department or commission,~~ the office, or the division authorizes that inspection or
4 disclosure and may not permit inspection or disclosure of any information released
5 to it under this subdivision that is confidential under par. (c) unless the ~~department~~
6 ~~or commission,~~ the office, or the division, and the Wisconsin compensation rating
7 bureau, authorize the inspection or disclosure. A government unit, institution of
8 higher education, or nonprofit research organization that obtains any confidential
9 information under this subdivision for purposes of research shall provide the results
10 of that research free of charge to the person that released or authorized the release
11 of that information.

12 **SECTION 2925.** 102.35 (1) of the statutes is amended to read:

13 102.35 (1) Every employer and every insurance company that fails to keep the
14 records or to make the reports required by this chapter or that knowingly falsifies
15 such those records or makes false reports shall pay a work injury supplemental
16 benefit surcharge to the state of not less than \$10 nor more than \$100 for each
17 offense. The ~~department~~ office may waive or reduce a surcharge imposed under this
18 subsection if the employer or insurance company that violated this subsection
19 requests a waiver or reduction of the surcharge within 45 days after the date on
20 which notice of the surcharge is mailed to the employer or insurance company and
21 shows that the violation was due to mistake or an absence of information. A
22 surcharge imposed under this subsection is due within 30 days after the date on
23 which notice of the surcharge is mailed to the employer or insurance company.
24 Interest shall accrue on amounts that are not paid when due at the rate of 1 percent

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1 per month. All surcharges and interest payments received under this subsection
2 shall be deposited in the fund established under s. 102.65.

3 **SECTION 2926.** 102.35 (2) of the statutes is amended to read:

4 102.35 (2) Any employer, or duly authorized agent thereof ~~thereof~~ of an employer, who,
5 without reasonable cause, refuses to rehire an employee injured in the course of
6 employment, or who, because of a claim or attempt to claim compensation benefits
7 from such ~~such~~ that employer, discriminates or threatens to discriminate against an
8 employee as to the employee's employment, shall ~~forfeit to the state not less than \$50~~
9 ~~nor more than \$500~~ be subject to a forfeiture under s. 601.64 (3) (c) for each offense.

10 No action under this subsection may be commenced except upon request of the
11 ~~department~~ office.

12 **SECTION 2927.** 102.35 (3) of the statutes is amended to read:

13 102.35 (3) Any employer who without reasonable cause refuses to rehire an
14 employee who is injured in the course of employment, ~~where~~ when suitable
15 employment is available within the employee's physical and mental limitations,
16 upon order of the ~~department and in addition to other benefits~~ division, has exclusive
17 liability to pay to the employee, in addition to other benefits, the wages lost during
18 the period of such ~~that~~ that refusal, not exceeding one year's wages. In determining the
19 availability of suitable employment, the continuance in business of the employer
20 shall be considered and any written rules promulgated by the employer with respect
21 to seniority or the provisions of any collective bargaining agreement with respect to
22 seniority shall govern.

23 **SECTION 2928.** 102.37 of the statutes is amended to read:

24 **102.37 Employers' records.** Every employer of 3 or more persons and every
25 employer who is subject to this chapter shall keep a record of all accidents causing

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1 death or disability of any employee while performing services growing out of and
2 incidental to the employment. ~~This~~ That record shall give the name, address, age,
3 and wages of the deceased or injured employee, the time and causes of the accident,
4 the nature and extent of the injury, and any other information the ~~department~~ office
5 may require by rule or general order. Reports based upon ~~this~~ that record shall be
6 furnished to the ~~department~~ office at such times and in such manner as the
7 ~~department~~ office may require by rule or general order, in a format approved by the
8 ~~department~~ office.

9 **SECTION 2929.** 102.38 of the statutes is amended to read:

10 **102.38 Records and reports of payments.** Every insurance company that
11 transacts the business of compensation insurance, and every employer who is subject
12 to this chapter, but whose liability is not insured, shall keep a record of all payments
13 made under this chapter and of the time and manner of making the payments and
14 shall furnish reports based upon these records and any other information to the
15 ~~department~~ office as the ~~department~~ office may require by rule or general order, in
16 a format approved by the ~~department~~ office.

17 **SECTION 2930.** 102.39 of the statutes is amended to read:

18 **102.39 Rules and general orders; application of statutes.** The provisions
19 of s. 103.005 relating to the adoption, publication, modification, and court review of
20 rules or general orders of the department ~~shall~~ of workforce development apply to all
21 rules promulgated or general orders adopted by the office under this chapter in the
22 same manner as those provisions apply to rules promulgated or general orders
23 adopted by the department of workforce development.

24 **SECTION 2931.** 102.40 of the statutes is amended to read:

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1 **102.40 Reports not evidence in actions.** Reports furnished to the
2 department pursuant to office under ss. 102.37 and 102.38 shall not be are not
3 admissible as evidence in any action or proceeding arising out of the death or accident
4 reported.

5 **SECTION 2932.** 102.42 (1m) of the statutes is amended to read:

6 **102.42 (1m) LIABILITY FOR UNNECESSARY TREATMENT.** If an employee who has
7 sustained a compensable injury undertakes in good faith invasive treatment that is
8 generally medically acceptable, but that is unnecessary, the employer shall pay
9 disability indemnity for all disability incurred as a result of that treatment. An
10 employer is not liable for disability indemnity for any disability incurred as a result
11 of any unnecessary treatment undertaken in good faith that is noninvasive or not
12 medically acceptable. This subsection applies to all findings that an employee has
13 sustained a compensable injury, whether the finding results from a hearing, the
14 default of a party, or a compromise or stipulation confirmed by the department
15 division.

16 **SECTION 2933.** 102.42 (6) of the statutes is amended to read:

17 **102.42 (6) TREATMENT REJECTED BY EMPLOYEE.** Unless the employee shall have
18 has elected Christian Science treatment in lieu of medical, surgical, dental, or
19 hospital treatment, no compensation shall be payable for the death or disability of
20 an employee, if the death be is caused, or insofar as the disability may be aggravated,
21 caused, or continued, by an unreasonable refusal or neglect to submit to or follow any
22 competent and reasonable medical, surgical, or dental treatment or, in the case of
23 tuberculosis, by refusal or neglect to submit to or follow hospital or medical
24 treatment when found by the department division to be necessary. The right to
25 compensation accruing during a period of refusal or neglect to submit to or follow

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1 hospital or medical treatment when found by the ~~department~~ division to be
2 necessary in the case of tuberculosis shall be barred, irrespective of whether
3 disability was aggravated, caused, or continued ~~thereby~~ by that refusal or neglect.

4 **SECTION 2934.** 102.42 (8) of the statutes is amended to read:

5 102.42 (8) AWARD TO STATE EMPLOYEE. Whenever the division makes an award
6 ~~is made by the department in~~ on behalf of a state employee, the ~~department of~~
7 ~~workforce development~~ division shall file duplicate copies of the award with the
8 subunit of the the department of administration responsible for risk management.
9 Upon receipt of the copies of the award, the department of administration shall
10 promptly issue a voucher in payment of the award from the proper appropriation
11 under s. 20.865 (1) (fm), (kr), or (ur), and shall transmit one copy of the voucher and
12 the award to the officer, department, or agency by whom the affected employee is
13 employed.

14 **SECTION 2935.** 102.42 (9) (a) of the statutes is amended to read:

15 102.42 (9) (a) One of the primary purposes of this chapter is restoration of an
16 injured employee to gainful employment. To this end, the ~~department~~ office shall
17 employ a specialist in physical, medical, and vocational rehabilitation.

18 **SECTION 2936.** 102.42 (9) (b) of the statutes is amended to read:

19 102.42 (9) (b) ~~Such~~ The specialist employed under par. (a) shall study the
20 problems of rehabilitation, both physical and vocational and shall refer suitable
21 cases to the ~~department~~ office for vocational evaluation and training. The specialist
22 shall investigate and maintain a directory of such rehabilitation facilities, private
23 and public, as are capable of rendering competent rehabilitation service to seriously
24 injured employees.

25 **SECTION 2937.** 102.425 (4m) (a) of the statutes is amended to read:

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1 102.425 (4m) (a) The department office has jurisdiction ~~under this subsection~~
2 ~~and s. 102.16 (1m) (e) and s. 102.17~~ to resolve a dispute between a pharmacist or
3 practitioner and an employer or insurer over the reasonableness of the amount
4 charged for a prescription drug dispensed under sub. (2) for outpatient use by an
5 injured employee who claims benefits under this chapter.

6 **SECTION 2938.** 102.425 (4m) (b) of the statutes is amended to read:

7 102.425 (4m) (b) An employer or insurer that disputes the reasonableness of
8 the amount charged for a prescription drug dispensed under sub. (2) for outpatient
9 use by an injured employee or the department division under sub. (4) (b) or s. 102.16
10 (1m) (c) or 102.18 (1) (bg) 3. shall provide, within 30 days after receiving a completed
11 bill for the prescription drug, reasonable written notice to the pharmacist or
12 practitioner that the charge is being disputed. After receiving reasonable written
13 notice under this paragraph or under sub. (4) (b) or s. 102.16 (1m) (c) or 102.18 (1)
14 (bg) 1. that a prescription drug charge is being disputed, a pharmacist or practitioner
15 may not collect the disputed charge from, or bring an action for collection of the
16 disputed charge against, the employee who received the prescription drug.

17 **SECTION 2939.** 102.425 (4m) (c) of the statutes is amended to read:

18 102.425 (4m) (c) A pharmacist or practitioner that receives notice under par.
19 (b) that the reasonableness of the amount charged for a prescription drug dispensed
20 under sub. (2) for outpatient use by an injured employee is in dispute shall file the
21 dispute with the department office within 6 months after receiving that notice.

22 **SECTION 2940.** 102.425 (4m) (d) of the statutes is amended to read:

23 102.425 (4m) (d) The department office shall deny payment of a prescription
24 drug charge that the department office determines under this subsection to be
25 unreasonable. A pharmacist or practitioner and an employer or insurer that are

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1 parties to a dispute under this subsection over the reasonableness of a prescription
2 drug charge are bound by the department's office's determination under this
3 subsection on the reasonableness of the disputed charge, unless that determination
4 is set aside on judicial review as provided in par. (e).

5 **SECTION 2941.** 102.425 (4m) (e) of the statutes is amended to read:

6 102.425 (4m) (e) Within 30 days after a determination under this subsection,
7 the ~~department~~ office may set aside, reverse, or modify the determination for any
8 reason that the ~~department~~ office considers sufficient. Within 60 days after a
9 determination under this subsection, the ~~department~~ office may set aside, reverse,
10 or modify the determination on grounds of mistake. A pharmacist, practitioner,
11 employer, or insurer that is aggrieved by a determination of the ~~department~~ office
12 under this subsection may seek judicial review of that determination in the same
13 manner that compensation claims are reviewed under s. 102.23.

14 **SECTION 2942.** 102.43 (5) (b) of the statutes is amended to read:

15 102.43 (5) (b) Except as provided in s. 102.61 (1g), temporary disability shall
16 also include such period as the employee may be receiving instruction under s. 102.61
17 (1) or (1m). Temporary disability on account of receiving instruction under s. 102.61
18 (1) or (1m), and not otherwise resulting from the injury, shall not be in excess of 80
19 weeks. ~~Such~~ That 80-week limitation does not apply to temporary disability benefits
20 under this section, the cost of tuition, fees, books, travel, or maintenance under s.
21 102.61 (1), or the cost of private rehabilitation counseling or rehabilitative training
22 under s. 102.61 (1m) if the ~~department~~ office determines that additional training is
23 warranted. The necessity for additional training as authorized by the ~~department~~
24 office for any employee shall be subject to periodic review and reevaluation.

25 **SECTION 2943.** 102.44 (1) (ag) of the statutes is amended to read:

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1 102.44 (1) (ag) Notwithstanding any other provision of this chapter, every
2 employee who is receiving compensation under this chapter for permanent total
3 disability or continuous temporary total disability more than 24 months after the
4 date of injury resulting from an injury that occurred prior to January 1, 2001, shall
5 receive supplemental benefits that shall be payable ~~in the first instance~~ by the
6 employer or, subject to par. (c), the employer's insurance carrier, or in the case of
7 benefits payable to an employee under s. 102.66, shall be paid by the department out
8 of the fund created under s. 102.65. Those supplemental benefits shall be paid only
9 for weeks of disability occurring after January 1, 2003, and shall continue during the
10 period of such total disability subsequent to that date.

11 **SECTION 2944.** 102.44 (1) (ag) of the statutes, as affected by 2015 Wisconsin Act
12 (this act), is amended to read:

13 102.44 (1) (ag) Notwithstanding any other provision of this chapter, every
14 employee who is receiving compensation under this chapter for permanent total
15 disability or continuous temporary total disability more than 24 months after the
16 date of injury resulting from an injury that occurred prior to January 1, 2001, shall
17 receive supplemental benefits that shall be payable by the employer or, ~~subject to par.~~
18 ~~(e)~~, the employer's insurance carrier, or in the case of benefits payable to an employee
19 under s. 102.66, shall be paid by the ~~department~~ office out of the fund created under
20 s. 102.65. Those supplemental benefits shall be paid only for weeks of disability
21 occurring after January 1, 2003, and shall continue during the period of such total
22 disability subsequent to that date.

23 **SECTION 2945.** 102.44 (1) (c) of the statutes is renumbered 102.44 (1) (c) 1. and
24 amended to read:

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1 102.44 (1) (c) 1. ~~Subject to any certificate filed under s. 102.65 (4), an employer~~
2 or An insurance carrier paying the supplemental benefits required under this
3 subsection shall be entitled to reimbursement for each such case from the ~~fund~~
4 ~~established by s. 102.65~~ worker's compensation operations fund, commencing one
5 year after the date of the first payment of those benefits and annually thereafter
6 while those payments continue. To receive reimbursement under this paragraph, an
7 ~~employer or~~ insurance carrier must file a claim for that reimbursement with the
8 department by no later than 12 months after the end of the year in which the
9 supplemental benefits were paid and the claim must be approved by the department.

10 **SECTION 2946.** 102.44 (1) (c) 1. of the statutes, as affected by 2015 Wisconsin
11 Act (this act), is amended to read:

12 102.44 (1) (c) 1. An insurance carrier paying the supplemental benefits
13 required under this subsection shall be entitled to reimbursement for each such case
14 from the worker's compensation operations fund, commencing one year after the
15 date of the first payment of those benefits and annually thereafter while those
16 payments continue. To receive reimbursement under this paragraph, an insurance
17 carrier must file a claim for that reimbursement with the ~~department~~ office by no
18 later than 12 months after the end of the year in which the supplemental benefits
19 were paid and the claim must be approved by the ~~department~~ office.

20 **SECTION 2947.** 102.44 (1) (c) 2. of the statutes is created to read:

21 102.44 (1) (c) 2. After the expiration of the deadline for filing a claim under
22 subd. 1., the department shall determine the total amount of all claims filed by that
23 deadline and shall use that total to determine the amount to be collected under s.
24 102.75 (1g) from each licensed worker's compensation insurance carrier, deposited
25 in the worker's compensation operations fund, and used to provide reimbursement

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1 to insurance carriers paying supplemental benefits under this subsection. Subject
2 to subd. 3., the department shall pay a claim for reimbursement approved by the
3 department by no later than 16 months after the end of the year in which the claim
4 was received by the department.

5 **SECTION 2948.** 102.44 (1) (c) 2. of the statutes, as created by 2015 Wisconsin
6 Act (this act), is amended to read:

7 102.44 (1) (c) 2. After the expiration of the deadline for filing a claim under
8 subd. 1., the ~~department~~ office shall determine the total amount of all claims filed
9 by that deadline and shall use that total to determine the amount to be collected
10 under s. 102.75 (1g) from each licensed worker's compensation insurance carrier,
11 deposited in the worker's compensation operations fund, and used to provide
12 reimbursement to insurance carriers paying supplemental benefits under this
13 subsection. Subject to subd. 3., the ~~department~~ office shall pay a claim for
14 reimbursement approved by the ~~department~~ office by no later than 16 months after
15 the end of the year in which the claim was received by the ~~department~~ office.

16 **SECTION 2949.** 102.44 (1) (c) 3. of the statutes is created to read:

17 102.44 (1) (c) 3. The maximum amount that the department may pay under
18 subd. 2. in a calendar year is \$5,000,000. If the amount determined payable under
19 subd. 2. in a calendar year is \$5,000,000 or less, the department shall pay that
20 amount. If the amount determined payable under subd. 2. in a calendar year exceeds
21 \$5,000,000, the department shall pay \$5,000,000 in the year in which the
22 determination is made and, subject to the maximum amount payable of \$5,000,000
23 per calendar year, shall pay the excess in the next calendar year or in subsequent
24 calendar years until that excess is paid in full. The department shall pay claims for

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1 reimbursement under subd. 2. in the chronological order in which those claims are
2 received.

3 **SECTION 2950.** 102.44 (1) (c) 3. of the statutes, as created by 2015 Wisconsin
4 Act (this act), is amended to read:

5 102.44 (1) (c) 3. The maximum amount that the department office may pay
6 under subd. 2. in a calendar year is \$5,000,000. If the amount determined payable
7 under subd. 2. in a calendar year is \$5,000,000 or less, the department office shall
8 pay that amount. If the amount determined payable under subd. 2. in a calendar
9 year exceeds \$5,000,000, the department office shall pay \$5,000,000 in the year in
10 which the determination is made and, subject to the maximum amount payable of
11 \$5,000,000 per calendar year, shall pay the excess in the next calendar year or in
12 subsequent calendar years until that excess is paid in full. The department office
13 shall pay claims for reimbursement under subd. 2. in the chronological order in
14 which those claims are received.

15 **SECTION 2951.** 102.44 (1) (c) 4. of the statutes is created to read:

16 102.44 (1) (c) 4. This paragraph does not apply to supplemental benefits paid
17 for an injury that occurs on or after January 1, 2016.

18 **SECTION 2952.** 102.44 (2) of the statutes is amended to read:

19 102.44 (2) In case of permanent total disability, aggregate indemnity shall be
20 weekly indemnity for the period that the employee may live. Total impairment for
21 industrial use of both eyes, ~~or~~ the loss of both arms at or near the shoulder, ~~or~~ the loss
22 of both legs at or near the hip, or the loss of one arm at the shoulder and one leg at
23 the hip, constitutes permanent total disability. This enumeration is not exclusive,
24 but in other cases the department division shall find the facts.

25 **SECTION 2953.** 102.44 (5) (d) of the statutes is amended to read:

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1 102.44 (5) (d) The employer or insurance carrier making such a reduction
2 under this subsection shall report to the department office the reduction and, as
3 requested by the department office, furnish to the department office satisfactory
4 proof of the basis for the reduction.

5 **SECTION 2954.** 102.44 (6) (b) of the statutes is amended to read:

6 102.44 (6) (b) If, during the period set forth in s. 102.17 (4) the employment
7 relationship is terminated by the employer at the time of the injury, or by the
8 employee because his or her physical or mental limitations prevent his or her
9 continuing in such employment, or if during such that period a wage loss of ~~15%~~ 15
10 percent or more occurs, the department division may reopen any award and make
11 a redetermination taking into account loss of earning capacity.

12 **SECTION 2955.** 102.45 of the statutes is amended to read:

13 **102.45 Benefits payable to minors; how paid.** ~~Compensation and death~~
14 ~~benefit~~ In the discretion of the office, compensation or death benefits payable to an
15 employee or dependent who was a minor when the employee's or dependent's right
16 of the employee or dependent to compensation or death benefits began to accrue, may,
17 ~~in the discretion of the department,~~ be ordered paid to a bank, trust company, trustee,
18 parent, or guardian, for the use of such the employee or dependent as may be found
19 best calculated to conserve the employee's or dependent's interests. ~~Such of the~~
20 employee or dependent. The employee or dependent shall be entitled to receive
21 payments, in the aggregate, at a rate that is not less than that the rate applicable
22 to payments of primary compensation for total disability or death benefit as accruing
23 from the employee's or dependent's 18th birthday of the employee or dependent.

24 **SECTION 2956.** 102.475 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 2956**

1 102.475 (1) SPECIAL BENEFIT. If the deceased employee is a law enforcement
2 officer, correctional officer, fire fighter, rescue squad member, diving team member,
3 national guard member, or state defense force member on state active duty as
4 described in s. 102.07 (9) or if a deceased person is an employee or volunteer
5 performing emergency management activities under ch. 323 during a state of
6 emergency or a circumstance described in s. 323.12 (2) (c), who sustained an
7 accidental injury while performing services growing out of and incidental to that
8 employment or volunteer activity so that benefits are payable under s. 102.46 or
9 102.47 (1), the ~~department~~ office shall voucher and pay from the appropriation under
10 s. ~~20.445 (1)~~ 20.145 (6) (aa) a sum equal to ~~75%~~ 75 percent of the primary death
11 benefit as of the date of death, but not less than \$50,000 to the persons wholly
12 dependent upon the deceased. For purposes of this subsection, dependency shall be
13 determined under ss. 102.49 and 102.51.

14 **SECTION 2957.** 102.475 (6) of the statutes is amended to read:

15 102.475 (6) PROOF. In administering this section the ~~department~~ office may
16 require reasonable proof of birth, marriage, domestic partnership under ch. 770,
17 relationship, or dependency.

18 **SECTION 2958.** 102.48 (1) of the statutes is amended to read:

19 102.48 (1) An unestranged surviving parent or parents to whose support the
20 deceased has contributed less than \$500 in the 52 weeks next preceding the injury
21 causing death shall receive a death benefit of \$6,500. If the parents are not living
22 together, the ~~department~~ office shall divide this sum in such proportion as ~~it deems~~
23 the office considers to be just, considering their ages and other facts bearing on
24 dependency.

25 **SECTION 2959.** 102.48 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 2959**

1 102.48 (2) In all other cases the death benefit shall be such sum as the
2 department shall determine office determines to represent fairly and justly the aid
3 to support which the dependent might reasonably have anticipated from the
4 deceased employee but for the injury. To establish anticipation of support and
5 dependency, it shall not be essential that the deceased employee made any
6 contribution to support. The aggregate benefits in such that case shall not exceed
7 twice the average annual earnings of the deceased; or 4 times the contributions of the
8 deceased to the support of such his or her dependents during the year immediately
9 preceding the deceased employee's death, whichever amount is the greater. In no
10 event shall the aggregate benefits in such that case exceed the amount which that
11 would accrue to a person who is solely and wholly dependent. ~~Where~~ When there is
12 more than one partial dependent the weekly benefit shall be apportioned according
13 to their relative dependency. The term "support" as used in ss. 102.42 to 102.63 shall
14 include contributions to the capital fund of the dependents, for their necessary
15 comfort.

16 **SECTION 2960.** 102.48 (3) of the statutes is amended to read:

17 102.48 (3) ~~A- Except as otherwise provided, a~~ death benefit, other than burial
18 expenses, ~~except as otherwise provided,~~ shall be paid in weekly installments
19 corresponding in amount to two-thirds of the weekly earnings of the employee, until
20 otherwise ordered by the department office.

21 **SECTION 2961.** 102.49 (3) of the statutes is amended to read:

22 102.49 (3) If the employee leaves a spouse or domestic partner under ch. 770
23 wholly dependent and also a child by a former marriage, domestic partnership under
24 ch. 770, or adoption, likewise wholly dependent, aggregate benefits shall be the same
25 in amount as if the child were the child of the surviving spouse or partner, and the

SENATE BILL 21**SECTION 2961**

1 entire benefit shall be apportioned to the dependents in the amounts that the
2 department office determines to be just, considering the ages of the dependents and
3 other factors bearing on dependency. The benefit awarded to the surviving spouse
4 or partner shall not exceed 4 times the average annual earnings of the deceased
5 employee.

6 **SECTION 2962.** 102.49 (5) (d) of the statutes is amended to read:

7 102.49 (5) (d) The payment into the state treasury shall be made in all such
8 cases regardless of whether the dependents or personal representatives of the
9 deceased employee commence action against a 3rd party under s. 102.29. If the
10 payment is not made within 20 days after the ~~department makes request therefor~~
11 office requests the payment to be made, any sum payable shall bear interest at the
12 rate of ~~7%~~ 7 percent per year.

13 **SECTION 2963.** 102.49 (6) of the statutes is amended to read:

14 102.49 (6) The ~~department~~ office may award the additional benefits payable
15 under this section to the surviving parent of the child, to the child's guardian, or to
16 such other person, bank, or trust company for the child's use as may be found best
17 calculated to conserve the ~~interest~~ interests of the child. ~~In the case of death of a child~~
18 If the child dies while benefits are still payable, there shall be paid the reasonable
19 expense for burial, not exceeding \$1,500.

20 **SECTION 2964.** 102.51 (3) of the statutes is amended to read:

21 102.51 (3) DIVISION AMONG DEPENDENTS. If there is more than one person wholly
22 or partially dependent on a deceased employee, the death benefit shall be divided
23 between such those dependents in such proportion as the ~~department shall~~
24 determine office determines to be just, considering their ages and other facts bearing
25 on such their dependency.

SENATE BILL 21**SECTION 2965**

1 **SECTION 2965.** 102.51 (4) of the statutes is amended to read:

2 102.51 (4) DEPENDENCY AS OF THE DATE OF DEATH. Questions as to who is a
3 dependent and the extent of his or her dependency shall be determined as of the date
4 of the death of the employee, and the dependent's right to any death benefit becomes
5 fixed at that time, regardless of any subsequent change in conditions. The death
6 benefit shall be directly recoverable by and payable to the dependents entitled
7 ~~thereto~~ to the death benefit or their legal guardians or trustees. In case of the death
8 of a dependent whose right to a death benefit has ~~thus~~ become fixed, so much of the
9 benefit as is ~~then~~ unpaid is payable to the dependent's personal representatives in
10 gross, unless the ~~department~~ office determines that the unpaid benefit shall be
11 reassigned, under sub. (6), and paid to any other dependent who is physically or
12 mentally incapacitated or a minor. ~~A posthumous child is for the purpose~~ For
13 purposes of this subsection, a child of the employee who is born after the death of the
14 employee is considered to be a dependent as of the date of death.

15 **SECTION 2966.** 102.51 (6) of the statutes is amended to read:

16 102.51 (6) DIVISION AMONG DEPENDENTS. Benefits accruing to a minor dependent
17 child may be awarded to either parent in the discretion of the ~~department~~ office.
18 Notwithstanding sub. (1), the ~~department~~ office may reassign the death benefit, in
19 ~~accordance with their respective needs for the death benefit~~ as between a surviving
20 spouse or a domestic partner under ch. 770 and any children designated specified in
21 sub. (1) and s. 102.49 in accordance with their respective needs for the death benefit.

22 **SECTION 2967.** 102.55 (3) of the statutes is amended to read:

23 102.55 (3) For all other injuries to the members of the body or its faculties
24 ~~which that~~ are specified in ~~this~~ the schedule under s. 102.52 resulting in permanent
25 disability, though the member ~~be~~ is not actually severed or the faculty is not totally

SENATE BILL 21**SECTION 2967**

1 lost, compensation shall bear such relation to ~~that~~ the compensation named in this
2 the schedule as ~~disabilities bear~~ the disability bears to the ~~disabilities~~ disability
3 named in ~~this~~ the schedule. Indemnity in such ~~those~~ cases shall be determined by
4 allowing weekly indemnity during the healing period resulting from the injury and
5 the percentage of permanent disability resulting ~~thereafter~~ after the healing period
6 as found by the ~~department~~ division.

7 **SECTION 2968.** 102.555 (12) (a) of the statutes is amended to read:

8 102.555 (12) (a) An employer, the office, or the ~~department~~ division is not liable
9 for the expense of any examination or test for hearing loss, any evaluation of such
10 an exam or test, any medical treatment for improving or restoring hearing, or any
11 hearing aid to relieve the effect of hearing loss unless it is determined that
12 compensation for occupational deafness is payable under sub. (3), (4), or (11).

13 **SECTION 2969.** 102.56 (1) of the statutes is amended to read:

14 102.56 (1) Subject to sub. (2), if an employee is so permanently disfigured as
15 to occasion potential wage loss due to the disfigurement, the ~~department~~ division
16 may allow such sum as the ~~department~~ division considers just as compensation for
17 the disfigurement, not exceeding the employee's average annual earnings. In
18 determining the potential for wage loss due to the disfigurement and the sum
19 awarded, the ~~department~~ division shall take into account the age, education,
20 training, and previous experience and earnings of the employee, the employee's
21 present occupation and earnings, and likelihood of future suitable occupational
22 change. Consideration for disfigurement allowance is confined to those areas of the
23 body that are exposed in the normal course of employment. ~~The~~ the ~~department~~ division
24 shall also take into account the appearance of the disfigurement, its location, and the
25 likelihood of its exposure in occupations for which the employee is suited.

SENATE BILL 21**SECTION 2970**

1 **SECTION 2970.** 102.56 (2) of the statutes is amended to read:

2 102.56 (2) If an employee who claims compensation under sub. (1) returns to
3 work for the employer who employed the employee at the time of the injury, or is
4 offered employment with that employer, at the same or a higher wage, the
5 ~~department~~ division may not allow that compensation unless the employee suffers
6 an actual wage loss due to the disfigurement.

7 **SECTION 2971.** 102.565 (1) of the statutes is amended to read:

8 ~~102.565 (1) When an employee working subject to this chapter, as a result of~~
9 ~~exposure in the course of his or her employment over a period of time to toxic or~~
10 ~~hazardous substances or conditions, an employee performing work that is subject to~~
11 ~~this chapter~~ develops any clinically observable abnormality or condition which that,
12 on competent medical opinion, predisposes or renders the employ employee in any
13 manner differentially susceptible to disability to such an extent that it is inadvisable
14 for the employee to continue employment involving such that exposure and the
15 employee, is discharged from or ceases to continue the employment, and suffers wage
16 loss by reason of such that discharge from, or such cessation of, employment, the
17 ~~department~~ division may allow such sum as it deems the division considers just as
18 compensation therefor for that wage loss, not exceeding \$13,000. In the event If a
19 nondisabling condition may also be caused by toxic or hazardous exposure not
20 related to employment, and if the employee has a history of such that exposure,
21 compensation as provided by under this section or any other remedy for loss of
22 earning capacity shall not be allowed nor shall any other remedy for loss of earning
23 capacity. In case of such discharge. If the employee is discharged from employment
24 prior to a finding by the department division that it is inadvisable for the employee
25 to continue in such that employment and if it is reasonably probable that continued

SENATE BILL 21**SECTION 2971**

1 exposure would result in disability, the liability of the employer who so discharges
2 the employee is primary, and the liability of the employer's insurer is secondary,
3 under the same procedure and to the same effect as provided by s. 102.62.

4 **SECTION 2972.** 102.565 (2) of the statutes is amended to read:

5 102.565 (2) Upon application of any employer or employee the department
6 division may direct any employee of the employer or an employee who, in the course
7 of his or her employment, has been exposed to toxic or hazardous substances or
8 conditions, to submit to examination by ~~a physician or~~ one or more physicians to be
9 appointed by the department division to determine whether the employee has
10 developed any abnormality or condition under sub. (1), and the degree thereof ~~of that~~
11 abnormality or condition. The cost of the medical examination shall be borne by the
12 person making application. The physician conducting the examination shall submit
13 the results of the examination shall be submitted by the physician to the department
14 division, which shall submit copies of the reports to the employer and employee, who
15 shall have an opportunity to rebut the reports ~~provided request therefor~~ if a request
16 to submit a rebuttal is made to the department division within 10 days ~~from the~~
17 mailing of after the division mails the report to the parties. ~~The department~~ division
18 shall make its findings as to whether ~~or not~~ it is inadvisable for the employee to
19 continue in his or her employment.

20 **SECTION 2973.** 102.565 (3) of the statutes is amended to read:

21 102.565 (3) ~~If an employee refuses to submit to the examination after direction~~
22 ~~by the commission, or any member thereof or the department or~~ any member of the
23 commission, the division, or an examiner thereof, an employee refuses to submit to
24 an examination or in any way obstructs the same examination, the employee's right
25 to compensation under this section shall be barred.

SENATE BILL 21**SECTION 2974**

1 **SECTION 2974.** 102.57 of the statutes is amended to read:

2 **102.57 Violations of safety provisions, penalty.** If injury is caused by the
3 failure of the employer to comply with any statute, rule, or order of the department
4 of safety and professional services, compensation and death benefits provided in this
5 chapter shall be increased ~~15%~~ by 15 percent but the total increase may not exceed
6 \$15,000. Failure of an employer reasonably to enforce compliance by employees with
7 any statute, rule, or order of the department of safety and professional services
8 constitutes failure by the employer to comply with that statute, rule, or order.

9 **SECTION 2975.** 102.58 of the statutes is amended to read:

10 **102.58 Decreased compensation.** If injury is caused by the failure of the
11 employee to use safety devices that are provided in accordance with any statute, rule,
12 or order of the department of safety and professional services and that are
13 adequately maintained, and the use of which is reasonably enforced by the employer,
14 if injury results from the employee's failure to obey any reasonable rule adopted and
15 reasonably enforced by the employer for the safety of the employee and of which the
16 employee has notice, or if injury results from the intoxication of the employee by
17 alcohol beverages, as defined in s. 125.02 (1), or use of a controlled substance, as
18 defined in s. 961.01 (4), or a controlled substance analog, as defined in s. 961.01 (4m),
19 the compensation and death benefit provided in this chapter shall be reduced ~~15%~~
20 by 15 percent but the total reduction may not exceed \$15,000.

21 **SECTION 2976.** 102.60 (1m) (b) of the statutes is amended to read:

22 **102.60 (1m) (b)** An amount equal to double the amount recoverable by the
23 injured employee, but not to exceed \$15,000, if the injured employee is a minor of
24 permit age and if at the time of the injury the minor is employed, required, suffered,
25 or permitted to work without a permit in any place of employment or at any

SENATE BILL 21**SECTION 2976**

1 employment in or for which the department of workforce development, acting under
2 ch. 103, has adopted a written resolution providing that permits shall not be issued.

3 **SECTION 2977.** 102.61 (1g) (b) of the statutes is amended to read:

4 102.61 (1g) (b) If an employer offers an employee suitable employment as
5 provided in par. (c), the employer or the employer's insurance carrier is not liable for
6 temporary disability benefits under s. 102.43 (5) (b) or for the cost of tuition, fees,
7 books, travel, and maintenance under sub. (1). Ineligibility for compensation under
8 this paragraph does not preclude an employee from receiving vocational
9 rehabilitation services under 29 USC 701 to 797b if the department of workforce
10 development determines that the employee is eligible to receive those services.

11 **SECTION 2978.** 102.61 (1g) (c) of the statutes is amended to read:

12 102.61 (1g) (c) On receiving notice that he or she is eligible to receive vocational
13 rehabilitation services under 29 USC 701 to 797a, an employee shall provide the
14 employer with a written report from a physician, chiropractor, psychologist, or
15 podiatrist stating the employee's permanent work restrictions. Within 60 days after
16 receiving that report, the employer shall provide to the employee in writing an offer
17 of suitable employment, a statement that the employer has no suitable employment
18 for the employee, or a report from a physician, chiropractor, psychologist, or
19 podiatrist showing that the permanent work restrictions provided by the employee's
20 practitioner are in dispute and documentation showing that the difference in work
21 restrictions would materially affect either the employer's ability to provide suitable
22 employment or a vocational rehabilitation counselor's ability to recommend a
23 rehabilitative training program. If the employer and employee cannot resolve the
24 dispute within 30 days after the employee receives the employer's report and
25 documentation, the employer or employee may request a hearing before the

SENATE BILL 21**SECTION 2978**

1 department division to determine the employee's work restrictions. Within 30 days
2 after the department division determines the employee's work restrictions, the
3 employer shall provide to the employee in writing an offer of suitable employment
4 or a statement that the employer has no suitable employment for the employee.

5 **SECTION 2979.** 102.61 (1m) (a) of the statutes is amended to read:

6 102.61 (1m) (a) If the department of workforce development has determined
7 under sub. (1) that an employee is eligible for vocational rehabilitation services
8 under 29 USC 701 to 797b, but that the department of workforce development cannot
9 provide those services for the employee, the employee may select a private
10 rehabilitation counselor certified by the department office to determine whether the
11 employee can return to suitable employment without rehabilitative training and, if
12 that counselor determines that rehabilitative training is necessary, to develop a
13 rehabilitative training program to restore as nearly as possible the employee to his
14 or her preinjury earning capacity and potential.

15 **SECTION 2980.** 102.61 (1m) (c) of the statutes is amended to read:

16 102.61 (1m) (c) The employer or insurance carrier shall pay the reasonable cost
17 of any services provided for an employee by a private rehabilitation counselor under
18 par. (a) and, subject to the conditions and limitations specified in sub. (1r) (a) to (c)
19 and by rule, if the private rehabilitation counselor determines that rehabilitative
20 training is necessary, the reasonable cost of the rehabilitative training program
21 recommended by that counselor, including the cost of tuition, fees, books,
22 maintenance, and travel at the same rate as is provided for state officers and
23 employees under s. 20.916 (8). Notwithstanding that the department office may
24 authorize under s. 102.43 (5) (b) a rehabilitative training program that lasts longer

SENATE BILL 21**SECTION 2980**

1 than 80 weeks, a rehabilitative training program that lasts 80 weeks or less is
2 presumed to be reasonable.

3 **SECTION 2981.** 102.61 (1m) (d) of the statutes is amended to read:

4 102.61 **(1m)** (d) If an employee receives services from a private rehabilitation
5 counselor under par. (a) and later receives similar services from the department of of
6 workforce development under sub. (1) without the prior approval of the employer or
7 insurance carrier, the employer or insurance carrier is not liable for temporary
8 disability benefits under s. 102.43 (5) (b) or for tuition, fee, book, travel, and
9 maintenance costs under sub. (1) that exceed what the employer or insurance carrier
10 would have been liable for under the rehabilitative training program developed by
11 the private rehabilitation counselor.

12 **SECTION 2982.** 102.61 (1m) (e) of the statutes is amended to read:

13 102.61 **(1m)** (e) Nothing in this subsection prevents an employer or insurance
14 carrier from providing an employee with the services of a private rehabilitation
15 counselor or with rehabilitative training under sub. (3) before the department of of
16 workforce development makes its determination under par. (a).

17 **SECTION 2983.** 102.61 (1m) (f) of the statutes is amended to read:

18 102.61 **(1m)** (f) The department office shall promulgate rules establishing
19 procedures and requirements for the private rehabilitation counseling and
20 rehabilitative training process under this subsection. Those rules shall include rules
21 specifying the procedure and requirements for certification of private rehabilitation
22 counselors.

23 **SECTION 2984.** 102.61 (2) of the statutes is amended to read:

24 102.61 **(2)** The department division, the commission, and the courts shall
25 determine the rights and liabilities of the parties under this section in like manner

SENATE BILL 21**SECTION 2984**

1 and with like effect as the ~~department~~ division, the commission, and the courts
2 determine other issues under this chapter. A determination under this subsection
3 may include a determination based on the evidence regarding the cost or scope of the
4 services provided by a private rehabilitation counselor under sub. (1m) (a) or the cost
5 or reasonableness of a rehabilitative training program developed under sub. (1m) (a).

6 **SECTION 2985.** 102.62 of the statutes is amended to read:

7 **102.62 Primary and secondary liability; unchangeable.** In case of
8 liability under s. 102.57 or 102.60, the liability of the employer shall be primary and
9 the liability of the insurance carrier shall be secondary. If proceedings are had before
10 the ~~department~~ division for the recovery of that liability, the ~~department~~ division
11 shall set forth in its award the amount and order of liability as provided in this
12 section. Execution shall not be issued against the insurance carrier to satisfy any
13 judgment covering that liability until execution has first been issued against the
14 employer and has been returned unsatisfied as to any part of that liability. Any
15 provision in any insurance policy undertaking to guarantee primary liability or to
16 avoid secondary liability for a liability under s. 102.57 or 102.60 is void. If the
17 employer has been adjudged bankrupt or has made an assignment for the benefit of
18 creditors, ~~or~~ if the employer, other than an individual, has gone out of business or has
19 been dissolved, or if the employer is a corporation and its charter has been forfeited
20 or revoked, the insurer shall be liable for the payment of that liability without
21 judgment or execution against the employer, but without altering the primary
22 liability of the employer.

23 **SECTION 2986.** 102.63 of the statutes is amended to read:

24 **102.63 Refunds by state.** Whenever the ~~department shall certify~~ office
25 certifies to the secretary of administration that excess payment has been made under

SENATE BILL 21**SECTION 2986**

1 s. 102.59 or under s. 102.49 (5) either because of mistake or otherwise, ~~the secretary~~
2 ~~of administration shall~~ within 5 days after receipt of such that certificate the
3 secretary of administration shall draw an order against the fund in the state
4 treasury into which ~~such~~ that excess was paid, reimbursing ~~such~~ the payor of ~~such~~
5 the excess payment, ~~together with interest actually earned thereon if.~~ If the excess
6 payment has been on deposit for at least 6 months, the payor of the excess payment
7 shall also be paid interest actually earned on the excess payment.

8 **SECTION 2987.** 102.64 (1) of the statutes is amended to read:

9 102.64 (1) Upon request of the department of administration, a representative
10 of the department of justice shall represent the state in cases involving payment into
11 or out of the state treasury under s. 20.865 (1) (fm), (kr), or (ur) or 102.29. The
12 department of justice, after giving notice to the department of administration, may
13 compromise the amount of those payments but such compromises shall be subject to
14 review by the ~~department of workforce development~~ office. If the spouse or domestic
15 partner under ch. 770 of the deceased employee compromises his or her claim for a
16 primary death benefit, the claim of the children of the employee under s. 102.49 shall
17 be compromised on the same proportional basis, subject to approval by the
18 department office. If the persons entitled to compensation on the basis of total
19 dependency under s. 102.51 (1) compromise their claim, payments under s. 102.49
20 (5) (a) shall be compromised on the same proportional basis.

21 **SECTION 2988.** 102.64 (2) of the statutes is amended to read:

22 102.64 (2) Upon request of the department of administration, the attorney
23 general shall appear on behalf of the state in proceedings upon claims for
24 compensation against the state. Except as provided in s. 102.65 (3), the department
25 of justice shall represent the interests of the state in proceedings under s. 102.44 (1),

SENATE BILL 21**SECTION 2988**

1 102.49, 102.59, 102.60, or 102.66. The department of justice may compromise claims
2 in those proceedings, but the compromises are subject to review by the department
3 of ~~workforce development~~ office. Costs incurred by the department of justice in
4 prosecuting or defending any claim for payment into or out of the work injury
5 supplemental benefit fund under s. 102.65, including expert witness and witness
6 fees but not including attorney fees or attorney travel expenses for services
7 performed under this subsection, shall be paid from the work injury supplemental
8 benefit fund.

9 **SECTION 2989.** 102.65 (1) of the statutes is amended to read:

10 102.65 (1) The moneys payable to the state treasury under ss. 102.35 (1),
11 102.47, 102.49, 102.59, and 102.60, together with all accrued interest on those
12 moneys, and all interest payments received under s. 102.75 (2), shall constitute a
13 separate nonlapsible fund designated as the work injury supplemental benefit fund.
14 Moneys in the fund may be expended only as provided in s. ~~20.445 (1)~~ 20.145 (6) (t)
15 and may not be used for any other purpose of the state.

16 **SECTION 2990.** 102.65 (2) of the statutes is amended to read:

17 102.65 (2) For proper administration of the moneys available in the fund the
18 department office shall by order, set aside in the state treasury suitable reserves to
19 carry to maturity the liability for benefits under ss. 102.44, 102.49, 102.59, and
20 102.66. ~~Such~~ Those moneys shall be invested by the investment board in accordance
21 with s. 25.14 (5).

22 **SECTION 2991.** 102.65 (3) of the statutes is amended to read:

23 102.65 (3) The ~~department of workforce development~~ office may retain the
24 department of administration to process, investigate, and pay claims under ss.
25 102.44 (1), 102.49, 102.59, and 102.66. If retained by the ~~department of workforce~~

SENATE BILL 21**SECTION 2991**

1 development office, the department of administration may compromise a claim
2 processed by that department, but a compromise made by that department is subject
3 to review by the ~~department of workforce development~~ office. The ~~department of~~
4 ~~workforce development~~ office shall pay for the services retained under this
5 subsection from the appropriation account under s. ~~20.445 (1)~~ 20.145 (6) (t).

6 **SECTION 2992.** 102.65 (4) (intro.) of the statutes is amended to read:

7 102.65 (4) (intro.) The secretary shall monitor the cash balance in, and incurred
8 losses to, the work injury supplemental benefit fund using generally accepted
9 actuarial principles. If the secretary determines that the expected ultimate losses
10 to the work injury supplemental benefit fund on known claims exceed 85 percent of
11 the cash balance in that fund, the secretary shall consult with the council on worker's
12 compensation. If the secretary, after consulting with the council on worker's
13 compensation, determines that there is a reasonable likelihood that the cash balance
14 in the work injury supplemental benefit fund may become inadequate to fund all
15 claims under ss. ~~102.44 (1) (e)~~, 102.49, 102.59, and 102.66, the secretary shall file
16 with the secretary of administration a certificate attesting that the cash balance in
17 that fund is likely to become inadequate to fund all claims under ss. ~~102.44 (1) (e)~~,
18 102.49, 102.59, and 102.66 and specifying one of the following:

19 **SECTION 2993.** 102.65 (4) (intro.) of the statutes, as affected by 2015 Wisconsin
20 Act (this act), is amended to read:

21 102.65 (4) (intro.) The secretary commissioner shall monitor the cash balance
22 in, and incurred losses to, the work injury supplemental benefit fund using generally
23 accepted actuarial principles. If the ~~secretary~~ commissioner determines that the
24 expected ultimate losses to the work injury supplemental benefit fund on known
25 claims exceed 85 percent of the cash balance in that fund, the ~~secretary~~ commissioner

SENATE BILL 21**SECTION 2993**

1 shall consult with the council on worker's compensation. If ~~the secretary~~, after
2 consulting with the council on worker's compensation, the commissioner determines
3 that there is a reasonable likelihood that the cash balance in the work injury
4 supplemental benefit fund may become inadequate to fund all claims under ss.
5 102.49, 102.59, and 102.66, the ~~secretary~~ commissioner shall file with the secretary
6 of administration a certificate attesting that the cash balance in that fund is likely
7 to become inadequate to fund all claims under ss. 102.49, 102.59, and 102.66 and
8 specifying one of the following:

9 **SECTION 2994.** 102.65 (4) (a) of the statutes is amended to read:

10 102.65 (4) (a) That payment of those claims will be made as provided in a
11 schedule that the ~~department~~ office shall promulgate by rule.

12 **SECTION 2995.** 102.66 (1) of the statutes is amended to read:

13 102.66 (1) Subject to any certificate filed under s. 102.65 (4), if there is an
14 otherwise meritorious claim for occupational disease, or for a traumatic injury
15 described in s. 102.17 (4) in which the date of injury or death or last payment of
16 compensation, other than for treatment or burial expenses, is before April 1, 2006,
17 and if the claim is barred solely by the statute of limitations under s. 102.17 (4), the
18 ~~department~~ office may, in lieu of worker's compensation benefits, direct payment
19 from the work injury supplemental benefit fund under s. 102.65 of such
20 compensation and such medical expenses as would otherwise be due, based on the
21 date of injury, to or on behalf of the injured employee. The benefits shall be
22 supplemental, to the extent of compensation liability, to any disability or medical
23 benefits payable from any group insurance policy whose premium is paid in whole
24 or in part by any employer, or under any federal insurance or benefit program

SENATE BILL 21**SECTION 2995**

1 providing disability or medical benefits. Death benefits payable under any such
2 group policy do not limit the benefits payable under this section.

3 **SECTION 2996.** 102.75 (1) of the statutes is amended to read:

4 102.75 (1) The ~~department~~ office shall assess upon and collect from each
5 licensed worker's compensation insurance carrier and from each employer exempted
6 under s. 102.28 (2) by special order or by rule, the proportion of total costs and
7 expenses incurred by the council on worker's compensation for travel and research
8 and by the ~~department~~ office, the division, and the commission in the administration
9 of this chapter for the current fiscal year plus any deficiencies in collections and
10 anticipated costs from the previous fiscal year, that the total indemnity paid or
11 payable under this chapter by each such carrier and exempt employer in worker's
12 compensation cases initially closed during the preceding calendar year, other than
13 for increased, double, or treble compensation bore to the total indemnity paid in cases
14 closed the previous calendar year under this chapter by all carriers and exempt
15 employers other than for increased, double, or treble compensation. The council on
16 worker's compensation, the division, and the commission shall annually certify any
17 costs and expenses for worker's compensation activities to the ~~department~~ office at
18 such time as the secretary commissioner requires.

19 **SECTION 2997.** 102.75 (1g) of the statutes is created to read:

20 102.75 (1g) (a) Subject to par. (b), the department shall collect from each
21 licensed worker's compensation carrier the proportion of reimbursement approved
22 by the department under s. 102.44 (1) (c) 1. for supplemental benefits paid in the year
23 before the previous year that the total indemnity paid or payable under this chapter
24 by the carrier in worker's compensation cases initially closed during the preceding
25 calendar year, other than for increased, double, or treble compensation, bore to the

SENATE BILL 21**SECTION 2997**

1 total indemnity paid in cases closed the previous calendar year under this chapter
2 by all carriers, other than for increased, double, or treble compensation.

3 (b) The maximum amount that the department may collect under par. (a) in a
4 calendar year is \$5,000,000. If the amount determined collectible under par. (a) in
5 a calendar year is \$5,000,000 or less, the department shall collect that amount. If
6 the amount determined collectible under par. (a) in a calendar year exceeds
7 \$5,000,000, the department shall collect \$5,000,000 in the year in which the
8 determination is made and, subject to the maximum amount collectible of \$5,000,000
9 per calendar year, shall collect the excess in the next calendar year or in subsequent
10 calendar years until that excess is collected in full.

11 (c) This subsection does not apply to claims for reimbursement under s. 102.44
12 (1) (c) 1. for supplemental benefits paid for injuries that occur on or after January 1,
13 2016.

14 **SECTION 2998.** 102.75 (1g) (a) of the statutes, as created by 2015 Wisconsin Act
15 (this act), is amended to read:

16 102.75 (1g) (a) Subject to par. (b), the ~~department~~ office shall collect from each
17 licensed worker's compensation carrier the proportion of reimbursement approved
18 by the ~~department~~ office under s. 102.44 (1) (c) 1. for supplemental benefits paid in
19 the year before the previous year that the total indemnity paid or payable under this
20 chapter by the carrier in worker's compensation cases initially closed during the
21 preceding calendar year, other than for increased, double, or treble compensation,
22 bore to the total indemnity paid in cases closed the previous calendar year under this
23 chapter by all carriers, other than for increased, double, or treble compensation.

24 **SECTION 2999.** 102.75 (1g) (b) of the statutes, as created by 2015 Wisconsin Act
25 (this act), is amended to read:

SENATE BILL 21**SECTION 2999**

1 102.75 (1g) (b) The maximum amount that the department office may collect
2 under par. (a) in a calendar year is \$5,000,000. If the amount determined collectible
3 under par. (a) in a calendar year is \$5,000,000 or less, the department office shall
4 collect that amount. If the amount determined collectible under par. (a) in a calendar
5 year exceeds \$5,000,000, the department office shall collect \$5,000,000 in the year
6 in which the determination is made and, subject to the maximum amount collectible
7 of \$5,000,000 per calendar year, shall collect the excess in the next calendar year or
8 in subsequent calendar years until that excess is collected in full.

9 **SECTION 3000.** 102.75 (1m) of the statutes is amended to read:

10 102.75 (1m) The moneys collected under ~~sub.~~ subs. (1) and (1g) and under ss.
11 102.28 (2) and 102.31 (7), together with all accrued interest, shall constitute a
12 separate nonlapsible fund designated as the worker's compensation operations fund.
13 Moneys in the fund may be expended only as provided in s. 20.445 (1) (ra), (rb), and
14 (rp) and (2) (ra) and may not be used for any other purpose of the state.

15 **SECTION 3001.** 102.75 (1m) of the statutes, as affected by 2015 Wisconsin Act
16 (this act), is amended to read:

17 102.75 (1m) The moneys collected under subs. (1) and (1g) and under ss. 102.28
18 (2) and 102.31 (7), together with all accrued interest, shall constitute a separate
19 nonlapsible fund designated as the worker's compensation operations fund. Moneys
20 in the fund may be expended only as provided in s. ~~20.445 (1)~~ ss. 20.145 (6) (ra), (rb),
21 and (rp) and 20.445 (2) (ra) and may not be used for any other purpose of the state.

22 **SECTION 3002.** 102.75 (2) of the statutes is amended to read:

23 102.75 (2) The department shall require ~~that payments for costs and expenses~~
24 ~~for each fiscal year shall be made on such dates as the department prescribes by each~~
25 licensed worker's compensation insurance carrier and employer exempted under s.

SENATE BILL 21**SECTION 3002**

1 102.28 (2) (b) from the duty to insure under s. 102.28 (2) (a) to make the payments
2 required under sub. (1) for each fiscal year on such dates as the department
3 prescribes. The department shall also require each licensed worker's compensation
4 insurance carrier to make the payments required under sub. (1g) for each fiscal year
5 on those dates. Each such payment shall be a sum equal to a proportionate share of
6 the annual costs and expenses assessed upon each carrier and employer as estimated
7 by the department. Interest shall accrue on amounts not paid within 30 days after
8 the date prescribed by the department under this subsection at the rate of 1 percent
9 per month. All interest payments received under this subsection shall be deposited
10 in the fund established under s. 102.65.

11 **SECTION 3003.** 102.75 (2) of the statutes, as affected by 2015 Wisconsin Act
12 (this act), is amended to read:

13 102.75 (2) The ~~department~~ office shall require each licensed worker's
14 compensation insurance carrier and employer exempted under s. 102.28 (2) (b) from
15 the duty to insure under s. 102.28 (2) (a) to make the payments required under sub.
16 (1) for each fiscal year on such dates as the ~~department~~ office prescribes. The
17 ~~department~~ office shall also require each licensed worker's compensation insurance
18 carrier to make the payments required under sub. (1g) for each fiscal year on those
19 dates. Each such payment shall be a sum equal to a proportionate share of the
20 annual costs and expenses assessed upon each carrier and employer as estimated by
21 the ~~department~~ office. Interest shall accrue on amounts not paid within 30 days after
22 the date prescribed by the ~~department~~ office under this subsection at the rate of 1
23 percent per month. All interest payments received under this subsection shall be
24 deposited in the fund established under s. 102.65.

25 **SECTION 3004.** 102.75 (4) of the statutes is amended to read:

SENATE BILL 21**SECTION 3004**

1 102.75 (4) From the appropriation under s. ~~20.445 (1)~~ 20.145 (6) (ra), the
2 department office shall allocate the amounts that it collects in application fees from
3 employers applying for exemption under s. 102.28 (2) and the annual amount that
4 it collects from employers that have been exempted under s. 102.28 (2) to fund the
5 activities of the department office under s. 102.28 (2) (b) and (c).

6 **SECTION 3005.** 102.80 (1) (e) of the statutes is amended to read:

7 102.80 (1) (e) All moneys received by the department office for the uninsured
8 employers fund from any other source.

9 **SECTION 3006.** 102.80 (1) (f) of the statutes is created to read:

10 102.80 (1) (f) Amounts transferred to the uninsured employers fund from the
11 appropriation account under s. 20.445 (1) (ra) as provided in s. 102.81 (1) (c).

12 **SECTION 3007.** 102.80 (1) (f) of the statutes, as created by 2015 Wisconsin Act
13 (this act), is amended to read:

14 102.80 (1) (f) Amounts transferred to the uninsured employers fund from the
15 appropriation account under s. ~~20.445 (1)~~ 20.145 (6) (ra) as provided in s. 102.81 (1)
16 (c).

17 **SECTION 3008.** 102.80 (1m) of the statutes is amended to read:

18 102.80 (1m) The moneys collected or received under sub. (1), together with all
19 accrued interest, shall constitute a separate nonlapsible fund designated as the
20 uninsured employers fund. Moneys in the fund may be expended only as provided
21 in s. ~~20.445 (1)~~ 20.145 (6) (sm) and may not be used for any other purpose of the state.

22 **SECTION 3009.** 102.80 (3) (a) of the statutes is amended to read:

23 102.80 (3) (a) If the cash balance in the uninsured employers fund equals or
24 exceeds \$4,000,000, the secretary commissioner shall consult the council on worker's
25 compensation within 45 days after that cash balance equals or exceeds \$4,000,000.

SENATE BILL 21**SECTION 3009**

1 ~~The secretary may file with the secretary of administration, within~~ Within 15 days
2 after consulting the council on worker's compensation, ~~the commissioner may file~~
3 with the secretary of administration a certificate attesting that the cash balance in
4 the uninsured employers fund equals or exceeds \$4,000,000.

5 **SECTION 3010.** 102.80 (3) (ag) of the statutes is amended to read:

6 102.80 (3) (ag) The ~~secretary~~ commissioner shall monitor the cash balance in,
7 and incurred losses to, the uninsured employers fund using generally accepted
8 actuarial principles. If the ~~secretary~~ commissioner determines that the expected
9 ultimate losses to the uninsured employers fund on known claims exceed 85 percent
10 of the cash balance in the uninsured employers fund, the ~~secretary~~ commissioner
11 shall consult with the council on worker's compensation. If ~~the secretary~~, after
12 consulting with the council on worker's compensation, the commissioner determines
13 that there is a reasonable likelihood that the cash balance in the uninsured
14 employers fund may become inadequate to fund all claims under s. 102.81 (1), the
15 ~~secretary~~ commissioner shall file with the secretary of administration a certificate
16 attesting that the cash balance in the uninsured employer's fund is likely to become
17 inadequate to fund all claims under s. 102.81 (1) and specifying a date after which
18 no new claims under s. 102.81 (1) will be paid.

19 **SECTION 3011.** 102.80 (3) (am) of the statutes is amended to read:

20 102.80 (3) (am) If the ~~secretary~~ commissioner files the certificate under par. (a),
21 the ~~department may expend the moneys in the uninsured employers fund~~ office may,
22 beginning on the first day of the first July after the ~~secretary~~ commissioner files that
23 certificate, expend the moneys in the uninsured employers fund to make payments
24 under s. 102.81 (1) to employees of uninsured employers and to obtain reinsurance
25 under s. 102.81 (2).

SENATE BILL 21**SECTION 3012**

1 **SECTION 3012.** 102.80 (3) (b) of the statutes is amended to read:

2 102.80 (3) (b) If the ~~secretary~~ commissioner does not file the certificate under
3 par. (a), the ~~department~~ office may not expend the moneys in the uninsured
4 employers fund.

5 **SECTION 3013.** 102.80 (3) (c) of the statutes is amended to read:

6 102.80 (3) (c) If, after filing the certificate under par. (a), the ~~secretary~~
7 commissioner files the certificate under par. (ag), the ~~department~~ office may expend
8 the moneys in the uninsured employers fund only to make payments under s. 102.81
9 (1) to employees of uninsured employers on claims made before the date specified in
10 ~~that~~ the certificate under par. (ag) and to obtain reinsurance under s. 102.81 (2) for
11 the payment of those claims.

12 **SECTION 3014.** 102.80 (4) (a) (intro.) of the statutes is amended to read:

13 102.80 (4) (a) (intro.) If an uninsured employer who owes to the ~~department~~
14 office any amount under s. 102.82 or 102.85 (4) transfers his or her business assets
15 or activities, the transferee is liable for the amounts owed by the uninsured employer
16 under s. 102.82 or 102.85 (4) if the ~~department~~ office determines that all of the
17 following conditions are satisfied:

18 **SECTION 3015.** 102.80 (4) (b) of the statutes is amended to read:

19 102.80 (4) (b) The ~~department~~ office may collect from a transferee described in
20 par. (a) an amount owed under s. 102.82 or 102.85 (4) using the procedures specified
21 in ss. 102.83, 102.835, and 102.87 and the preference specified in s. 102.84 in the
22 same manner as the ~~department~~ office may collect from an uninsured employer.

23 **SECTION 3016.** 102.81 (1) (a) of the statutes is amended to read:

24 102.81 (1) (a) If an employee of an uninsured employer, other than an employee
25 who is eligible to receive alternative benefits under s. 102.28 (3), suffers an injury for

SENATE BILL 21**SECTION 3016**

1 which the uninsured employer is liable under s. 102.03, the department office or the
2 department's office's reinsurer shall pay to or on behalf of the injured employee or
3 to the employee's dependents an amount equal to the compensation owed them by
4 the uninsured employer under this chapter except penalties and interest due under
5 ss. 102.16 (3), 102.18 (1) (b) and (bp), 102.22 (1), 102.35 (3), 102.57, and 102.60.

6 **SECTION 3017.** 102.81 (1) (b) of the statutes is amended to read:

7 102.81 (1) (b) The department office shall make the payments required under
8 par. (a) from the uninsured employers fund, except that if the department office has
9 obtained reinsurance under sub. (2) and is unable to make those payments from the
10 uninsured employers fund, the department's office's reinsurer shall make those
11 payments according to the terms of the contract of reinsurance.

12 **SECTION 3018.** 102.81 (1) (c) of the statutes is created to read:

13 102.81 (1) (c) 1. The department shall pay a claim under par. (a) in excess of
14 \$1,000,000 from the uninsured employers fund in the first instance. If the claim is
15 not covered by excess or stop-loss reinsurance under sub. (2), the secretary of
16 administration shall transfer from the appropriation account under s. 20.445 (1) (ra)
17 to the uninsured employers fund as provided in subds. 2. and 3. an amount equal to
18 the amount by which payments from the uninsured employers fund on the claim are
19 in excess of \$1,000,000.

20 2. Each calendar year the department shall file with the secretary of
21 administration a certificate setting forth the number of claims in excess of
22 \$1,000,000 in the preceding year paid from the uninsured employers fund, the
23 payments made from the uninsured employers fund on each such claim in the
24 preceding year, and the total payments made from the uninsured employers fund on

SENATE BILL 21**SECTION 3018**

1 all such claims and, based on that information, the secretary of administration shall
2 determine the amount to be transferred under subd. 1. in that calendar year.

3 3. The maximum amount that the secretary of administration may transfer
4 under subd. 1. in a calendar year is \$500,000. If the amount determined under subd.
5 2. is \$500,000 or less, the secretary of administration shall transfer the amount
6 determined under subd. 2. If the amount determined under subd. 2. exceeds
7 \$500,000, the secretary of administration shall transfer \$500,000 in the calendar
8 year in which the determination is made and, subject to the maximum transfer
9 amount of \$500,000 per calendar year, shall transfer that excess in the next calendar
10 year or in subsequent calendar years until that excess is transferred in full.

11 **SECTION 3019.** 102.81 (1) (c) 1. of the statutes, as created by 2015 Wisconsin
12 Act (this act), is amended to read:

13 102.81 (1) (c) 1. The ~~department~~ office shall pay a claim under par. (a) in excess
14 of \$1,000,000 from the uninsured employers fund in the first instance. If the claim
15 is not covered by excess or stop-loss reinsurance under sub. (2), the secretary of
16 administration shall transfer from the appropriation account under s. ~~20.445 (1)~~
17 20.145 (6) (ra) to the uninsured employers fund as provided in subds. 2. and 3. an
18 amount equal to the amount by which payments from the uninsured employers fund
19 on the claim are in excess of \$1,000,000.

20 **SECTION 3020.** 102.81 (1) (c) 2. of the statutes, as created by 2015 Wisconsin
21 Act (this act), is amended to read:

22 102.81 (1) (c) 2. Each calendar year the ~~department~~ office shall file with the
23 secretary of administration a certificate setting forth the number of claims in excess
24 of \$1,000,000 in the preceding year paid from the uninsured employers fund, the
25 payments made from the uninsured employers fund on each such claim in the

SENATE BILL 21**SECTION 3020**

1 preceding year, and the total payments made from the uninsured employers fund on
2 all such claims and, based on that information, the secretary of administration shall
3 determine the amount to be transferred under subd. 1. in that calendar year.

4 **SECTION 3021.** 102.81 (2) of the statutes is amended to read:

5 102.81 (2) The ~~department~~ office may retain an insurance carrier or insurance
6 service organization to process, investigate, and pay claims under this section and
7 may obtain excess or stop-loss reinsurance with an insurance carrier authorized to
8 do business in this state in an amount that the ~~secretary~~ commissioner determines
9 is necessary for the sound operation of the uninsured employers fund. In cases
10 involving disputed claims, the ~~department~~ office may retain an attorney to represent
11 the interests of the uninsured employers fund and to make appearances on behalf
12 of the uninsured employers fund in proceedings under ss. 102.16 to 102.29. Section
13 20.930 and all provisions of subch. IV of ch. 16, except s. 16.753, do not apply to an
14 attorney hired under this subsection. The charges for the services retained under
15 this subsection shall be paid from the appropriation under s. ~~20.445-(1)~~ 20.145 (6)
16 (rp). The cost of any reinsurance obtained under this subsection shall be paid from
17 the appropriation under s. ~~20.445-(1)~~ 20.145 (6) (sm).

18 **SECTION 3022.** 102.81 (4) (a) of the statutes is amended to read:

19 102.81 (4) (a) If the employee or dependent begins an action to recover
20 compensation from the employee's employer or a 3rd party liable under s. 102.29,
21 provide to the ~~department~~ office a copy of all papers filed by any party in the action.

22 **SECTION 3023.** 102.81 (4) (b) (intro.) of the statutes is amended to read:

23 102.81 (4) (b) (intro.) If the employee or dependent receives compensation from
24 the employee's employer or a 3rd party liable under s. 102.29, pay to the ~~department~~
25 office the lesser of the following:

SENATE BILL 21**SECTION 3024**

1 **SECTION 3024.** 102.81 (6) (a) of the statutes is amended to read:

2 102.81 (6) (a) Subject to par. (b), an employee, a dependent of an employee, an
3 uninsured employer, a 3rd party who is liable under s. 102.29, or the department
4 office may enter into an agreement to settle liabilities under this chapter.

5 **SECTION 3025.** 102.81 (6) (b) of the statutes is amended to read:

6 102.81 (6) (b) A settlement under par. (a) is void without the department's
7 written approval of the office.

8 **SECTION 3026.** 102.81 (7) of the statutes is amended to read:

9 102.81 (7) This section first applies to injuries occurring on the first day of the
10 first July beginning after the day that the secretary commissioner files a certificate
11 under s. 102.80 (3) (a), except that if the secretary commissioner files a certificate
12 under s. 102.80 (3) (ag) this section does not apply to claims filed on or after the date
13 specified in that certificate.

14 **SECTION 3027.** 102.82 (1) of the statutes is amended to read:

15 102.82 (1) Except as provided in sub. (2) (ar), an uninsured employer shall
16 reimburse the ~~department~~ office for any payment made under s. 102.81 (1) to or on
17 behalf of an employee of the uninsured employer or to an employee's dependents and
18 for any expenses paid by the ~~department~~ office in administering the claim of the
19 employee or dependents, less amounts repaid by the employee or dependents under
20 s. 102.81 (4) (b). The reimbursement owed under this subsection is due within 30
21 days after the date on which the ~~department~~ office notifies the uninsured employer
22 that the reimbursement is owed. Interest shall accrue on amounts not paid when due
23 at the rate of ~~1%~~ 1 percent per month.

24 **SECTION 3028.** 102.82 (2) (a) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 3028**

1 102.82 (2) (a) (intro.) Except as provided in pars. (ag), (am), and (ar), all
2 uninsured employers shall pay to the ~~department~~ office the greater of the following:

3 **SECTION 3029.** 102.82 (2) (a) 1. of the statutes is amended to read:

4 102.82 (2) (a) 1. Twice the amount determined by the ~~department~~ office to equal
5 what the uninsured employer would have paid during periods of illegal nonpayment
6 for worker's compensation insurance in the preceding 3-year period based on the
7 employer's payroll in the preceding 3 years.

8 **SECTION 3030.** 102.82 (2) (ag) (intro.) of the statutes is amended to read:

9 102.82 (2) (ag) (intro.) An uninsured employer who is liable to the ~~department~~
10 office under par. (a) 2 shall pay to the ~~department~~ office, in lieu of the payment
11 required under par. (a) 2., \$100 per day for each day that the employer is uninsured
12 if all of the following apply:

13 **SECTION 3031.** 102.82 (2) (am) of the statutes is amended to read:

14 102.82 (2) (am) The ~~department~~ office may waive any payment owed under par.
15 (a) by an uninsured employer if the ~~department~~ office determines that the uninsured
16 employer is subject to this chapter only because the uninsured employer has elected
17 to become subject to this chapter under s. 102.05 (2) or 102.28 (2).

18 **SECTION 3032.** 102.82 (2) (ar) of the statutes is amended to read:

19 102.82 (2) (ar) The ~~department~~ office may waive any payment owed under par.
20 (a) or (ag) or sub. (1) if the ~~department~~ office determines that the sole reason for the
21 uninsured employer's failure to comply with s. 102.28 (2) is that the uninsured
22 employer was a victim of fraud, misrepresentation, or gross negligence by an
23 insurance agent or insurance broker or by a person whom a reasonable person would
24 believe is an insurance agent or insurance broker.

25 **SECTION 3033.** 102.82 (2) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 3033**

1 102.82 (2) (c) The department of justice or, if the department of justice consents,
2 the ~~department of workforce development~~ office may bring an action in circuit court
3 to recover payments and interest owed to the ~~department of workforce development~~
4 office under this section.

5 **SECTION 3034.** 102.82 (3) (a) of the statutes is amended to read:

6 102.82 (3) (a) When an employee dies as a result of an injury for which an
7 uninsured employer is liable under s. 102.03, the uninsured employer shall pay
8 \$1,000 to the ~~department~~ office.

9 **SECTION 3035.** 102.83 (1) (a) 1. of the statutes is amended to read:

10 102.83 (1) (a) 1. If an uninsured employer or any individual who is found
11 personally liable under sub. (8) fails to pay to the ~~department~~ office any amount owed
12 to the ~~department~~ office under s. 102.82 and no proceeding for review is pending, the
13 ~~department~~ office or any authorized representative may issue a warrant directed to
14 the clerk of circuit court for any county of the state.

15 **SECTION 3036.** 102.83 (1) (a) 3. of the statutes is amended to read:

16 102.83 (1) (a) 3. A warrant entered under subd. 2. shall be considered in all
17 respects as a final judgment constituting a perfected lien on the right, title, and
18 interest of the uninsured employer or the individual in all of that person's real and
19 personal property located in the county where the warrant is entered. The lien is
20 effective when the ~~department~~ office issues the warrant under subd. 1. and shall
21 continue until the amount owed, including interest, costs, and other fees to the date
22 of payment, is paid.

23 **SECTION 3037.** 102.83 (1) (a) 4. of the statutes is amended to read:

24 102.83 (1) (a) 4. After the warrant is entered in the judgment and lien docket,
25 the ~~department~~ office or any authorized representative may file an execution with

SENATE BILL 21**SECTION 3037**

1 the clerk of circuit court for filing by the clerk of circuit court with the sheriff of any
2 county where real or personal property of the uninsured employer or the individual
3 is found, commanding the sheriff to levy upon and sell sufficient real and personal
4 property of the uninsured employer or the individual to pay the amount stated in the
5 warrant in the same manner as upon an execution against property issued upon the
6 judgment of a court of record, and to return the warrant to the ~~department~~ office and
7 pay to it the money collected by virtue of the warrant within 60 days after receipt of
8 the warrant.

9 **SECTION 3038.** 102.83 (1) (b) of the statutes is amended to read:

10 102.83 (1) (b) The clerk of circuit court shall accept and enter the warrant in
11 the judgment and lien docket without prepayment of any fee, but the clerk of circuit
12 court shall submit a statement of the proper fee semiannually to the ~~department~~
13 office covering the periods from January 1 to June 30 and July 1 to December 31
14 unless a different billing period is agreed to between the clerk and the ~~department~~
15 office. The fees shall then be paid by the ~~department~~ office, but the fees provided by
16 s. 814.61 (5) for entering the warrants shall be added to the amount of the warrant
17 and collected from the uninsured employer or the individual when satisfaction or
18 release is presented for entry.

19 **SECTION 3039.** 102.83 (2) of the statutes is amended to read:

20 102.83 (2) The ~~department~~ office may issue a warrant of like terms, force, and
21 effect to any employee or other agent of the ~~department~~ office, who may file a copy
22 of the warrant with the clerk of circuit court of any county in the state, and thereupon
23 the clerk of circuit court shall enter the warrant in the judgment and lien docket and
24 the warrant shall become a lien in the same manner, and with the same force and
25 effect, as provided in sub. (1). In the execution of the warrant, the employee or other

SENATE BILL 21**SECTION 3039**

1 agent shall have all the powers conferred by law upon a sheriff, but may not collect
2 from the uninsured employer or the individual any fee or charge for the execution of
3 the warrant in excess of the actual expenses paid in the performance of his or her
4 duty.

5 **SECTION 3040.** 102.83 (3) of the statutes is amended to read:

6 102.83 (3) If a warrant is returned not satisfied in full, the ~~department~~ office
7 shall have the same remedies to enforce the amount due for payments, interest,
8 costs, and other fees as if the ~~department~~ office had recovered judgment against the
9 uninsured employer or the individual and an execution had been returned wholly or
10 partially not satisfied.

11 **SECTION 3041.** 102.83 (4) of the statutes is amended to read:

12 102.83 (4) When the payments, interest, costs, and other fees specified in a
13 warrant have been paid to the ~~department~~ office, the ~~department~~ office shall issue
14 a satisfaction of the warrant and file it with the clerk of circuit court. The clerk of
15 circuit court shall immediately enter the satisfaction of the judgment in the
16 judgment and lien docket. The ~~department~~ office shall send a copy of the satisfaction
17 to the uninsured employer or the individual.

18 **SECTION 3042.** 102.83 (5) of the statutes is amended to read:

19 102.83 (5) The ~~department~~ office, if it finds that the interests of the state will
20 not be jeopardized, and upon such conditions as it may exact, may issue a release of
21 any warrant with respect to any real or personal property upon which the warrant
22 is a lien or cloud upon title. The clerk of circuit court shall enter the release upon
23 presentation of the release to the clerk and payment of the fee for filing the release
24 and the release shall be conclusive proof that the lien or cloud upon the title of the
25 property covered by the release is extinguished.

SENATE BILL 21**SECTION 3043**

1 **SECTION 3043.** 102.83 (6) of the statutes is amended to read:

2 102.83 (6) At any time after the filing of a warrant, the ~~department~~ office may
3 commence and maintain a garnishee action as provided by ch. 812 or may use the
4 remedy of attachment as provided by ch. 811 for actions to enforce a judgment. The
5 place of trial of an action under ch. 811 or 812 may be either in Dane County or the
6 county where the debtor resides and may not be changed from the county in which
7 the action is commenced, except upon consent of the parties.

8 **SECTION 3044.** 102.83 (7) of the statutes is amended to read:

9 102.83 (7) If the ~~department~~ office issues an erroneous warrant, the
10 ~~department~~ office shall issue a notice of withdrawal of the warrant to the clerk of
11 circuit court for the county in which the warrant is filed. The clerk shall void the
12 warrant and any liens attached by it.

13 **SECTION 3045.** 102.83 (8) of the statutes is amended to read:

14 102.83 (8) Any officer or director of an uninsured employer that is a corporation
15 and any member or manager of an uninsured employer that is a limited liability
16 company may be found individually and jointly and severally liable for the payments,
17 interest, costs and other fees specified in a warrant under this section if after proper
18 proceedings for the collection of those amounts from the corporation or limited
19 liability company, as provided in this section, the corporation or limited liability
20 company is unable to pay those amounts to the ~~department~~ office. The personal
21 liability of the officers and directors of a corporation or of the members and managers
22 of a limited liability company as provided in this subsection is an independent
23 obligation, survives dissolution, reorganization, bankruptcy, receivership,
24 assignment for the benefit of creditors, judicially confirmed extension or

SENATE BILL 21**SECTION 3045**

1 composition, or any analogous situation of the corporation or limited liability
2 company, and shall be set forth in a determination or decision issued under s. 102.82.

3 **SECTION 3046.** 102.835 (1) (ad) of the statutes is amended to read:

4 102.835 (1) (ad) “Debtor” means an uninsured employer or an individual found
5 personally liable under s. 102.83 (8) who owes the ~~department~~ office a debt.

6 **SECTION 3047.** 102.835 (1) (e) of the statutes is amended to read:

7 102.835 (1) (e) “Payment” means a payment owed to the ~~department~~ office
8 under s. 102.82 and includes interest on that payment.

9 **SECTION 3048.** 102.835 (2) of the statutes is amended to read:

10 102.835 (2) POWERS OF LEVY AND DISTRAINT. If any debtor who is liable for any
11 debt fails to pay that debt after the ~~department~~ office has made demand for payment,
12 the ~~department~~ office may collect that debt and the expenses of the levy by levy upon
13 any property belonging to the debtor. If the value of any property that has been levied
14 upon under this section is not sufficient to satisfy the claim of the ~~department~~ office,
15 the ~~department~~ office may levy upon any additional property of the debtor until the
16 debt and expenses of the levy are fully paid.

17 **SECTION 3049.** 102.835 (3) of the statutes is amended to read:

18 102.835 (3) DUTIES TO SURRENDER. Any person in possession of or obligated with
19 respect to property or rights to property that is subject to levy and upon which a levy
20 has been made shall, upon demand of the ~~department~~ office, surrender the property
21 or rights or discharge the obligation to the ~~department~~ office, except that part of the
22 property or rights which is, at the time of the demand, subject to any prior
23 attachment or execution under any judicial process.

24 **SECTION 3050.** 102.835 (4) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 3050**

1 102.835 (4) (a) Any debtor who fails to surrender any property or rights to
2 property that is subject to levy, upon demand by the department office, is subject to
3 proceedings to enforce the amount of the levy.

4 **SECTION 3051.** 102.835 (4) (b) of the statutes is amended to read:

5 102.835 (4) (b) Any 3rd party who fails to surrender any property or rights to
6 property subject to levy, upon demand of the department office, is subject to
7 proceedings to enforce the levy. The 3rd party is not liable to the department office
8 under this paragraph for more than 25% of the debt. The department office shall
9 serve a final demand as provided under sub. (13) on any 3rd party who fails to
10 surrender property. Proceedings may not be initiated by the department office until
11 5 days after service of the final demand. The department office shall issue a
12 determination under s. 102.82 to the 3rd party for the amount of the liability.

13 **SECTION 3052.** 102.835 (4) (c) of the statutes is amended to read:

14 102.835 (4) (c) When a 3rd party surrenders the property or rights to the
15 property on demand of the department office or discharges the obligation to the
16 department office for which the levy is made, the 3rd party is discharged from any
17 obligation or liability to the debtor with respect to the property or rights to the
18 property arising from the surrender or payment to the department office.

19 **SECTION 3053.** 102.835 (5) (a) of the statutes is amended to read:

20 102.835 (5) (a) If the department office has levied upon property, any person,
21 other than the debtor who is liable to pay the debt out of which the levy arose, who
22 claims an interest in or lien on that property, and who claims that that property was
23 wrongfully levied upon may bring a civil action against the state in the circuit court
24 for Dane County. That action may be brought whether or not that property has been
25 surrendered to the department office. The court may grant only the relief under par.

SENATE BILL 21**SECTION 3053**

1 (b). No other action to question the validity of or to restrain or enjoin a levy by the
2 department office may be maintained.

3 **SECTION 3054.** 102.835 (5) (c) of the statutes is amended to read:

4 102.835 (5) (c) For purposes of an adjudication under this subsection, the
5 determination of the debt upon which the interest or lien of the department office is
6 based is conclusively presumed to be valid.

7 **SECTION 3055.** 102.835 (6) of the statutes is amended to read:

8 102.835 (6) DETERMINATION OF EXPENSES. The department office shall
9 determine its costs and expenses to be paid in all cases of levy.

10 **SECTION 3056.** 102.835 (7) (a) of the statutes is amended to read:

11 102.835 (7) (a) The department office shall apply all money obtained under this
12 section first against the expenses of the proceedings and then against the liability
13 in respect to which the levy was made and any other liability owed to the department
14 office by the debtor.

15 **SECTION 3057.** 102.835 (7) (b) of the statutes is amended to read:

16 102.835 (7) (b) The department office may refund or credit any amount left
17 after the applications under par. (a), upon submission of a claim for a refund or credit
18 and satisfactory proof of the claim, to the person entitled to that amount.

19 **SECTION 3058.** 102.835 (8) of the statutes is amended to read:

20 102.835 (8) RELEASE OF LEVY. The department office may release the levy upon
21 all or part of property levied upon to facilitate the collection of the liability or to grant
22 relief from a wrongful levy, but that release does not prevent any later levy.

23 **SECTION 3059.** 102.835 (9) of the statutes is amended to read:

24 102.835 (9) WRONGFUL LEVY. If the department office determines that property
25 has been wrongfully levied upon, the department office may return the property at

SENATE BILL 21**SECTION 3059**

1 any time, or may return an amount of money equal to the amount of money levied
2 upon.

3 **SECTION 3060.** 102.835 (10) of the statutes is amended to read:

4 102.835 (10) PRESERVATION OF REMEDIES. The availability of the remedy under
5 this section does not abridge the right of the ~~department~~ office to pursue other
6 remedies.

7 **SECTION 3061.** 102.835 (12) of the statutes is amended to read:

8 102.835 (12) NOTICE BEFORE LEVY. If no proceeding for review permitted by law
9 is pending, the ~~department~~ office shall make a demand to the debtor for payment of
10 the debt ~~which~~ that is subject to levy and give notice that the ~~department~~ office may
11 pursue legal action for collection of the debt against the debtor. The ~~department~~
12 office shall make the demand for payment and give the notice at least 10 days prior
13 to the levy, personally or by any type of mail service ~~which~~ that requires a signature
14 of acceptance, at the address of the debtor as it appears on the records of the
15 ~~department~~ office. The demand for payment and notice shall include a statement of
16 the amount of the debt, including costs and fees, and the name of the debtor who is
17 liable for the debt. The debtor's failure to accept or receive the notice does not prevent
18 the ~~department~~ office from making the levy. Notice prior to levy is not required for
19 a subsequent levy on any debt of the same debtor within one year after the date of
20 service of the original levy.

21 **SECTION 3062.** 102.835 (13) (a) of the statutes is amended to read:

22 102.835 (13) (a) The ~~department~~ office shall serve the levy upon the debtor and
23 3rd party by personal service or by any type of mail service ~~which~~ that requires a
24 signature of acceptance.

25 **SECTION 3063.** 102.835 (13) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 3063**

1 102.835 (13) (c) The ~~department~~ representative of the office who serves the levy
2 shall certify service of process on the notice of levy form and the person served shall
3 acknowledge receipt of the certification by signing and dating it. If service is made
4 by mail, the return receipt is the certificate of service of the levy.

5 **SECTION 3064.** 102.835 (14) of the statutes is amended to read:

6 102.835 (14) ANSWER BY 3RD PARTY. Within 20 days after the service of the levy
7 upon a 3rd party, the 3rd party shall file an answer with the ~~department~~ office stating
8 whether the 3rd party is in possession of or obligated with respect to property or
9 rights to property of the debtor, including a description of the property or the rights
10 to property and the nature and dollar amount of any such obligation. If the 3rd party
11 is an insurance company, the insurance company shall file an answer with the
12 ~~department~~ office within 45 days after the service of the levy.

13 **SECTION 3065.** 102.835 (19) of the statutes is amended to read:

14 102.835 (19) HEARING. Any debtor who is subject to a levy proceeding made by
15 the ~~department~~ office may request a hearing under s. 102.17 to review the levy
16 proceeding. The hearing is limited to questions of prior payment of the debt that the
17 ~~department~~ office is proceeding against, and mistaken identity of the debtor. The
18 levy is not stayed pending the hearing in any case in which property is secured
19 through the levy.

20 **SECTION 3066.** 102.85 (2) (a) of the statutes is amended to read:

21 102.85 (2) (a) Gives false information about the coverage to his or her
22 employees, the ~~department~~ office, or any other person who contracts with the
23 employer and who requests evidence of worker's compensation coverage in relation
24 to that contract.

25 **SECTION 3067.** 102.85 (5) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 3067**

1 102.85 (5) (a) The payment of any judgment under this section may be
2 suspended or deferred for not more than 90 days in the discretion of the court. The
3 court shall suspend a judgment under this section upon the motion of the ~~department~~
4 office, if the ~~department~~ office is satisfied that the employer’s violation of s. 102.16
5 (3) or 102.28 (2) was beyond the employer’s control and that the employer is no longer
6 violates in violation of s. 102.16 (3) or 102.28 (2). ~~In cases where~~ If a deposit has been
7 made, any forfeitures, surcharges, fees, and costs imposed under ch. 814 shall be
8 taken out of the deposit and the balance, if any, returned to the employer.

9 **SECTION 3068.** 102.87 (1) of the statutes is renumbered 102.87 (1m).

10 **SECTION 3069.** 102.87 (1d) of the statutes is created to read:

11 102.87 (1d) In this section, “deputy” means any person employed by the office
12 who is designated as a deputy, who possesses special, technical, scientific,
13 managerial or personal abilities or qualities in matters within the jurisdiction of the
14 office, and who may be engaged in the performance of duties under the direction of
15 the commissioner, calling for the exercise of those abilities or qualities.

16 **SECTION 3070.** 102.87 (2) (intro.) of the statutes is amended to read:

17 102.87 (2) (intro.) A citation under this section shall be signed by a ~~department~~
18 deputy, or by an officer who has authority to make arrests for the violation, and shall
19 contain substantially the following information:

20 **SECTION 3071.** 102.87 (2) (b) of the statutes is amended to read:

21 102.87 (2) (b) The name and office or department of the issuing ~~department~~
22 deputy or officer.

23 **SECTION 3072.** 102.87 (3) of the statutes is amended to read:

24 102.87 (3) A defendant issued a citation under this section may deposit the
25 amount of money that the issuing ~~department~~ deputy or officer directs by mailing or

SENATE BILL 21**SECTION 3072**

1 delivering the deposit and a copy of the citation before the court appearance date to
2 the clerk of the circuit court in the county where the violation occurred, to the
3 ~~department~~ office, or to the sheriff's office or police headquarters of the officer who
4 issued the citation. The basic amount of the deposit shall be determined under a
5 deposit schedule established by the judicial conference. The judicial conference shall
6 annually review and revise the schedule. In addition to the basic amount determined
7 by the schedule, the deposit shall include the costs, fees, and surcharges imposed
8 under ch. 814.

9 **SECTION 3073.** 102.87 (9) of the statutes is amended to read:

10 102.87 (9) A ~~department~~ deputy or an officer who collects under this section a
11 forfeiture and costs, fees, and surcharges imposed under ch. 814 ~~under this section~~
12 shall pay the money to the county treasurer within 20 days after its receipt. If the
13 ~~department~~ deputy or officer fails to make timely payment, the county treasurer may
14 collect the payment from the ~~department~~ deputy or officer by an action in the
15 treasurer's name of office and upon the official bond of the ~~department~~ deputy or
16 officer, with interest at the rate of ~~12%~~ 12 percent per year from the time when ~~it the~~
17 payment should have been paid made.

18 **SECTION 3074.** 102.88 (1) of the statutes is amended to read:

19 102.88 (1) When a person is convicted of any violation of this chapter or of any
20 ~~department~~ rule or order of the office, and it is alleged in the indictment, information,
21 or complaint, and proved or admitted on trial or ascertained by the court after
22 conviction that the person was previously subjected to a fine or forfeiture within a
23 period of 5 years under s. 102.85, the person may be fined not more than \$2,000 or
24 imprisoned for not more than 90 days or both.

25 **SECTION 3075.** 102.89 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 3075**

1 102.89 (1) Whoever is concerned in the commission of a violation of this chapter
2 or of any department rule or order of the office under this chapter for which a
3 forfeiture is imposed is a principal and may be charged with and convicted of the
4 violation although he or she did not directly commit it the violation and although the
5 person who directly committed it the violation has not been convicted of the violation.

6 **SECTION 3076.** 103.001 (6) of the statutes is amended to read:

7 103.001 (6) “Employer” means any person, firm, corporation, state, county,
8 town, city, village, school district, sewer district, drainage district, ~~long-term care~~
9 ~~district~~ and other public or quasi-public corporations as well as any agent, manager,
10 representative or other person having control or custody of any employment, place
11 of employment or of any employee.

12 **SECTION 3077.** 103.49 (1) (f) of the statutes is amended to read:

13 103.49 (1) (f) “State agency” means any office, department, independent
14 agency, institution of higher education, association, society or other body in state
15 government created or authorized to be created by the constitution or any law,
16 including the legislature and the courts. “State agency” also includes the University
17 of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System
18 Authority, the Fox River Navigational System Authority, and the Wisconsin
19 Aerospace Authority.

20 **SECTION 3078.** 103.50 (2) of the statutes is amended to read:

21 103.50 (2) PREVAILING WAGE RATES AND HOURS OF LABOR. No person performing
22 the work described in sub. (2m) in the employ of a contractor, subcontractor, agent
23 or other person performing any work on a project under a contract based on bids as
24 provided in s. 84.06 (2), or under a contract under s. 84.06 (2m) (e), to which the state
25 is a party for the construction or improvement of any highway may be permitted to

SENATE BILL 21**SECTION 3078**

1 work a greater number of hours per day or per week than the prevailing hours of
2 labor; nor may he or she be paid a lesser rate of wages than the prevailing wage rate
3 in the area in which the work is to be done determined under sub. (3); except that any
4 such person may be permitted or required to work more than such prevailing hours
5 of labor per day and per week if he or she is paid for all hours worked in excess of the
6 prevailing hours of labor at a rate of at least 1.5 times his or her hourly basic rate of
7 pay.

8 **SECTION 3079.** 106.05 (2) (b) (intro.) of the statutes is amended to read:

9 106.05 (2) (b) (intro.) Subject to par. (c) and sub. (3), from the appropriation
10 under s. 20.445 (1) (d) (b), the department ~~shall~~ may provide to an apprentice
11 described in par. (a) 1. or the apprentice's sponsor a completion award equal to 25
12 percent of the cost of tuition incurred by the apprentice or sponsor or \$1,000,
13 whichever is less, If the department provides a completion award under this
14 subsection, the department shall pay the award as follows:

15 **SECTION 3080.** 106.05 (3) (a) of the statutes is amended to read:

16 106.05 (3) (a) If the amount of funds to be distributed under sub. (2) exceeds
17 the amount available in the appropriation under s. 20.445 (1) (d) (b) for completion
18 awards under sub. (2), the department may reduce the reimbursement percentage
19 or deny applications for completion awards that would otherwise qualify under sub.
20 (2). In that case, the department shall determine the reimbursement percentage and
21 eligibility on the basis of the dates on which apprentices and sponsors become eligible
22 for completion awards.

23 **SECTION 3081.** 106.13 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 3081**

1 106.13 (1) The department shall may provide a youth apprenticeship program
2 that includes. If the department provides that program, the program may include
3 the grant programs under subs. (3m) and (4) program under sub. (3m).

4 **SECTION 3082.** 106.13 (3m) (a) of the statutes is renumbered 106.13 (3m) (a)
5 (intro.) and amended to read:

6 106.13 (3m) (a) (intro.) In this subsection, “local partnership”:

7 1. “Local partnership” means one or more school districts, or any combination
8 of one or more school districts, other public agencies, ~~as defined in sub. (4) (a) 2.,~~
9 nonprofit organizations, ~~as defined in sub. (4) (a) 1r.,~~ individuals, or other persons,
10 who have agreed to be responsible for implementing and coordinating a local youth
11 apprenticeship program.

12 **SECTION 3083.** 106.13 (3m) (b) (intro.) of the statutes is amended to read:

13 106.13 (3m) (b) (intro.) From the appropriation under s. 20.445 (1) (e) (b), the
14 department shall may award grants to applying local partnerships for the
15 implementation and coordination of local youth apprenticeship programs. A local
16 partnership shall include in its grant application the identity of each public agency,
17 nonprofit organization, individual, and other person who is a participant in the local
18 partnership, a plan to accomplish the implementation and coordination activities
19 specified in subs. 1. to 6., and the identity of a fiscal agent who shall be responsible
20 for receiving, managing, and accounting for the grant moneys received under this
21 paragraph. Subject to par. (c), a local partnership that is awarded a grant under this
22 paragraph may use the grant moneys awarded for any of the following
23 implementation and coordination activities:

24 **SECTION 3084.** 106.13 (4) (a) (intro.) of the statutes is repealed.

25 **SECTION 3085.** 106.13 (4) (a) 1d. of the statutes is repealed.

SENATE BILL 21**SECTION 3086**

1 **SECTION 3086.** 106.13 (4) (a) 1r. of the statutes is renumbered 106.13 (3m) (a)

2 1r.

3 **SECTION 3087.** 106.13 (4) (a) 2. of the statutes is renumbered 106.13 (3m) (a)

4 2.

5 **SECTION 3088.** 106.13 (4) (b) of the statutes is repealed.

6 **SECTION 3089.** 106.13 (4) (c) of the statutes is repealed.

7 **SECTION 3090.** 106.13 (4) (d) of the statutes is repealed.

8 **SECTION 3091.** 106.16 (2) of the statutes is amended to read:

9 106.16 (2) Any company that receives a loan or grant from a state agency or
10 an authority under ch. 231 ~~or 234~~ shall notify the department and the local workforce
11 development board established under 29 USC 2832, of any position in the company
12 that is related to the project for which the grant or loan is received to be filled in this
13 state within one year after receipt of the loan or grant. The company shall provide
14 this notice at least 2 weeks prior to advertising the position.

15 **SECTION 3092.** 106.16 (3) of the statutes is repealed.

16 **SECTION 3093.** 106.27 (1) of the statutes is amended to read:

17 106.27 (1) **WORKFORCE TRAINING GRANTS.** From the appropriation under s.
18 20.445 (1) (b), the department shall award grants to public and private organizations
19 for the development and implementation of workforce training programs. An
20 organization that is awarded a grant under this subsection may use the grant for the
21 training of unemployed and underemployed workers and incumbent employees of
22 businesses in this state and for the hiring and training of apprentices in this state.
23 As a condition of receiving a grant under this subsection, the department may
24 require a public or private organization to provide matching funds at a percentage
25 to be determined by the department.

SENATE BILL 21**SECTION 3094**

1 **SECTION 3094.** 106.27 (2m) of the statutes is amended to read:

2 106.27 (2m) CONSULTATION. The department shall consult with the technical
3 college system board and the ~~Wisconsin Economic Development Corporation~~
4 Forward Wisconsin Development Authority in implementing this section.

5 **SECTION 3095.** 106.27 (3) of the statutes is amended to read:

6 106.27 (3) ANNUAL REPORT. Annually, by December 31, the department shall
7 submit a report to the governor and the cochairpersons of the joint committee on
8 finance providing an account of the department's activities and expenditures under
9 this section during the preceding fiscal year. The report shall include information
10 on the number of unemployed and underemployed workers ~~and~~, incumbent
11 employees, and apprentices who participate in training programs under sub. (1); the
12 number of unemployed workers who obtain gainful employment, underemployed
13 workers who obtain new employment, ~~and~~ incumbent employees who receive
14 increased compensation, and apprentices who obtain gainful employment or new
15 employment or who receive increased compensation after participating in such a
16 training program; and the wages earned by those workers ~~and~~, employees, and
17 apprentices both before and after participating in such a training program. The
18 report shall also include information on the extent to which waiting lists for
19 enrollment in courses and programs provided by technical colleges in high-demand
20 fields are reduced as a result of grants under sub. (1g) (a), on the number of high
21 school pupils who participate in certification programs under sub. (1g) (b), and on the
22 number of persons with disabilities who participate in employment enhancement
23 activities under sub. (1g) (c).

24 **SECTION 3096.** 106.273 of the statutes is created to read:

SENATE BILL 21**SECTION 3096**

1 **106.273 Career and technical education incentive grants.** From the
2 appropriation under s. 20.445 (1) (b), the department may provide grants to school
3 districts for the development of programs that are designed to mitigate workforce
4 shortages in industries and occupations that are experiencing a workforce shortage,
5 as determined by the department, and to assist pupils in graduating with
6 industry-recognized certifications in those industries and occupations.

7 **SECTION 3097.** 106.32 (title) of the statutes is renumbered 45.435 (title).

8 **SECTION 3098.** 106.32 (1) (intro.) of the statutes is renumbered 45.435 (1)
9 (intro.).

10 **SECTION 3099.** 106.32 (1) (a) of the statutes is renumbered 45.435 (1) (a) and
11 amended to read:

12 45.435 (1) (a) “Disabled veteran” means a veteran who is verified by the
13 department of veterans affairs to have a service-connected disability rating of at
14 least 50 percent under 38 USC 1114 or 1134.

15 **SECTION 3100.** 106.32 (1) (b) and (c) of the statutes are renumbered 45.435 (1)
16 (b) and (c).

17 **SECTION 3101.** 106.32 (1) (d) of the statutes is repealed.

18 **SECTION 3102.** 106.32 (2) of the statutes is renumbered 45.435 (2), and 45.435
19 (2) (a) (intro.), as renumbered, is amended to read:

20 45.435 (2) (a) (intro.) ~~Beginning on July 2, 2013, from~~ From the appropriation
21 account under s. ~~20.445 (1) 20.485 (2)~~ (q), the department shall award a grant in any
22 of the following amounts to any person who hires a disabled veteran to work at a
23 business in this state:

24 **SECTION 3103.** 106.32 (3) of the statutes is renumbered 45.435 (3), and 45.435
25 (3) (b), as renumbered, is amended to read:

SENATE BILL 21**SECTION 3103**

1 45.435 (3) (b) The department shall pay a grant under this section only for
2 hiring a disabled veteran who has received unemployment ~~compensation~~ insurance
3 benefits for at least one week prior to being hired by the applicant, who was receiving
4 such benefits at the time that he or she was hired by the applicant, and who was
5 eligible to receive such benefits at the time the benefits were paid.

6 **SECTION 3104.** 106.34 of the statutes is created to read:

7 **106.34 Reports to technical college system board of high-demand**
8 **fields.** (1) In this section:

9 (a) “Board” has the meaning given in s. 38.01 (2).

10 (b) “District” has the meaning given in s. 38.01 (5).

11 (2) Not later than 30 days after the effective date of this subsection [LRB
12 inserts date], and by December 31 of each year thereafter, the department shall do
13 all of the following:

14 (a) Determine all high-demand fields during that year.

15 (b) Report to the board the information specified in par. (a).

16 **SECTION 3105.** 106.52 (1) (d) 1. of the statutes is amended to read:

17 106.52 (1) (d) 1. A bed and breakfast establishment, as defined in s. ~~254.61(1)~~
18 97.01 (1g).

19 **SECTION 3106.** 106.52 (1) (d) 2. of the statutes is amended to read:

20 106.52 (1) (d) 2. A hotel, as defined in s. ~~254.61(3)~~ 97.01 (7).

21 **SECTION 3107.** 106.52 (1) (d) 3. of the statutes is amended to read:

22 106.52 (1) (d) 3. A tourist rooming house, as defined in s. ~~254.61(6)~~ 97.01 (15k).

23 **SECTION 3108.** 107.30 (10) of the statutes is amended to read:

24 107.30 (10) “Mining damage appropriation” means the appropriation under s.
25 ~~20.165(2)~~ 20.142 (4) (a).

SENATE BILL 21**SECTION 3109**

1 **SECTION 3109.** 107.31 (5) (a) (intro.) of the statutes is amended to read:

2 107.31 (5) (a) *Calculation.* (intro.) The mining damage reserve accumulation
3 is calculated by subtracting the total amount of all mining damages awards paid
4 from the appropriation under s. 20.445 (4) (a), 2001 stats., beginning on May 22, 1980
5 or paid from the appropriation under s. ~~20.165 (2)~~ 20.142 (4) (a) from the sum of:

6 **SECTION 3110.** 108.02 (24g) of the statutes is created to read:

7 108.02 (24g) SUITABLE WORK. “Suitable work” has the meaning specified by the
8 department by rule under s. 108.14 (27).

9 **SECTION 3111.** 108.04 (8) (a) of the statutes is amended to read:

10 108.04 (8) (a) If Except as provided in par. (b), if an employee fails, without good
11 cause, to accept suitable work when offered, the employee is ineligible to receive
12 benefits until the employee earns wages after the week in which the failure occurs
13 equal to at least 6 times the employee’s weekly benefit rate under s. 108.05 (1) in
14 employment or other work covered by the unemployment insurance law of any state
15 or the federal government. For purposes of requalification, the employee’s weekly
16 benefit rate shall be that rate which would have been paid had the failure not
17 occurred. This paragraph does not preclude an employee from establishing a benefit
18 year during a period in which the employee is ineligible to receive benefits under this
19 paragraph if the employee qualifies to establish a benefit year under s. 108.06 (2) (a).
20 The department shall charge to the fund’s balancing account any benefits otherwise
21 chargeable to the account of an employer that is subject to the contribution
22 requirements under ss. 108.17 and 108.18 whenever an employee of that employer
23 fails, without good cause, to accept suitable work offered by that employer.

24 **SECTION 3112.** 108.04 (8) (b) of the statutes is created to read:

SENATE BILL 21**SECTION 3112**

1 108.04 (8) (b) There is a rebuttable presumption that an employee has failed,
2 without good cause, to accept suitable work when offered if the employee declines to
3 submit to a test for the presence of controlled substances in a test conducted on the
4 employee as preemployment screening or the employee tests positive for one or more
5 controlled substances in such a test without evidence of a valid prescription, as
6 evidenced by a report submitted to the department by an employing unit in
7 accordance with s. 108.133 (4). If the employee declines to submit to such a test, the
8 employee shall be ineligible for benefits as if the employee had declined to submit to
9 a test under s. 108.133 (3) (a), beginning with the week in which the department
10 receives the report. If the employee tests positive in such a test without evidence of
11 a valid prescription, the employee shall be ineligible for benefits as if the employee
12 had tested positive under s. 108.133 (3) (c), beginning with the week in which the
13 department receives the report, except as provided under s. 108.133 (3) (d). The
14 department shall promulgate rules specifying how a claimant may overcome the
15 presumption in this paragraph. The department shall charge to the fund's balancing
16 account any benefits otherwise chargeable to the account of an employer that is
17 subject to the contribution requirements under ss. 108.17 and 108.18 whenever an
18 employee of that employer fails, without good cause, to accept suitable work offered
19 by that employer.

20 **SECTION 3113.** 108.04 (11) (bh) of the statutes is amended to read:

21 108.04 (11) (bh) In addition to ineligibility for benefits resulting from
22 concealment as provided in par. (be), the department shall assess a penalty against
23 the claimant in an amount equal to ~~15~~ 40 percent of the benefit payments erroneously
24 paid to the claimant as a result of one or more acts of concealment described in pars.
25 (a) and (b).

SENATE BILL 21**SECTION 3114**

1 **SECTION 3114.** 108.10 (4) of the statutes is amended to read:

2 108.10 (4) The department or the employing unit may commence action for the
3 judicial review of a commission decision under this section, provided the department,
4 or the employing unit, after exhausting the remedies provided under this section, has
5 commenced such action within 30 days after such decision was mailed to the
6 employing unit's last-known address. The scope of judicial review, and the manner
7 thereof insofar as applicable, shall be the same as that provided in s. 108.09 (7). In
8 an action commenced by an employing unit under this section, the department shall
9 be an adverse party ~~under s. 102.23 (1) (a)~~ and shall be named as a party in the
10 complaint commencing the action.

11 **SECTION 3115.** 108.133 of the statutes is created to read:

12 **108.133 Testing for controlled substances. (1) DEFINITIONS.** In this
13 section:

14 (a) Notwithstanding s. 108.02 (9), “controlled substance” has the meaning
15 given in 21 USC 802.

16 (b) “Job skills assessment” means an assessment conducted by the department
17 under sub. (2) (d).

18 (c) “Occupation that regularly conducts drug testing” means an occupation
19 identified in the regulations issued by the federal secretary of labor under 42 USC
20 503 (l) (1) (A) (ii).

21 (d) “Screening” means the screening process created by the department under
22 sub. (2) (a) 3.

23 (e) “Substance abuse treatment program” means the program provided by the
24 department under sub. (2) (c).

SENATE BILL 21**SECTION 3115**

1 (f) “Valid prescription” means a prescription, as defined in s. 450.01 (19), for a
2 controlled substance for which the supply of the controlled substance indicated by
3 the prescription has not run out.

4 (2) DRUG TESTING PROGRAM. The department shall establish a program to test
5 claimants who apply for regular benefits under this chapter for the presence of
6 controlled substances in accordance with this section and shall, under the program,
7 do all of the following:

8 (a) Promulgate rules to establish the program. The department shall do all of
9 the following in the rules promulgated under this paragraph:

10 1. Establish a process to test claimants for the presence of controlled
11 substances. In establishing the process, the department shall adhere to any
12 applicable federal requirements regarding drug testing.

13 2. Identify the parameters for a substance abuse treatment program for
14 claimants who misuse controlled substances and specify criteria that a claimant
15 must satisfy in order to be considered in full compliance with requirements of the
16 substance abuse treatment program.

17 3. Create a screening process for determining whether a claimant should be
18 required to submit to a test for the presence of controlled substances.

19 4. Identify the parameters for a job skills assessment for claimants who misuse
20 controlled substances and specify criteria that a claimant must satisfy in order to be
21 considered in full compliance with the requirements of the job skills assessment.

22 (am) Promulgate rules identifying occupations for which drug testing is
23 regularly conducted in this state.

24 (b) When a claimant applies for regular benefits under this chapter, do all of
25 the following:

SENATE BILL 21**SECTION 3115**

1 1. Determine whether the claimant is an individual for whom suitable work is
2 only available in an occupation that regularly conducts drug testing.

3 2. Determine whether the claimant is an individual for whom suitable work is
4 only available in an occupation identified in the rules promulgated under par. (am).

5 3. If the claimant is determined by the department under subd. 1. to be an
6 individual for whom suitable work is only available in an occupation that regularly
7 conducts drug testing, conduct a screening on the claimant.

8 4. If the claimant is determined by the department under subd. 2. to be an
9 individual for whom suitable work is only available in an occupation identified in the
10 rules promulgated under par. (am), conduct a screening on the claimant if a
11 screening is not already required under subd. 3.

12 5. If a screening conducted as required under subd. 3. or 4. indicates that the
13 claimant should be required to submit to a test for the presence of controlled
14 substances, require that the claimant submit to such a test.

15 (c) Create and provide a substance abuse treatment program in accordance
16 with the rules promulgated under par. (a) 2.

17 (d) Create and conduct job skills assessments in accordance with the rules
18 promulgated under par. (a) 4.

19 **(3) DRUG TESTING.** (a) If a claimant is required under sub. (2) (b) 5. to submit
20 to a test for the presence of controlled substances and the claimant declines to submit
21 to such a test, the claimant is ineligible for benefits under this chapter until 52 weeks
22 after the date of the declining or until the claimant qualifies for benefits in a
23 subsequent benefit year, whichever occurs later.

24 (b) If a claimant who is required under sub. (2) (b) 5. to submit to a test for the
25 presence of controlled substances submits to the test and does not test positive for

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1 any controlled substance or the claimant presents evidence satisfactory to the
2 department that the claimant possesses a valid prescription for each controlled
3 substance for which the claimant tests positive, the claimant may receive benefits
4 under this chapter if otherwise eligible and may not be required to submit to any
5 further test for the presence of controlled substances until a subsequent benefit year.

6 (c) If a claimant who is required under sub. (2) (b) 5. to submit to a test for the
7 presence of controlled substances submits to the test and tests positive for one or
8 more controlled substances without presenting evidence satisfactory to the
9 department that the claimant possesses a valid prescription for each controlled
10 substance for which the claimant tested positive, the claimant is ineligible for
11 benefits under this chapter until 52 weeks after the date of the test or until the
12 claimant qualifies for benefits in a subsequent benefit year, whichever occurs later,
13 except as provided in par. (d).

14 (d) A claimant who tests positive for one or more controlled substances without
15 presenting evidence of a valid prescription as described in par. (c) may maintain his
16 or her eligibility for benefits under this chapter by enrolling in the substance abuse
17 treatment program and undergoing a job skills assessment. Such a claimant
18 remains eligible for benefits under this chapter, if otherwise eligible, for each week
19 the claimant is in full compliance with any requirements of the substance abuse
20 treatment program and job skills assessment, as determined by the department in
21 accordance with the rules promulgated under sub. (2) (a) 2. and 4.

22 (4) PREEMPLOYMENT DRUG TESTING. (a) An employing unit may, in accordance
23 with the rules promulgated by the department under par. (b), voluntarily submit to
24 the department the results of a test for the presence of controlled substances that was
25 conducted on an individual as preemployment screening or notify the department

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1 that an individual declined to submit to such a test as a condition of employment,
2 along with information necessary to identify the individual. Upon receipt of any such
3 results of a test conducted and certified in a manner approved by the department or
4 notification that an individual declined to submit to such a test, the department shall
5 determine whether the individual is a claimant receiving benefits. If the individual
6 is a claimant receiving benefits, the department shall, in accordance with rules
7 promulgated by the department under par. (b), use that information for purposes of
8 determining eligibility for benefits under s. 108.04 (8) (b).

9 (b) The department shall promulgate rules necessary to implement par. (a).

10 **(5) APPLICATION OF THIS SECTION.** (a) Notwithstanding subs. (2) (b) 1., 3., and
11 5., (c), and (d) and (3), subs. (2) (b) 1., 3., and 5., (c), and (d) and (3) do not apply until
12 the rules required under sub. (2) (a) take effect. The department shall submit to the
13 legislative reference bureau for publication in the Wisconsin administrative register
14 a notice identifying the date on which subs. (2) (b) 1., 3., and 5., (c), and (d) and (3)
15 will be implemented.

16 (b) Notwithstanding sub. (2) (b) 2. and 4., sub. (2) (b) 2. and 4. do not apply until
17 the rules required under sub. (2) (am) take effect. The department shall submit to
18 the legislative reference bureau for publication in the Wisconsin administrative
19 register a notice identifying the date on which sub. (2) (b) 2. and 4. will be
20 implemented.

21 (c) Notwithstanding sub. (4) (a) and s. 108.04 (8) (b), sub. (4) (a) and s. 108.04
22 (8) (b) do not apply until the rules required under sub. (4) (b) take effect. The
23 department shall submit to the legislative reference bureau for publication in the
24 Wisconsin administrative register a notice identifying the date on which sub. (4) (a)
25 and s. 108.04 (8) (b) will be implemented.

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1 (d) The secretary may waive compliance with any provision under this section
2 and s. 108.04 (8) (b) if the secretary determines that waiver of the provision is
3 necessary to permit continued certification of this chapter for grants to this state
4 under Title III of the federal Social Security Act or for maximum credit allowances
5 to employers under the federal Unemployment Tax Act.

6 **SECTION 3116.** 108.14 (8n) (e) of the statutes is amended to read:

7 108.14 (8n) (e) The department shall charge this state's share of any benefits
8 paid under this subsection to the account of each employer by which the employee
9 claiming benefits was employed in the applicable base period, in proportion to the
10 total amount of wages he or she earned from each employer in the base period, except
11 that if s. 108.04 (1) (f), (5), (7) (a), (c), (e), (L), (q), (s), or (t), (7m) or (8) (a) or (b) or
12 108.07 (3), (3r), or (5) (b) would have applied to employment by such an employer who
13 is subject to the contribution requirements of ss. 108.17 and 108.18, the department
14 shall charge the share of benefits based on employment with that employer to the
15 fund's balancing account, or, if s. 108.04 (1) (f) or (5) or 108.07 (3) would have applied
16 to an employer that is not subject to the contribution requirements of ss. 108.17 and
17 108.18, the department shall charge the share of benefits based on that employment
18 in accordance with s. 108.07 (5) (a) and (b). The department shall also charge the
19 fund's balancing account with any other state's share of such benefits pending
20 reimbursement by that state.

21 **SECTION 3117.** 108.14 (27) of the statutes is created to read:

22 108.14 (27) The department shall promulgate a rule to define what constitutes
23 suitable work for claimants, which shall specify different levels of suitable work
24 based upon the number of weeks that a claimant has received benefits in a given
25 benefit year.

SENATE BILL 21**SECTION 3118**

1 **SECTION 3118.** 108.141 (3g) (a) 3. (intro.) of the statutes is amended to read:
2 108.141 (**3g**) (a) 3. (intro.) ~~Work~~ Notwithstanding s. 108.02 (24g), work is
3 suitable within the meaning of subd. 2. if:

4 **SECTION 3119.** 108.141 (7) (a) of the statutes is amended to read:

5 108.141 (**7**) (a) The department shall charge the state's share of each week of
6 extended benefits to each employer's account in proportion to the employer's share
7 of the total wages of the employee receiving the benefits in the employee's base
8 period, except that if the employer is subject to the contribution requirements of ss.
9 108.17 and 108.18 the department shall charge the share of extended benefits to
10 which s. 108.04 (1) (f), (5), (7) (a), (c), (e), (L), (q), (s), or (t), (7m) or (8) (a) or (b) or
11 108.07 (3), (3r), or (5) (b) applies to the fund's balancing account.

12 **SECTION 3120.** 108.16 (6m) (a) of the statutes is amended to read:

13 108.16 (**6m**) (a) The benefits thus chargeable under s. 108.04 (1) (f), (5), (5g),
14 (7) (h), (8) (a) or (b), (13) (c) or (d) or (16) (e), 108.07 (3), (3r), (5) (b), (5m), or (6), 108.14
15 (8n) (e), 108.141, 108.151, or 108.152 or sub. (6) (e) or (7) (a) and (b).

16 **SECTION 3121.** 108.227 (1) (e) 3. of the statutes is amended to read:

17 108.227 (**1**) (e) 3. A license, certificate of approval, provisional license,
18 conditional license, certification, certification card, registration, permit, training
19 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
20 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~
21 254.176, 254.20 (3), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or
22 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

23 **SECTION 3122.** 108.227 (1) (e) 3. of the statutes, as affected by 2015 Wisconsin
24 Act (this act), is amended to read:

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1 108.227 (1) (e) 3. A license, certificate of approval, provisional license,
2 conditional license, certification, certification card, registration, permit, training
3 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
4 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), 254.176, 254.20 (3), 256.15
5 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or 343.305 (6) (a) or a ~~permit~~ license for
6 operation of a campground specified in s. ~~254.47 (1)~~ 97.67 (1).

7 **SECTION 3123.** 108.227 (1) (e) 6. of the statutes is amended to read:

8 108.227 (1) (e) 6. A license or certificate of registration issued ~~by the~~
9 ~~department of financial institutions, or a division of it,~~ under ss. 138.09, 138.12,
10 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to 218.0163, 218.02, 218.04,
11 218.05, 224.72, 224.725, 224.93 or under subch. IV of ch. 551.

12 **SECTION 3124.** 108.227 (1) (e) 12. of the statutes is amended to read:

13 108.227 (1) (e) 12. A license issued under s. 102.17 (1) (c), 628.04, 628.92 (1),
14 632.69 (2), or 633.14, a registration under s. 628.92 (2), or a temporary license issued
15 under s. 628.09.

16 **SECTION 3125.** 108.227 (1) (f) of the statutes is amended to read:

17 108.227 (1) (f) “Licensing department” means the department of
18 administration; the department of agriculture, trade and consumer protection; the
19 board of commissioners of public lands; the department of children and families; the
20 government accountability board; the department of financial institutions and
21 professional standards; the department of health services; the department of natural
22 resources; the department of public instruction; the department of revenue; ~~the~~
23 ~~department of safety and professional services~~; the office of the commissioner of
24 insurance; or the department of transportation.

25 **SECTION 3126.** 108.227 (1m) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 3126**

1 108.227 **(1m)** GENERAL PROVISIONS. (intro.) The department shall promulgate
2 rules specifying procedures to be used before taking action under sub. (3) (b) or s.
3 ~~102.17 (1) (et)~~, 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7),
4 or 105.13 (4) with respect to a person whose license or credential is to be denied, not
5 renewed, discontinued, suspended, or revoked, including rules with respect to all of
6 the following:

7 **SECTION 3127.** 108.227 (3) (a) 3. of the statutes is amended to read:

8 108.227 **(3)** (a) 3. Upon the request of any person whose license or certificate
9 has been previously revoked or denied under s. ~~102.17 (1) (et)~~, 103.275 (2) (bt), 103.34
10 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), reinstate the license or
11 certificate if the applicant is not liable for delinquent contributions.

12 **SECTION 3128.** 108.227 (5) (a) of the statutes is amended to read:

13 108.227 **(5)** (a) The department of workforce development shall conduct a
14 hearing requested by a license holder or applicant for a license or license renewal or
15 continuation under sub. (2) (b) 1. b., or as requested under s. ~~102.17 (1) (et)~~, 103.275
16 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), to review
17 a certification or determination of contribution delinquency that is the basis of a
18 denial, suspension, or revocation of a license or certificate in accordance with this
19 section or an action taken under s. ~~102.17 (1) (et)~~, 103.275 (2) (bt), 103.34 (10) (d),
20 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4). A hearing under this paragraph
21 is limited to questions of mistaken identity of the license or certificate holder or
22 applicant and of prior payment of the contributions that the department of workforce
23 development certified or determined the license or certificate holder or applicant
24 owes the department. At a hearing under this paragraph, any statement filed by the
25 department of workforce development, the licensing department, or the supreme

SENATE BILL 21**SECTION 3128**

1 court, if the supreme court agrees, may be admitted into evidence and is prima facie
2 evidence of the facts that it contains. Notwithstanding ch. 227, a person entitled to
3 a hearing under this paragraph is not entitled to any other notice, hearing, or review,
4 except as provided in sub. (6).

5 **SECTION 3129.** 108.227 (5) (b) 1. of the statutes is amended to read:

6 108.227 (5) (b) 1. Issue a nondelinquency certificate to a license holder or an
7 applicant for a license or license renewal or continuation if the department
8 determines that the license holder or applicant is not liable for delinquent
9 contributions. For a hearing requested in response to an action taken under s. ~~102.17~~
10 ~~(1)(et)~~, 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13
11 (4), the department shall grant a license or certificate or reinstate a license or
12 certificate if the department determines that the applicant for or the holder of the
13 license or certificate is not liable for delinquent contributions, unless there are other
14 grounds for denying the application or revoking the license or certificate.

15 **SECTION 3130.** 108.227 (5) (b) 2. of the statutes is amended to read:

16 108.227 (5) (b) 2. Provide notice that the department of workforce development
17 has affirmed its certification of contribution delinquency to a license holder; to an
18 applicant for a license, a license renewal, or a license continuation; and to the
19 licensing department or the supreme court, if the supreme court agrees. For a
20 hearing requested in response to an action taken under s. ~~102.17 (1)(et)~~, 103.275 (2)
21 (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), the department
22 of workforce development shall provide notice to the license or certificate holder or
23 applicant that the department of workforce development has affirmed its
24 determination of contribution delinquency.

SENATE BILL 21**SECTION 3131**

1 **SECTION 3131.** 108.24 (1) of the statutes is renumbered 108.24 (1) (a) and
2 amended to read:

3 108.24 (1) (a) Any person who knowingly makes a false statement or
4 representation to obtain any benefit payment under this chapter, either for himself
5 or herself or for any other person, shall be ~~fined not less than \$100 nor more than~~
6 ~~\$500 or imprisoned not more than 90 days, or both; and each such false statement~~
7 ~~or representation constitutes a separate offense. This may be penalized as provided~~
8 ~~in par. (b). Any penalty imposed under par. (b) is in addition to any penalty imposed~~
9 under s. 108.04 (11) (bh).

10 **SECTION 3132.** 108.24 (1) (b) of the statutes is created to read:

11 108.24 (1) (b) Whoever violates par. (a):

12 1. If the value of any benefits obtained does not exceed \$2,500, is subject to a
13 fine not to exceed \$10,000 or imprisonment not to exceed 9 months, or both.

14 2. If the value of any benefits obtained exceeds \$2,500 but does not exceed
15 \$5,000, is guilty of a Class I felony.

16 3. If the value of any benefits obtained exceeds \$5,000 but does not exceed
17 \$10,000, is guilty of a Class H felony.

18 4. If the value of any benefits obtained exceeds \$10,000, is guilty of a Class G
19 felony.

20 **SECTION 3133.** 109.03 (1) (c) of the statutes is amended to read:

21 109.03 (1) (c) ~~Unclassified employees~~ Employees of the University of Wisconsin
22 System Authority.

23 **SECTION 3134.** 109.09 (2) (c) 1. a. of the statutes is amended to read:

24 109.09 (2) (c) 1. a. “Commercial lending institution” has the meaning given for
25 “financial institution” in s. ~~234.01~~ 235.40 (5k).

SENATE BILL 21**SECTION 3135**

1 **SECTION 3135.** 111.335 (1) (cx) of the statutes is amended to read:

2 111.335 (1) (cx) Notwithstanding s. 111.322, it is not employment
3 discrimination because of conviction record to refuse to employ or license, or to bar
4 or terminate from employment or licensure, any individual who has been convicted
5 of any offense under s. ~~38.50~~ 100.67 (13) (c).

6 **SECTION 3136.** 111.70 (1) (i) of the statutes is amended to read:

7 111.70 (1) (i) “Municipal employee” means any individual employed by a
8 municipal employer other than an independent contractor; ~~;~~ a supervisor, or; a
9 confidential, managerial or executive employee; or an employee who is employed by
10 the University of Wisconsin System Authority who is academic staff, as defined in
11 s. 36.05 (1), who is faculty, as defined in s. 36.05 (8), or who is employed under s. 36.11
12 (2) (b).

13 **SECTION 3137.** 111.70 (1) (j) of the statutes is amended to read:

14 111.70 (1) (j) “Municipal employer” means any city, county, village, town,
15 metropolitan sewerage district, school district, long-term care district, local cultural
16 arts district created under subch. V of ch. 229, the University of Wisconsin System
17 Authority, or any other political subdivision of the state, or instrumentality of one or
18 more political subdivisions of the state, that engages the services of an employee and
19 includes any person acting on behalf of a municipal employer within the scope of the
20 person’s authority, express or implied.

21 **SECTION 3138.** 111.70 (1) (j) of the statutes, as affected by 2015 Wisconsin Act
22 (this act), is amended to read:

23 111.70 (1) (j) “Municipal employer” means any city, county, village, town,
24 metropolitan sewerage district, school district, ~~long-term care district~~, local cultural
25 arts district created under subch. V of ch. 229, the University of Wisconsin System

SENATE BILL 21**SECTION 3138**

1 Authority, or any other political subdivision of the state, or instrumentality of one or
2 more political subdivisions of the state, that engages the services of an employee and
3 includes any person acting on behalf of a municipal employer within the scope of the
4 person’s authority, express or implied.

5 **SECTION 3139.** 111.81 (5) of the statutes is created to read:

6 111.81 (5) “Division” means the division of personnel management in the
7 department of administration.

8 **SECTION 3140.** 111.81 (7) (ar) of the statutes, as created by 2011 Wisconsin Act
9 32, is repealed.

10 **SECTION 3141.** 111.81 (7) (at) of the statutes, as created by 2011 Wisconsin Act
11 32, is repealed.

12 **SECTION 3142.** 111.81 (7) (b) of the statutes is repealed.

13 **SECTION 3143.** 111.81 (7) (f) of the statutes is amended to read:

14 111.81 (7) (f) Instructional staff employed by the board of regents of the
15 University of Wisconsin System who provide services for a charter school established
16 by contract under s. 118.40 (2r) (cm), 2013 stats.

17 **SECTION 3144.** 111.81 (7) (f) of the statutes, as affected by 2015 Wisconsin Act
18 (this act), is repealed.

19 **SECTION 3145.** 111.81 (7) (gm) of the statutes is repealed.

20 **SECTION 3146.** 111.81 (7) (h) of the statutes is repealed.

21 **SECTION 3147.** 111.81 (7) (i) of the statutes is repealed.

22 **SECTION 3148.** 111.81 (14) of the statutes is repealed.

23 **SECTION 3149.** 111.81 (15m) of the statutes is repealed.

24 **SECTION 3150.** 111.81 (17m) of the statutes is repealed.

25 **SECTION 3151.** 111.81 (19m) of the statutes is repealed.

SENATE BILL 21**SECTION 3152**

1 **SECTION 3152.** 111.815 (1) and (2) of the statutes, as affected by 2013 Wisconsin
2 Act 166, are amended to read:

3 111.815 (1) In the furtherance of this subchapter, the state shall be considered
4 as a single employer and employment relations policies and practices throughout the
5 state service shall be as consistent as practicable. The ~~office~~ division shall negotiate
6 and administer collective bargaining agreements. To coordinate the employer
7 position in the negotiation of agreements, the ~~office~~ division shall maintain close
8 liaison with the legislature relative to the negotiation of agreements and the fiscal
9 ramifications of those agreements. Except with respect to the collective bargaining
10 units specified in s. 111.825 (1r) and (1t), the ~~office~~ division is responsible for the
11 employer functions of the executive branch under this subchapter, and shall
12 coordinate its collective bargaining activities with operating state agencies on
13 matters of agency concern. The legislative branch shall act upon those portions of
14 tentative agreements negotiated by the ~~office~~ division that require legislative action.
15 With respect to the collective bargaining units specified in s. 111.825 (1r), the Board
16 of Regents of the University of Wisconsin System is responsible for the employer
17 functions under this subchapter. With respect to the collective bargaining units
18 specified in s. 111.825 (1t), the chancellor of the University of Wisconsin–Madison is
19 responsible for the employer functions under this subchapter. With respect to the
20 collective bargaining unit specified in s. 111.825 (1r) (ef), the governing board of the
21 charter school established by contract under s. 118.40 (2r) (cm), 2013 stats., is
22 responsible for the employer functions under this subchapter.

23 (2) The ~~director of the office~~ administrator of the division shall, together with
24 the appointing authorities or their representatives, represent the state in its
25 responsibility as an employer under this subchapter except with respect to

SENATE BILL 21**SECTION 3152**

1 negotiations in the collective bargaining units specified in s. 111.825 (1r) and (1t).
2 ~~The director of the office~~ administrator of the division shall establish and maintain,
3 wherever practicable, consistent employment relations policies and practices
4 throughout the state service.

5 **SECTION 3153.** 111.815 (1) of the statutes, as affected by 2013 Wisconsin Act
6 166 and 2015 Wisconsin Act (this act), is amended to read:

7 111.815 (1) In the furtherance of this subchapter, the state shall be considered
8 as a single employer and employment relations policies and practices throughout the
9 state service shall be as consistent as practicable. The division shall negotiate and
10 administer collective bargaining agreements. To coordinate the employer position
11 in the negotiation of agreements, the division shall maintain close liaison with the
12 legislature relative to the negotiation of agreements and the fiscal ramifications of
13 those agreements. ~~Except with respect to the collective bargaining units specified~~
14 ~~in s. 111.825 (1r) and (1t), the~~ The division is responsible for the employer functions
15 of the executive branch under this subchapter, and shall coordinate its collective
16 bargaining activities with operating state agencies on matters of agency concern.
17 The legislative branch shall act upon those portions of tentative agreements
18 negotiated by the division that require legislative action. ~~With respect to the~~
19 ~~collective bargaining units specified in s. 111.825 (1r), the Board of Regents of the~~
20 ~~University of Wisconsin System is responsible for the employer functions under this~~
21 ~~subchapter. With respect to the collective bargaining units specified in s. 111.825~~
22 ~~(1t), the chancellor of the University of Wisconsin–Madison is responsible for the~~
23 ~~employer functions under this subchapter. With respect to the collective bargaining~~
24 ~~unit specified in s. 111.825 (1r) (ef), the governing board of the charter school~~

SENATE BILL 21**SECTION 3153**

1 ~~established by contract under s. 118.40 (2r) (cm), 2013 stats., is responsible for the~~
2 ~~employer functions under this subchapter.~~

3 **SECTION 3154.** 111.815 (3) of the statutes is amended to read:

4 111.815 (3) With regard to collective bargaining activities involving employees
5 who are assistant district attorneys, the ~~director of the office~~ administrator of the
6 division shall maintain close liaison with the secretary of administration.

7 **SECTION 3155.** 111.825 (1r) of the statutes, as affected by 2011 Wisconsin Act
8 32 and 2015 Wisconsin Act (this act), is repealed.

9 **SECTION 3156.** 111.825 (1r) (ef) of the statutes, as affected by 2011 Wisconsin
10 Act 32, is amended to read:

11 111.825 (1r) (ef) Instructional staff employed by the board of regents of the
12 University of Wisconsin System who provide services for a charter school established
13 by contract under s. 118.40 (2r) (cm), 2013 stats.

14 **SECTION 3157.** 111.825 (1t) of the statutes, as affected by 2011 Wisconsin Act
15 32, is repealed.

16 **SECTION 3158.** 111.825 (3) of the statutes, as affected by 2013 Wisconsin Act
17 166, is amended to read:

18 111.825 (3) The commission shall assign employees to the appropriate
19 collective bargaining units set forth in subs. (1), ~~(1r)~~, ~~(1t)~~, and (2).

20 **SECTION 3159.** 111.825 (4) of the statutes, as affected by 2013 Wisconsin Act
21 166, is amended to read:

22 111.825 (4) Any labor organization may petition for recognition as the exclusive
23 representative of a collective bargaining unit specified in sub. (1), ~~(1r)~~, ~~(1t)~~, or (2) in
24 accordance with the election procedures set forth in s. 111.83, provided the petition
25 is accompanied by a 30% showing of interest in the form of signed authorization

SENATE BILL 21**SECTION 3159**

1 cards. Each additional labor organization seeking to appear on the ballot shall file
2 petitions within 60 days of the date of filing of the original petition and prove,
3 through signed authorization cards, that at least 10% of the employees in the
4 collective bargaining unit want it to be their representative.

5 **SECTION 3160.** 111.825 (6) (a) of the statutes, as affected by 2011 Wisconsin Act
6 32, is amended to read:

7 111.825 (6) (a) The commission shall assign only an employee of the
8 department of administration, or the department of transportation, ~~University of~~
9 ~~Wisconsin-Madison, or board of regents of the University of Wisconsin System~~ who
10 engages in the detection and prevention of crime, who enforces the laws and who is
11 authorized to make arrests for violations of the laws; an employee of the department
12 of administration, or the department of transportation, ~~University of~~
13 ~~Wisconsin-Madison, or board of regents of the University of Wisconsin System~~ who
14 provides technical law enforcement support to such employees; and an employee of
15 the department of transportation who engages in motor vehicle inspection or
16 operator's license examination to a collective bargaining unit under sub. (1) (cm), ~~(1r)~~
17 ~~(cm), or (1t) (cm), whichever is appropriate.~~

18 **SECTION 3161.** 111.825 (7) of the statutes, as created by 2011 Wisconsin Act 32,
19 is repealed.

20 **SECTION 3162.** 111.83 (3) (a) of the statutes is amended to read:

21 111.83 (3) (a) Whenever a question arises concerning the representation of
22 employees in a collective bargaining unit the commission shall determine the
23 representative thereof by taking a secret ballot of the employees and certifying in
24 writing the results thereof to the interested parties and to the ~~director of the office~~
25 administrator of the division. There shall be included on any ballot for the election

SENATE BILL 21**SECTION 3162**

1 of representatives the names of all labor organizations having an interest in
2 representing the employees participating in the election as indicated in petitions
3 filed with the commission. The name of any existing representative shall be included
4 on the ballot without the necessity of filing a petition. The commission may exclude
5 from the ballot one who, at the time of the election, stands deprived of his or her rights
6 under this subchapter by reason of a prior adjudication of his or her having engaged
7 in an unfair labor practice. The ballot shall be so prepared as to permit a vote against
8 representation by anyone named on the ballot. The commission's certification of the
9 results of any election is conclusive as to the findings included therein unless
10 reviewed under s. 111.07 (8).

11 **SECTION 3163.** 111.83 (5) of the statutes, as affected by 2011 Wisconsin Act 32,
12 is repealed.

13 **SECTION 3164.** 111.83 (7) of the statutes, as affected by 2011 Wisconsin Act 32
14 and 2013 Wisconsin Act 166, is repealed.

15 **SECTION 3165.** 111.84 (2) (c) of the statutes, as affected by 2011 Wisconsin Act
16 32, is amended to read:

17 111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91
18 (1) or (3), whichever is appropriate, with the duly authorized officer or agent of the
19 employer which is the recognized or certified exclusive collective bargaining
20 representative of employees specified in s. 111.81 (7) (a) in an appropriate collective
21 bargaining unit or with the certified exclusive collective bargaining representative
22 of employees specified in s. 111.81 (7) ~~(a)~~ (c) and (e) in an appropriate collective
23 bargaining unit. Such refusal to bargain shall include, but not be limited to, the
24 refusal to execute a collective bargaining agreement previously orally agreed upon.

SENATE BILL 21**SECTION 3166**

1 **SECTION 3166.** 111.85 (5) of the statutes, as affected by 2011 Wisconsin Act 32
2 and 2013 Wisconsin Act 166, is repealed.

3 **SECTION 3167.** 111.86 (2) of the statutes is amended to read:

4 111.86 (2) The ~~office~~ division shall charge a state department or agency the
5 employer's share of the cost related to grievance arbitration under sub. (1) for any
6 arbitration that involves one or more employees of the state department or agency.
7 Each state department or agency so charged shall pay the amount that the ~~office~~
8 division charges from the appropriation account or accounts used to pay the salary
9 of the grievant. Funds received under this subsection shall be credited to the
10 appropriation account under s. ~~20.545 (1) (km)~~ 20.505 (1) (ks).

11 **SECTION 3168.** 111.89 (1) of the statutes is amended to read:

12 111.89 (1) Upon establishing that a strike is in progress, the employer may
13 either seek an injunction or file an unfair labor practice charge with the commission
14 under s. 111.84 (2) (e) or both. It is the responsibility of the ~~office~~ division to decide
15 whether to seek an injunction or file an unfair labor practice charge. The existence
16 of an administrative remedy does not constitute grounds for denial of injunctive
17 relief.

18 **SECTION 3169.** 111.91 (4) of the statutes, as affected by 2011 Wisconsin Act 32,
19 is amended to read:

20 111.91 (4) The ~~director of the office~~ administrator of the division, in connection
21 with the development of tentative collective bargaining agreements to be submitted
22 under s. 111.92 (1) (a) 1., shall endeavor to obtain tentative agreements with each
23 recognized or certified labor organization representing employees or supervisors of
24 employees specified in s. 111.81 (7) (a) and with each certified labor organization
25 representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any

SENATE BILL 21**SECTION 3169**

1 provision for the payment to any employee of a cumulative or noncumulative amount
2 of compensation in recognition of or based on the period of time an employee has been
3 employed by the state.

4 **SECTION 3170.** 111.91 (4) of the statutes, as affected by 2011 Wisconsin Act 32
5 and 2015 Wisconsin Act (this act), is amended to read:

6 111.91 (4) The administrator of the division, in connection with the
7 development of tentative collective bargaining agreements to be submitted under s.
8 111.92 (1) (a) 1., shall endeavor to obtain tentative agreements with each recognized
9 or certified labor organization representing employees or supervisors of employees
10 specified in s. 111.81 (7) (a) and with each certified labor organization representing
11 employees specified in s. 111.81 (7) ~~(b) to (c)~~ and (e) which do not contain any provision
12 for the payment to any employee of a cumulative or noncumulative amount of
13 compensation in recognition of or based on the period of time an employee has been
14 employed by the state.

15 **SECTION 3171.** 111.915 of the statutes is amended to read:

16 **111.915 Labor proposals.** ~~The director of the office~~ administrator of the
17 division shall notify and consult with the joint committee on employment relations,
18 in such form and detail as the committee requests, regarding substantial changes in
19 wages, employee benefits, personnel management, and program policy contract
20 provisions to be included in any contract proposal to be offered to any labor
21 organization by the state or to be agreed to by the state before such proposal is
22 actually offered or accepted.

23 **SECTION 3172.** 111.92 (1) (a) 1. of the statutes, as affected by 2011 Wisconsin
24 Act 32, is amended to read:

SENATE BILL 21**SECTION 3172**

1 111.92 (1) (a) 1. Any tentative agreement reached between the ~~office~~ division
2 and any labor organization representing a collective bargaining unit specified in s.
3 111.825 (1) or (2) (d) or (e) shall, after official ratification by the labor organization,
4 be submitted by the ~~office~~ division to the joint committee on employment relations,
5 which shall hold a public hearing before determining its approval or disapproval.

6 **SECTION 3173.** 111.92 (1) (a) 1. and 4. of the statutes, as affected by 2011
7 Wisconsin Act 32 and 2015 Wisconsin Act (this act), are consolidated, renumbered
8 111.92 (1) and amended to read:

9 111.92 (1) Any tentative agreement reached between the division and any labor
10 organization representing a collective bargaining unit specified in s. 111.825 (1) or
11 (2) (d) or (e) shall, after official ratification by the labor organization, be submitted
12 by the division to the joint committee on employment relations, which shall hold a
13 public hearing before determining its approval or disapproval. ~~4.~~ If the committee
14 approves ~~a~~ the tentative agreement ~~under subd. 1., 2., or 3.~~, it shall introduce in a
15 bill or companion bills, to be put on the calendar or referred to the appropriate
16 scheduling committee of each house, that portion of the tentative agreement which
17 requires legislative action for implementation, such as salary and wage adjustments,
18 changes in fringe benefits, and any proposed amendments, deletions or additions to
19 existing law. Such bill or companion bills are not subject to ss. 13.093 (1), 13.50 (6)
20 (a) and (b) and 16.47 (2). The committee may, however, submit suitable portions of
21 the tentative agreement to appropriate legislative committees for advisory
22 recommendations on the proposed terms. The committee shall accompany the
23 introduction of such proposed legislation with a message that informs the legislature
24 of the committee's concurrence with the matters under consideration and which
25 recommends the passage of such legislation without change. If the joint committee

SENATE BILL 21**SECTION 3173**

1 on employment relations does not approve the tentative agreement, it shall be
2 returned to the parties for renegotiation. If the legislature does not adopt without
3 change that portion of the tentative agreement introduced by the joint committee on
4 employment relations, the tentative agreement shall be returned to the parties for
5 renegotiation.

6 **SECTION 3174.** 111.92 (1) (a) 2. of the statutes, as created by 2011 Wisconsin
7 Act 32, is repealed.

8 **SECTION 3175.** 111.92 (1) (a) 3. of the statutes, as created by 2011 Wisconsin
9 Act 32, is repealed.

10 **SECTION 3176.** 111.92 (1) (c) of the statutes is amended to read:

11 111.92 (1) (c) Any tentative agreement reached between the governing board
12 of the charter school established by contract under s. 118.40 (2r) (cm), 2013 stats.,
13 acting for the state, and any labor organization representing a collective bargaining
14 unit specified in s. 111.825 (1r) (ef) shall, after official ratification by the labor
15 organization and approval by the chancellor of the University of
16 Wisconsin–Parkside, be executed by the parties.

17 **SECTION 3177.** 111.92 (1) (c) of the statutes, as affected by 2015 Wisconsin Act
18 (this act), is repealed.

19 **SECTION 3178.** 111.93 (3) (a) and (b) of the statutes, as affected by 2011
20 Wisconsin Act 32, are amended to read:

21 111.93 (3) (a) If a collective bargaining agreement exists between the employer
22 and a labor organization representing employees in a collective bargaining unit
23 under s. 111.825 (1) (g), the provisions of that agreement shall supersede the
24 provisions of civil service and other applicable statutes, ~~as well as rules and policies~~
25 ~~of the University of Wisconsin–Madison and the board of regents of the University~~

SENATE BILL 21**SECTION 3178**

1 of ~~Wisconsin System~~, related to wages, fringe benefits, hours, and conditions of
2 employment whether or not the matters contained in those statutes, rules, and
3 policies are set forth in the collective bargaining agreement.

4 (b) If a collective bargaining agreement exists between the employer and a
5 labor organization representing general employees in a collective bargaining unit,
6 the provisions of that agreement shall supersede the provisions of civil service and
7 other applicable statutes, ~~as well as rules and policies of the board of regents of the~~
8 ~~University of Wisconsin System~~, related to wages, whether or not the matters
9 contained in those statutes, rules, and policies are set forth in the collective
10 bargaining agreement.

11 **SECTION 3179.** 111.935 of the statutes, as affected by 2011 Wisconsin Act 32,
12 is repealed.

13 **SECTION 3180.** 112.07 (1) of the statutes is amended to read:

14 112.07 (1) Notwithstanding any other provision of the statutes, any fiduciary,
15 as defined in s. 112.01 (1) (b), who is holding securities in a fiduciary capacity, any
16 bank or trust company holding securities as a custodian or managing agent, and any
17 bank or trust company holding securities as custodian for a fiduciary may deposit or
18 arrange for the deposit of such securities in a clearing corporation as defined in s.
19 408.102 (1) (e). When the securities are so deposited, certificates representing
20 securities of the same class of the same issuer may be merged and held in bulk in the
21 name of the nominee of the clearing corporation with any other such securities
22 deposited in that clearing corporation by any person regardless of the ownership of
23 the securities, and certificates of small denomination may be merged into one or more
24 certificates of larger denomination. The records of the fiduciary and the records of
25 the bank or trust company acting as custodian, as managing agent or as custodian

SENATE BILL 21**SECTION 3180**

1 for a fiduciary shall at all times show the name of the party for whose account the
2 securities are so deposited. Ownership of, and other interests in, the securities may
3 be transferred by bookkeeping entry on the books of the clearing corporation without
4 physical delivery of certificates representing the securities. A bank or trust company
5 which deposits securities pursuant to this section shall be subject to such rules and
6 regulations as, in the case of state chartered institutions, the ~~division of banking~~
7 department of financial institutions and professional standards and, in the case of
8 national banking associations, the comptroller of the currency may from time to time
9 issue. A bank or trust company acting as custodian for a fiduciary shall, on demand
10 by the fiduciary, certify in writing to the fiduciary the securities deposited by the
11 bank or trust company in a clearing corporation pursuant to this section for the
12 account of the fiduciary. A fiduciary shall, on demand by any party to a judicial
13 proceeding for the settlement of the fiduciary's account or on demand by the attorney
14 for such a party, certify in writing to the party the securities deposited by the
15 fiduciary in the clearing corporation for its account as such fiduciary.

16 **SECTION 3181.** 114.31 (6) of the statutes is amended to read:

17 114.31 (6) TECHNICAL SERVICES TO MUNICIPALITIES. The secretary may, insofar
18 as is reasonably possible, offer the engineering or other technical service of the
19 department, to any municipality desiring them in connection with the construction,
20 maintenance or operation or proposed construction, maintenance or operation of an
21 airport. The secretary may assess reasonable costs for services including services
22 performed while acting as agent for a municipality. Such assessment shall include
23 properly allocated administrative costs. Municipalities are authorized to cooperate
24 with the secretary in the development of aeronautics and aeronautical facilities in
25 this state. ~~The Wisconsin Economic Development Corporation~~ Forward Wisconsin

SENATE BILL 21**SECTION 3181**

1 Development Authority and all agencies are authorized and directed to make
2 available such facilities and services, and to cooperate as far as possible to promote
3 the best interests of aeronautics of the state.

4 **SECTION 3182.** 115.001 (1) of the statutes is amended to read:

5 115.001 (1) CHARTER SCHOOL. “Charter school” means a school under contract
6 with a school board under s. 118.40 or with ~~one of the entities~~ an entity under s.
7 118.40 (2r) (b) 1., or a school established and operated by ~~one of the entities~~ an entity
8 under s. 118.40 (2r) (b) 1. a. to d.

9 **SECTION 3183.** 115.28 (7) (gs) of the statutes is created to read:

10 115.28 (7) (gs) 1. Notwithstanding s. 118.19 (3), (4m), (6) to (9), and (12) to (14),
11 grant a teaching license to any individual who satisfies all of the following:

12 a. Has a bachelor’s degree.

13 b. Demonstrates by passing a competency exam approved by the department
14 that he or she is proficient in the subject or subjects that he or she intends to teach.

15 c. Has relevant experience, as determined by the department, in the subject or
16 subjects that he or she intends to teach.

17 2. A license under this paragraph authorizes the individual to teach only the
18 subject or subjects in which he or she demonstrated proficiency and relevant
19 experience in grades 6 to 12. The license is valid for 3 years and is renewable for
20 3-year periods.

21 **SECTION 3184.** 115.28 (7g) (a) (intro.) of the statutes is amended to read:

22 115.28 (7g) (a) (intro.) The department shall, in consultation with the
23 governor’s office, the chairpersons of the committees in the assembly and senate
24 whose subject matter is elementary and secondary education and ranking members
25 of those committees, the Board of Regents of the University of Wisconsin System

SENATE BILL 21**SECTION 3184**

1 Authority, and the Wisconsin Association of Independent Colleges and Universities,
2 do all of the following:

3 **SECTION 3185.** 115.28 (54m) of the statutes is created to read:

4 115.28 (54m) NOTICE OF EDUCATIONAL OPTIONS. Include on the home page of the
5 department's Internet site a link to information about all of the educational options
6 available to children in the state who are at least 3 years old but not yet 18 years old,
7 including public schools, private schools participating in a parental choice program,
8 charter schools, virtual schools, full-time open enrollment, youth options, course
9 options, and options for pupils enrolled in a home-based private educational
10 program.

11 **SECTION 3186.** 115.28 (61) of the statutes is created to read:

12 115.28 (61) WHOLE GRADE SHARING FEASIBILITY STUDIES. Approve organizations
13 to conduct feasibility studies under s. 118.50 (2) (c).

14 **SECTION 3187.** 115.29 (1) of the statutes is amended to read:

15 115.29 (1) DESIGNATE REPRESENTATIVE. Designate the deputy state
16 superintendent or another employee of the department as the state superintendent's
17 representative on any body on which the state superintendent is required to serve,
18 except the board of regents of the University of Wisconsin System Authority.

19 **SECTION 3188.** 115.29 (8) of the statutes is created to read:

20 115.29 (8) ALTERNATIVE DATA COLLECTION METHOD; LOW-INCOME PUPILS. Use an
21 alternative data collection method established by the department to identify pupils
22 who satisfy the income eligibility criteria for a free or reduced-price lunch under 42
23 USC 1758 (b) (1).

24 **SECTION 3189.** 115.293 of the statutes is created to read:

SENATE BILL 21**SECTION 3189**

1 **115.293 Smarter Balanced Assessment Consortium; Common Core**
2 **State Standards Initiative; prohibition.** (1) Beginning on the effective date of
3 this subsection ... [LRB inserts date], the state superintendent shall cease all
4 participation in the Smarter Balanced Assessment Consortium.

5 (2) The state superintendent may not give effect to any academic standard
6 developed by the Common Core State Standards Initiative and adopted and
7 implemented in this state before the effective date of this subsection ... [LRB inserts
8 date]. The state superintendent may not require any school board to give effect to
9 any such academic standard.

10 (3) Beginning on the effective date of this subsection ... [LRB inserts date], the
11 state superintendent may not take any action to adopt or implement any academic
12 standard developed by the Common Core State Standards Initiative, and may not
13 direct any school board to adopt or implement any such standard.

14 **SECTION 3190.** 115.297 (1) (a) of the statutes is amended to read:

15 115.297 (1) (a) “Agencies” means the department, the board of regents of the
16 University of Wisconsin System Authority, the department of children and families,
17 the department of workforce development, the technical college system board, and
18 the Wisconsin Association of Independent Colleges and Universities.

19 **SECTION 3191.** 115.297 (5) (b) of the statutes is amended to read:

20 115.297 (5) (b) Failure of any of the agencies to enter into a written agreement
21 under sub. (3) does not affect the powers and duties conferred upon the other
22 agencies under this section or under s. ~~36.11 (31)~~ or 38.04 (19).

23 **SECTION 3192.** 115.343 (2) (b) of the statutes is amended to read:

24 115.343 (2) (b) The child meets the income eligibility standard for a free or
25 reduced-price lunch in the federal school lunch program under 42 USC 1758 (b) (1).

SENATE BILL 21**SECTION 3193**

1 **SECTION 3193.** 115.367 of the statutes is repealed.

2 **SECTION 3194.** 115.385 (1) (a) (intro.) of the statutes is amended to read:

3 115.385 (1) (a) (intro.) Multiple measures to determine a school's performance
4 or a school district's improvement, including all of the following categorized by
5 English language proficiency, disability, income level, and race or ethnicity:

6 **SECTION 3195.** 115.385 (1) (a) 1. of the statutes is amended to read:

7 115.385 (1) (a) 1. Pupil achievement ~~and growth~~ in reading and mathematics.

8 **SECTION 3196.** 115.385 (1) (a) 1m. of the statutes is created to read:

9 115.385 (1) (a) 1m. Growth in pupil achievement in reading and mathematics,
10 calculated using a value-added methodology.

11 **SECTION 3197.** 115.385 (1) (a) 2. of the statutes is repealed.

12 **SECTION 3198.** 115.385 (1) (a) 3. of the statutes is amended to read:

13 115.385 (1) (a) 3. ~~Gaps~~ Gap closure in pupil achievement in reading and
14 mathematics and, when available, rates of graduation, ~~categorized by race, English~~
15 ~~language proficiency, disability, and income level.~~

16 **SECTION 3199.** 115.385 (1) (a) 4. of the statutes is created to read:

17 115.385 (1) (a) 4. Rates of attendance or of high school graduation.

18 **SECTION 3200.** 115.385 (1) (b) of the statutes is renumbered 115.385 (1) (b)
19 (intro.) and amended to read:

20 115.385 (1) (b) (intro.) An index system to identify a school's level of
21 performance and a school district's level of improvement and to annually place assign
22 to each school into and school district one of ~~5 performance categories.~~ the following
23 grade levels:

24 **SECTION 3201.** 115.385 (1) (b) 1. of the statutes is created to read:

25 115.385 (1) (b) 1. "A — Significantly Exceeds Expectations."

SENATE BILL 21**SECTION 3202**

1 **SECTION 3202.** 115.385 (1) (b) 2. of the statutes is created to read:

2 115.385 (1) (b) 2. “B — Exceeds Expectations.”

3 **SECTION 3203.** 115.385 (1) (b) 3. of the statutes is created to read:

4 115.385 (1) (b) 3. “C — Meets Expectations.”

5 **SECTION 3204.** 115.385 (1) (b) 4. of the statutes is created to read:

6 115.385 (1) (b) 4. “D — Meets Few Expectations.”

7 **SECTION 3205.** 115.385 (1) (b) 5. of the statutes is created to read:

8 115.385 (1) (b) 5. “F — Fails to Meet Expectations.”

9 **SECTION 3206.** 115.385 (1) (c) of the statutes is created to read:

10 115.385 (1) (c) A qualitative definition for each of the 5 grade levels in par. (b).

11 **SECTION 3207.** 115.385 (1m) of the statutes is created to read:

12 115.385 (1m) For purposes of determining a school’s performance or a school
13 district’s improvement under sub. (1) all of the following apply:

14 (a) The department may not include the following pupils or pupil assessment
15 scores:

16 a. A pupil who attended a private school under the program under s. 118.60 or
17 119.23 in the 8th grade and who transfers to a public school, including a charter
18 school, for the 9th grade.

19 b. A pupil who was enrolled in a public school, including a charter school, in the
20 8th grade and who transfers to a private school under the program under s. 118.60
21 or 119.23 for the 9th grade.

22 c. A pupil, other than a pupil enrolled in the 9th grade, who was enrolled in the
23 school or school district for less than one year prior to taking the pupil assessment.

24 (b) 1. Subject to subd. 2., if the department uses pupil assessment scores to
25 determine a school’s performance or a school district’s improvement, the department

SENATE BILL 21**SECTION 3207**

1 shall account for the length of time a pupil was enrolled in the school or school district
2 prior to taking the pupil assessment by weighting pupil assessment scores as follows:

3 a. For a pupil who was enrolled in the school or school district for at least one
4 year but less than 2 years prior to taking the pupil assessment, multiply by 1.

5 b. For a pupil who was enrolled in the school or school district for at least 2 years
6 but less than 3 years prior to taking the pupil assessment, multiply by 2.

7 c. For a pupil who was enrolled in the school or school district for more than 3
8 years prior to taking the pupil assessment, multiply by 3.

9 2. The department may not, for purposes of determining a school's
10 performance, account for the length of time a 9th grade pupil was enrolled in the
11 school.

12 (c) The department shall consider the impact of poverty on pupil achievement
13 and growth by adjusting the importance given to the measures under sub. (1) (a) 1.
14 and 1m. based on the percentage of pupils in the school or school district who are
15 economically disadvantaged. In this paragraph, an economically disadvantaged
16 pupil is a pupil that satisfies either the income eligibility criteria for a free or
17 reduced-price lunch under 42 USC 1758 (b) (1) or other measures of poverty, as
18 determined by the department. Of the total weight the department allocates to the
19 measures under sub. (1) (a) 1. and 1m. for the purpose of determining a school's
20 performance or a school district's improvement, the department shall do as follows:

21 1. If 5 percent or less of the school or school district membership is comprised
22 of economically disadvantaged pupils, weight the measure under sub. (1) (a) 1. at 90
23 percent and the measure under sub. (1) (a) 1m. at 10 percent.

SENATE BILL 21**SECTION 3207**

1 2. If 65 percent or more of the school or school district membership is comprised
2 of economically disadvantaged pupils, weight the measure under sub. (1) (a) 1. at 10
3 percent and the measure under sub. (1) (a) 1m. at 90 percent.

4 3. If the percentage of economically disadvantaged pupils in the school or school
5 district membership is more than 5 percent but less than 65 percent, the department
6 shall determine the weight of the measures under sub. (1) (a) 1. as follows:

7 a. Divide 80 by 60.

8 b. Multiply the quotient determined under subd. 3. a. by the percentage of
9 economically disadvantaged pupils in the school or school district membership.

10 c. Add 3.35 to the result under subd. 3. b.

11 4. If the percentage of economically disadvantaged pupils in the school or school
12 district membership is more than 5 percent but less than 65 percent, the department
13 shall determine the weight of the measures under sub. (1) (a) 1m. by subtracting the
14 weight given to the measures under sub. (1) (a) 1. as determined under subd. 3. from
15 100.

16 **SECTION 3208.** 115.385 (2) of the statutes is amended to read:

17 115.385 (2) ~~Beginning one year after a charter school established under s.~~
18 ~~118.40 (2r) or a private school participating in a parental choice program under s.~~
19 ~~118.60 or 119.23 begins using the student information system under s. 115.28 (12)~~
20 ~~(b), or begins using a system that is interoperable with that system, the~~ with the
21 accountability report published for the 2015–16 school year, the department shall
22 include the school in its annual school accountability report under sub. (1) charter
23 schools established under s. 118.40 (2r) and private schools participating in a
24 parental choice program under s. 118.60 or 119.23. The department shall use the

SENATE BILL 21**SECTION 3208**

1 same criteria to measure the performance of all schools included in the annual school
2 accountability report.

3 **SECTION 3209.** 115.385 (3) of the statutes is created to read:

4 115.385 (3) On an accountability report published for a private school
5 participating in a program under s. 118.60 or 119.23, the department shall specify
6 the percentage of pupils attending the private school under the program and comply
7 with one of the following:

8 (a) For a private school that submits achievement data only for those pupils
9 attending the private school under the program, identify the grade derived from data
10 about those pupils as the choice pupil grade.

11 (b) For a private school that submits achievement data for those pupils
12 attending the private school under s. 118.60 or 119.23 and achievement data for all
13 other pupils attending the private school, identify the grade derived from data about
14 pupils attending the school under s. 118.60 or 119.23 as the choice pupil grade. The
15 department shall also identify a 2nd grade, derived from data about all pupils
16 attending the private school including pupils attending the private school under s.
17 118.60 or 119.23, as the private school grade.

18 **SECTION 3210.** 115.385 (4) of the statutes is created to read:

19 115.385 (4) Annually, each public school, including a charter school, and each
20 private school participating in a parental choice program under s. 118.60 or 119.23
21 shall provide a copy of the school's accountability report to the parent or guardian of
22 each pupil enrolled in or attending the school. Each school shall simultaneously
23 provide to the parent or guardian of each pupil enrolled in the school a list of the
24 educational options available to children who reside in the pupil's resident school
25 district, including public schools, private schools participating in a parental choice

SENATE BILL 21**SECTION 3210**

1 program, charter schools, virtual schools, full-time open enrollment, youth options,
2 course options, and options for pupils enrolled in a home-based private educational
3 program.

4 **SECTION 3211.** 115.385 (5) of the statutes is created to read:

5 115.385 (5) Beginning in the 2017–18 school year and biennially thereafter, the
6 appropriate standing committee of each house of the legislature shall conduct a
7 review of school and school district accountability reports published under this
8 section.

9 **SECTION 3212.** 115.42 (2) (c) of the statutes is amended to read:

10 115.42 (2) (c) The amount of each grant under par. (a) shall be \$5,000 in any
11 school year in which the recipient is employed in a school in which at least 60 percent
12 of the pupils enrolled ~~are eligible~~ satisfy the income eligibility criteria for a free or
13 reduced-price lunch under 42 USC 1758 (b) (1).

14 **SECTION 3213.** 115.43 (1) of the statutes is amended to read:

15 115.43 (1) DEFINITION. In this section, “economically disadvantaged pupil”
16 means a pupil who ~~is eligible~~ satisfies the income eligibility criteria for a free or
17 reduced-price lunch under 42 USC 1758 (b) (1).

18 **SECTION 3214.** 115.43 (2) (b) of the statutes is amended to read:

19 115.43 (2) (b) From the appropriation under s. 20.255 (3) (fz), award precollege
20 scholarships, on a competitive basis, to economically disadvantaged pupils who
21 enroll in a technical college or in college or university classes or programs designed
22 to improve academic skills that are essential for success in postsecondary school
23 education. The state superintendent shall give preference to economically
24 disadvantaged pupils who are inadequately represented in the technical college
25 colleges and the University of Wisconsin Systems System Authority.

SENATE BILL 21**SECTION 3215**

1 **SECTION 3215.** 115.436 (2) (b) of the statutes is repealed.

2 **SECTION 3216.** 115.437 (2) of the statutes is renumbered 115.437 (2) (intro.) and
3 amended to read:

4 115.437 (2) (intro.) ~~Annually~~ Beginning in the 2015–16 school year, annually
5 on the 4th Monday of March, the department shall pay to each school district an
6 amount equal to the average of the number of pupils enrolled in the school district
7 in the current and 2 preceding school years multiplied by \$75 in the 2013–14 school
8 year and by \$150 in each school year thereafter. determined as follows:

9 (3) The department shall make the payments under this section from the
10 appropriation under s. 20.255 (2) (aq).

11 **SECTION 3217.** 115.437 (2) (a) of the statutes is created to read:

12 115.437 (2) (a) Divide the amount appropriated under s. 20.255 (2) (aq) for the
13 current fiscal year by the total number of pupils enrolled in all school districts in the
14 current school year.

15 **SECTION 3218.** 115.437 (2) (b) of the statutes is created to read:

16 115.437 (2) (b) Multiply the quotient under par. (a) by the number of pupils
17 enrolled in the school district in the current school year.

18 **SECTION 3219.** 115.53 (4) of the statutes is amended to read:

19 115.53 (4) Apply to the board of directors of the University of Wisconsin
20 Hospitals and Clinics Authority or the University of Wisconsin System Authority for
21 admission to the University of Wisconsin Hospitals and Clinics or the University of
22 Wisconsin System Authority of any pupil at the school operated by the Wisconsin
23 Educational Services Program for the Deaf and Hard of Hearing or the school
24 operated by the Wisconsin Center for the Blind and Visually Impaired. The
25 application shall be accompanied by the report of a physician appointed by the

SENATE BILL 21**SECTION 3219**

1 director of the Wisconsin Educational Services Program for the Deaf and Hard of
2 Hearing or the director of the Wisconsin Center for the Blind and Visually Impaired
3 and shall be in the same form as reports of other physicians for admission of patients
4 to such hospital.

5 **SECTION 3220.** 115.77 (1) of the statutes is amended to read:

6 115.77 (1) In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) (a) and (b)
7 2., if a child with a disability is attending a public school in a nonresident school
8 district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), “local educational agency”
9 means the school district that the child is attending.

10 **SECTION 3221.** 115.777 (1) of the statutes is amended to read:

11 115.777 (1) (a) A physician, nurse, psychologist, social worker or administrator
12 of a social agency who reasonably believes that a child brought to him or her for
13 services has a disability shall refer the child to the local educational agency. If the
14 local educational agency to whom the referral is made is the school district in which
15 the child resides but the child is attending a public school in a nonresident school
16 district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school
17 district in which the child resides shall provide the name of the child and related
18 information to the school board of the school district that the child is attending.

19 (b) A person who is required to be licensed under s. 115.28 (7), who is employed
20 by a local educational agency and who reasonably believes a child has a disability,
21 shall refer the child to the local educational agency. If the local educational agency
22 to whom the referral is made is the school district that the child is attending but the
23 child is a nonresident attending a public school in that school district under s. 118.50,
24 118.51, or 121.84 (1) (a) or (4), the school board of the school district that the child

SENATE BILL 21**SECTION 3221**

1 is attending shall provide the name of the child and related information to the school
2 board of the child’s school district of residence.

3 (c) Any person other than those specified under par. (a) or (b) who reasonably
4 believes that a child is a child with a disability may refer the child to a local
5 educational agency. If the local educational agency to whom the referral is made is
6 the school district in which the child resides but the child is attending a public school
7 in a nonresident school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), the
8 school board of the school district in which the child resides shall provide the name
9 of the child and related information to the school board of the school district that the
10 child is attending.

11 **SECTION 3222.** 115.78 (1) of the statutes is amended to read:

12 115.78 (1) DEFINITION. In this section, for a child who is attending a public
13 school in a nonresident school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4),
14 “local educational agency” means the school board of the school district that the child
15 is attending.

16 **SECTION 3223.** 115.78 (1m) (h) of the statutes is amended to read:

17 115.78 (1m) (h) If the child is attending a public school in a nonresident school
18 district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), at least one person designated
19 by the school board of the child’s school district of residence who has knowledge or
20 special expertise about the child.

21 **SECTION 3224.** 115.79 (1) (b) of the statutes is amended to read:

22 115.79 (1) (b) An educational placement is provided to implement a child’s
23 individualized education program. Except as provided in s. 118.51 (12) (a) and (b)
24 2., if a child with a disability is attending a public school in a nonresident school
25 district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school

SENATE BILL 21**SECTION 3224**

1 district that the child is attending shall provide an educational placement for the
2 child and shall pay tuition charges instead of the school district in which the child
3 resides if required by the placement.

4 **SECTION 3225.** 115.792 (1) (b) of the statutes is amended to read:

5 115.792 (1) (b) The local educational agency shall establish and maintain
6 procedures to ensure that a child’s parents are provided prior written notice
7 whenever the local educational agency proposes to initiate or change, or refuses to
8 initiate or change, the identification, evaluation or educational placement of the
9 child, or the provision of a free appropriate public education to the child. In this
10 paragraph, “local educational agency” includes the nonresident school district that
11 a child is attending under s. 118.50, 118.51, or 121.84 (1) (a) or (4).

12 **SECTION 3226.** 115.792 (3) (a) of the statutes is amended to read:

13 115.792 (3) (a) In this subsection, “local educational agency” includes the
14 nonresident school district that a child is attending under s. 118.50, 118.51, or 121.84
15 (1) (a) or (4).

16 **SECTION 3227.** 115.80 (8) of the statutes is amended to read:

17 115.80 (8) Except as provided in 20 USC 1415 (k), during the pendency of any
18 proceedings under this section, the local educational agency may not change the
19 educational placement of a child unless the child’s parents agree to the change. If
20 the child is applying for initial admission to a public school, the child shall, with the
21 consent of the child’s parents, be placed in the public school program until all
22 proceedings under this section have been completed. In this subsection, “local
23 educational agency” includes the nonresident school district that a child is attending
24 under s. 118.50, 118.51, or 121.84 (1) (a) or (4).

25 **SECTION 3228.** 115.82 (2) (c) of the statutes is created to read:

SENATE BILL 21**SECTION 3228**

1 115.82 (2) (c) If the child is attending a public school in a nonresident school
2 district under s. 118.50, the school district specified to do so in the whole grade
3 sharing agreement shall provide transportation.

4 **SECTION 3229.** 115.88 (8) of the statutes is amended to read:

5 115.88 (8) ENROLLMENT OUT OF STATE. If a child with a disability is enrolled in
6 a public special education program located in another state and the state
7 superintendent is satisfied that the program in which the child is enrolled complies
8 with this subchapter, the state superintendent shall certify to the department of
9 administration in favor of the school district in which the child resides or the school
10 district attended by the child under s. 118.50, 118.51, or 121.84 (1) (a) or (4) a sum
11 equal to the amount expended by the school district during the preceding year for the
12 additional costs associated with the child's special education program as costs
13 eligible for reimbursement from the appropriation under s. 20.255 (2) (b).

14 **SECTION 3230.** 116.01 of the statutes is amended to read:

15 **116.01 Purpose.** The organization of school districts in Wisconsin is such that
16 the legislature recognizes the ~~need for~~ benefit of a service unit between the school
17 district and the state superintendent. The cooperative educational service agencies
18 are designed to serve educational needs in all areas of Wisconsin by serving as a link
19 both between school districts and between school districts and the state. Cooperative
20 educational service agencies may provide leadership, coordination, and education
21 services to school districts, University of Wisconsin System institutions, and
22 technical colleges. Cooperative educational service agencies may facilitate
23 communication and cooperation among all public, private, and tribal schools, and all
24 public and private agencies and organizations, that provide services to pupils.

25 **SECTION 3231.** 116.03 (2) of the statutes is repealed.

SENATE BILL 21**SECTION 3232**

1 **SECTION 3232.** 116.03 (5) of the statutes is created to read:

2 116.03 (5) Determine each school district's proportional share of the cost of the
3 maintenance and operation of the office of the board of control and agency
4 administrator and to match any federal funds received by the agency for vocational
5 education administration less any amount received under s. 116.08 (1). No cost may
6 be assessed against a school district that has withdrawn under s. 116.065 for
7 expenses incurred while the school district is not in the agency.

8 **SECTION 3233.** 116.03 (11) of the statutes is amended to read:

9 116.03 (11) Establish the salaries of the agency administrator and other
10 professional and nonprofessional employees. ~~State reimbursement for the cost of the~~
11 ~~salary of the agency administrator shall be equal to the actual salary paid or the~~
12 ~~maximum of the salary range for public instruction supervisors under the state~~
13 ~~superintendent, whichever is less.~~

14 **SECTION 3234.** 116.065 (1) of the statutes is amended to read:

15 116.065 (1) The school board of a school district ~~in cooperative educational~~
16 ~~service agency no. 1, as designated on April 1, 1985,~~ may adopt a resolution to
17 withdraw from the an agency. The school board shall immediately notify the board
18 of control and the state superintendent ~~of its intention~~ that the school board has
19 adopted a resolution under this subsection.

20 **SECTION 3235.** 116.065 (2) of the statutes is amended to read:

21 116.065 (2) A resolution adopted under sub. (1) or (3) prior to January 15 in any
22 school year shall be effective the next succeeding July 1. A resolution adopted under
23 sub. (1) or (3) on or after January 15 in any school year shall be effective on the 2nd
24 succeeding July 1.

25 **SECTION 3236.** 116.065 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 3236**

1 116.065 (3) A school district that has withdrawn from the an agency described
2 under sub. (1) may rejoin the agency. ~~The procedures under subs. (1) and (2) apply~~
3 ~~to readmissions by adopting a resolution and immediately notifying the board of~~
4 ~~control and state superintendent of the resolution to rejoin.~~

5 **SECTION 3237.** 116.07 (4) of the statutes is amended to read:

6 116.07 (4) No such plan is valid if it permits any territory of this state to be
7 outside an agency area, unless the territory is part of a school district that has
8 withdrawn from an agency under s. 116.065.

9 **SECTION 3238.** 116.08 (title) of the statutes is amended to read:

10 **116.08 (title) State Loans and local aid.**

11 **SECTION 3239.** 116.08 (1) of the statutes is amended to read:

12 116.08 (1) An amount not to exceed \$25,000 annually shall be paid to each
13 agency ~~for the maintenance and operation of the office of the board of control and~~
14 ~~agency administrator and to match any federal funds received by the agency for~~
15 ~~vocational education administration. No state aid may be paid unless the agency~~
16 ~~submits by August 1 an annual report which includes a detailed certified statement~~
17 ~~of its expenses for the prior year to the state superintendent, and such statement~~
18 ~~reveals that the state aid was expended as provided by this section. In no case may~~
19 ~~the state aid exceed the actual expenditures for the prior year as certified in such~~
20 ~~statement.~~

21 **SECTION 3240.** 116.08 (3m) of the statutes is renumbered 116.065 (4) and
22 amended to read:

23 116.065 (4) The school board of a school district that has withdrawn from
24 ~~cooperative educational service~~ an agency ~~no. 1 under s. 116.065~~ under this section

SENATE BILL 21**SECTION 3240**

1 and is not in any other agency may contract with the department for other programs
2 and services the school district would be receiving if it were in an agency.

3 **SECTION 3241.** 116.08 (4m) of the statutes is created to read:

4 116.08 (4m) Beginning in the 2015–16 school year, each school board of a school
5 district in an agency shall pay to the board of control the school district’s proportional
6 share of the cost of the maintenance and operation of the office of the board of control
7 and agency administrator and to match any federal funds received by the agency for
8 vocational education administration, as determined by the board of control under s.
9 116.03 (5).

10 **SECTION 3242.** 116.08 (5) of the statutes is repealed.

11 **SECTION 3243.** 117.05 (5) (a) of the statutes is amended to read:

12 117.05 (5) (a) *Territory in district.* All territory within this state shall be
13 included in a school district operating elementary school grades and a school district
14 operating high school grades or in a school district operating both elementary and
15 high school grades, except for territory located in a school district that is not
16 operating certain grades as a result of entering into a whole grade sharing agreement
17 under s. 118.50. No territory may be detached from a school district unless by the
18 same order it is attached to another school district or included in a new school district
19 created by the order. No territory may be detached from a school district that
20 operates high school grades unless by the same order it is attached to or included in
21 another school district that operates high school grades.

22 **SECTION 3244.** 117.30 (1) (a) of the statutes is amended to read:

23 117.30 (1) (a) Except as provided under pars. (b) ~~and (e)~~ to (d), if a school district
24 for 2 or more successive years has failed to operate sufficient classes at each grade
25 level to provide all pupils who reside in the school district an opportunity to attend

SENATE BILL 21**SECTION 3244**

1 class at the appropriate grade level, the board shall attach the territory of the school
2 district to one or more school districts that do so. Within 60 days of the date on which
3 a school district becomes subject to this section, the state superintendent shall so
4 notify the school district clerk and the clerk of each municipality in which part of the
5 school district lies. Prior to August 30 of the year in which the school district becomes
6 subject to this section, the board shall issue an order of school district reorganization
7 attaching the school district to one or more operating school districts. Orders issued
8 under this section take effect upon being filed as provided in s. 117.17 (2). The school
9 board of each district to which any territory is attached under this section shall levy
10 and collect a special tax against the property in the territory so attached for such
11 amount as is payable for tuition and transportation, at the time of the attachment,
12 by the school district in which the attached territory was located prior thereto, in the
13 proportion that the equalized valuation of the attached territory bears to the total
14 equalized valuation of the school district in which such territory was located prior
15 to such attachment.

16 **SECTION 3245.** 117.30 (1) (d) of the statutes is created to read:

17 117.30 (1) (d) Paragraph (a) does not apply if the school district fails to operate
18 one or more grades but provides for their operation by another school district
19 pursuant to a whole grade sharing agreement under s. 118.50.

20 **SECTION 3246.** 118.134 (3m) of the statutes is amended to read:

21 118.134 (3m) A pupil attending a public school in a nonresident school district
22 under s. 118.50 or 118.51 may not file a complaint under sub. (1) in which the pupil
23 objects to the use of a race-based nickname, logo, mascot, or team name by the school
24 board of the nonresident school district.

25 **SECTION 3247.** 118.153 (1) (a) 5. of the statutes is amended to read:

SENATE BILL 21**SECTION 3247**

1 118.153 (1) (a) 5. Eighth grade pupils whose score in each subject area on the
2 examination administered under s. 118.30 (1m) (am) 1. or 118.301 (3) was below the
3 basic level, 8th grade pupils who failed the examination administered under s.
4 118.30 (1m) (am) 2. or 118.301 (3), and 8th grade pupils who failed to be promoted
5 to the 9th grade.

6 **SECTION 3248.** 118.30 (1) of the statutes is amended to read:

7 118.30 (1) The state superintendent shall adopt or approve examinations
8 designed to measure pupil attainment of knowledge and concepts in the 4th, 8th, 9th,
9 10th, and 11th grades. Beginning in the 2015–16 school year, the state
10 superintendent may not adopt or approve assessments developed by the Smarter
11 Balanced Assessment Consortium.

12 **SECTION 3249.** 118.30 (1m) (ar) of the statutes is amended to read:

13 118.30 (1m) (ar) Except as provided in sub. (7), beginning in the 2014–15 school
14 year, administer the 9th grade examination adopted or approved by the state
15 superintendent under sub. (1) to all pupils enrolled in the school district, including
16 pupils enrolled in charter schools located in the school district, in the spring session
17 of 9th grade. ~~The school board shall administer the examination once in the fall~~
18 ~~session and once in the spring session.~~

19 **SECTION 3250.** 118.30 (1m) (d) of the statutes is created to read:

20 118.30 (1m) (d) If the school board maintains an Internet site for the school
21 district, annually publish information on that Internet site about the examinations
22 administered under this subsection to pupils in the school district.

23 **SECTION 3251.** 118.30 (1r) (ar) of the statutes is amended to read:

24 118.30 (1r) (ar) Beginning in the 2014–15 school year, administer the 9th grade
25 examination adopted or approved by the state superintendent under sub. (1) to all

SENATE BILL 21**SECTION 3251**

1 pupils enrolled in the charter school in spring session of the 9th grade. ~~The charter~~
2 ~~school shall administer the examination once in the fall session and once in the~~
3 ~~spring session.~~

4 **SECTION 3252.** 118.30 (1r) (d) of the statutes is created to read:

5 118.30 (1r) (d) If the operator of the charter school maintains an Internet site
6 for the school, annually publish information on that Internet site about the
7 examinations administered under this subsection to pupils in the school.

8 **SECTION 3253.** 118.30 (1s) (intro.) of the statutes is amended to read:

9 118.30 (1s) (intro.) Annually, the governing body of each private school
10 participating in the program under s. 119.23, other than a private school at which
11 fewer than 20 pupils are attending the school under the program under s. 119.23,
12 shall do all of the following:

13 **SECTION 3254.** 118.30 (1s) (bm) of the statutes is amended to read:

14 118.30 (1s) (bm) Beginning in the 2014–15 school year, in the spring session
15 administer the 9th grade examination adopted or approved by the state
16 superintendent under sub. (1) to all pupils attending the 9th grade in the private
17 school under s. 119.23. ~~The private school shall administer the examination once in~~
18 ~~the fall session and once in the spring session.~~

19 **SECTION 3255.** 118.30 (1s) (e) of the statutes is created to read:

20 118.30 (1s) (e) If the governing body of the private school maintains an Internet
21 site for the school, annually publish information on that Internet site about the
22 examinations administered under this subsection to pupils in the school.

23 **SECTION 3256.** 118.30 (1t) (intro.) of the statutes is amended to read:

24 118.30 (1t) (intro.) Annually, the governing body of each private school
25 participating in the program under s. 118.60, other than a private school at which

SENATE BILL 21**SECTION 3256**

1 fewer than 20 pupils are attending the school under the program under s. 118.60,
2 shall do all of the following:

3 **SECTION 3257.** 118.30 (1t) (bm) of the statutes is amended to read:

4 118.30 (1t) (bm) Beginning in the 2014–15 school year, in the spring session
5 administer the 9th grade examination adopted or approved by the state
6 superintendent under sub. (1) to all pupils attending the 9th grade in the private
7 school under s. 118.60. ~~The private school shall administer the examination once in~~
8 ~~the fall session and once in the spring session.~~

9 **SECTION 3258.** 118.30 (1t) (e) of the statutes is created to read:

10 118.30 (1t) (e) If the governing body of the private school maintains an Internet
11 site for the school, annually publish information on that Internet site about the
12 examinations administered under this subsection to pupils in the school.

13 **SECTION 3259.** 118.30 (2) (b) 3. of the statutes is amended to read:

14 118.30 (2) (b) 3. Upon the request of a pupil's parent or guardian, the school
15 board shall excuse the pupil from taking an examination administered under sub.
16 (1m) or s. 118.301 (3).

17 **SECTION 3260.** 118.30 (2) (b) 4. of the statutes is amended to read:

18 118.30 (2) (b) 4. Upon the request of a pupil's parent or guardian, the operator
19 of a charter school under s. 118.40 (2r) shall excuse the pupil from taking an
20 examination administered under sub. (1r) or s. 118.301 (3).

21 **SECTION 3261.** 118.30 (2) (b) 5. of the statutes is amended to read:

22 118.30 (2) (b) 5. Upon the request of a pupil's parent or guardian, the governing
23 body of a private school participating in the program under s. 119.23 shall excuse the
24 pupil from taking an examination administered under sub. (1s) (a) to (cm) or s.
25 118.301 (3).

SENATE BILL 21**SECTION 3262**

1 **SECTION 3262.** 118.30 (2) (b) 6. of the statutes is amended to read:

2 118.30 (2) (b) 6. Upon the request of a pupil's parent or guardian, the governing
3 body of a private school participating in the program under s. 118.60 shall excuse the
4 pupil from taking an examination administered under sub. (1t) (a) to (cm) or s.
5 118.301 (3).

6 **SECTION 3263.** 118.30 (5m) of the statutes is amended to read:

7 118.30 (5m) When determining the percentage of pupils participating in the
8 program under s. 119.23 who performed at designated proficiency levels on the
9 examinations administered as required under sub. (1s) or s. 118.301 (3), the
10 department shall consider only the pupils participating in the program under s.
11 119.23 to whom the examinations were administered at each grade level, and shall
12 exclude from consideration those pupils participating in the program under s. 119.23
13 who were excused from taking the examinations under sub. (2) (b) 5.

14 **SECTION 3264.** 118.30 (6) of the statutes is amended to read:

15 118.30 (6) A school board and an operator of a charter school under s. 118.40
16 (2r) is not required to administer the 4th and 8th grade examinations adopted or
17 approved by the state superintendent under sub. (1) or authorized under s. 118.301
18 (3) if the school board or the operator of the charter school administers its own 4th
19 and 8th grade examinations, the school board or operator of the charter school
20 ~~provides the state superintendent with~~ submits the examination results to the
21 University of Wisconsin–Madison Value–Added Research Center to conduct
22 statistical correlations of those examinations with the examinations adopted or
23 approved by the state superintendent under sub. (1), the University of
24 Wisconsin–Madison Value–Added Research Center provides the statistical

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1 correlations to the state superintendent, and the federal department of education
2 approves.

3 **SECTION 3265.** 118.30 (7) of the statutes is amended to read:

4 118.30 (7) If a school board enters into an agreement with a federally
5 recognized American Indian tribe or band in this state to establish a charter school,
6 that school board shall administer the examinations under sub. (1m) or s. 118.301
7 (3) regardless of the location of the charter school.

8 **SECTION 3266.** 118.301 of the statutes is created to read:

9 **118.301 Alternative pupil assessments.** (1) In this section, “research
10 center” means the University of Wisconsin–Madison Value–Added Research Center.

11 (2) (a) Within 30 days after the effective date of this paragraph ... [LRB inserts
12 date], the department shall request from the research center a list of nationally
13 recognized, norm–referenced alternative examinations determined by the research
14 center to be acceptable for statistical comparison with examinations adopted or
15 approved under s. 118.30 (1). Within 90 days after the effective date of this
16 paragraph ... [LRB inserts date], the research center shall evaluate and approve at
17 least 3 and no more than 5 of the examinations and shall submit the list of approved
18 examinations to the department. The research center shall submit under this
19 paragraph only those examinations that are consistent with the following
20 parameters:

21 1. The examination aligns sufficiently with content standards established for
22 examinations adopted or approved under s. 118.30 (1).

23 2. The examination is comprised of a variety of testing methodologies,
24 including multiple choice and short answer, to assess a range of student skills.

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1 3. The examination includes accommodations or alternative assessments for
2 students enrolled in a special education program under subch. V of ch. 115.

3 4. The examination provider makes available translations for limited-English
4 proficient pupils, as defined in s. 115.955 (7).

5 5. The examination may be administered in a variety of modes, including with
6 paper and pencil, in an online format, in a fixed form format, and in an adaptive
7 format.

8 6. The examination has internal consistency reliability coefficients of at least
9 0.8.

10 (b) An examination approved under this subsection may be administered only
11 by a school that notifies the department of its intent to administer the examination.

12 **(3)** (a) Notwithstanding s. 118.30 (1m), beginning in the 2015–16 school year,
13 a school board is not required to administer an examination adopted or approved by
14 the state superintendent under s. 118.30 (1) in any grade for which an examination
15 is required to be administered under s. 118.30 if the school board administers in that
16 grade an alternative examination approved by the research center under sub. (2).
17 If the school board elects to administer an alternative examination under this
18 paragraph, the school board shall notify the department of its intent to administer
19 the examination and shall publish that fact and information about the examination
20 on the school’s Internet site.

21 (b) Notwithstanding s. 118.30 (1r), beginning in the 2015–16 school year, an
22 operator of a charter school under s. 118.40 (2r) is not required to administer an
23 examination adopted or approved by the state superintendent under s. 118.30 (1) in
24 any grade for which an examination is required to be administered under s. 118.30
25 if the operator administers in that grade an alternative examination approved by the

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1 research center under sub. (2). If the operator of the charter school elects to
2 administer an alternative examination under this paragraph, the operator shall
3 notify the department of its intent to administer the examination and shall publish
4 that fact and information about the examination on the school's Internet site.

5 (c) Notwithstanding s. 118.30 (1s), beginning in the 2015–16 school year, the
6 governing body of each private school participating in the program under s. 119.23
7 that is required to administer an examination under s. 118.30 (1s) is not required to
8 administer an examination adopted or approved by the state superintendent under
9 s. 118.30 (1) in any grade for which an examination is required to be administered
10 under s. 118.30 if the governing body administers in that grade an alternative
11 examination approved by the research center under sub. (2). If the governing body
12 of the private school elects to administer an alternative examination under this
13 paragraph, the governing body shall notify the department of its intent to administer
14 the examination and shall publish that fact and information about the examination
15 on the school's Internet site.

16 (d) Notwithstanding s. 118.30 (1t), beginning in the 2015–16 school year, the
17 governing body of a private school participating in a program under s. 118.60 that
18 is required to administer an examination under s. 118.30 (1t) is not required to
19 administer an examination adopted or approved by the state superintendent under
20 s. 118.30 (1) in any grade for which an examination is required to be administered
21 under s. 118.30 if the governing body administers in that grade an alternative
22 examination approved by the research center under sub. (2). If the governing body
23 of the private school elects to administer an alternative examination under this
24 paragraph, the governing body shall notify the department of its intent to administer

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1 the examination and shall publish that fact and information about the examination
2 on the school's Internet site.

3 (e) If a school administers an alternative examination in any grade under this
4 subsection, and if the cost of the alternative examination exceeds the cost of the
5 examination adopted or approved by the state superintendent for that grade, the
6 school board, operator, or governing body of the school is responsible for the
7 difference between the cost of the examination adopted or approved by the state
8 superintendent for that grade and the cost of the alternative examination for that
9 grade.

10 (4) (a) If a school board, an operator of a charter school under s. 118.40 (2r), or
11 the governing body of a private school participating in a program under s. 118.60 or
12 119.23 administers an alternative examination under sub. (3), the school board,
13 operator, or governing body shall submit the examination results to the research
14 center.

15 (b) The research center shall review all examination results received under par.
16 (a) and statistically equate them to the pupil examinations required under s. 118.30.
17 The research center shall provide the examination data, as statistically equated, to
18 the school board, operator, or governing body and to the department. The
19 department shall use data received under this subsection to determine a school's
20 performance or school district's improvement under s. 115.385.

21 **SECTION 3267.** 118.33 (6) (a) 1. of the statutes is amended to read:

22 118.33 (6) (a) 1. Each school board shall adopt a written policy specifying the
23 criteria for promoting a pupil from the 4th grade to the 5th grade and from the 8th
24 grade to the 9th grade. The criteria shall include the pupil's score on the examination
25 administered under s. 118.30 (1m) (a) or (am) or s. 118.301 (3), unless the pupil has

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1 been excused from taking the examination under s. 118.30 (2) (b); the pupil's
2 academic performance; the recommendations of teachers, which shall be based solely
3 on the pupil's academic performance; and any other academic criteria specified by
4 the school board. Except as provided in par. (b) 1. and 3., the criteria apply to pupils
5 enrolled in charter schools located in the school district.

6 **SECTION 3268.** 118.33 (6) (b) 1. of the statutes is amended to read:

7 118.33 (6) (b) 1. Each operator of a charter school under s. 118.40 (2r) shall
8 adopt a written policy specifying the criteria for promoting a pupil from the 4th grade
9 to the 5th grade and from the 8th grade to the 9th grade. The criteria shall include
10 the pupil's score on the examination administered under s. 118.30 (1r) (a) or (am) or
11 s. 118.301 (3), unless the pupil has been excused from taking the examination under
12 s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers,
13 which shall be based solely on the pupil's academic performance; and any other
14 academic criteria specified by the operator of the charter school.

15 **SECTION 3269.** 118.33 (6) (c) 1. of the statutes is amended to read:

16 118.33 (6) (c) 1. The governing body of each private school participating in the
17 program under s. 119.23 shall adopt a written policy specifying criteria for promoting
18 a pupil who is attending the private school under s. 119.23 from the 4th grade to the
19 5th grade and from the 8th grade to the 9th grade. The criteria shall include the
20 pupil's score on the examination administered under s. 118.30 (1s) (a) or (b) or s.
21 118.301 (3), unless the pupil has been excused from taking the examination under
22 s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers,
23 which shall be based solely on the pupil's academic performance; and any other
24 academic criteria specified by the governing body of the private school.

25 **SECTION 3270.** 118.33 (6) (cr) 1. of the statutes is amended to read:

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1 118.33 (6) (cr) 1. The governing body of each private school participating in the
2 program under s. 118.60 shall adopt a written policy specifying criteria for promoting
3 a pupil who is attending the private school under s. 118.60 from the 4th grade to the
4 5th grade and from the 8th grade to the 9th grade. The criteria shall include the
5 pupil's score on the examination administered under s. 118.30 (1t) (a) or (b) or s.
6 118.301 (3), unless the pupil has been excused from taking the examination under
7 s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers,
8 which shall be based solely on the pupil's academic performance; and any other
9 academic criteria specified by the governing body of the private school.

10 **SECTION 3271.** 118.40 (2r) (b) 1. (intro.) of the statutes is amended to read:

11 118.40 (2r) (b) 1. (intro.) All Except as provided in subd. 3., any of the following
12 entities may establish by charter and operate a charter school or, on behalf of their
13 ~~respective entities, may initiate a contract with an individual or group~~ a person to
14 operate a school as a charter school:

15 **SECTION 3272.** 118.40 (2r) (b) 1. e. of the statutes is created to read:

16 118.40 (2r) (b) 1. e. Any nonprofit, nonsectarian organization or consortium of
17 such organizations approved by the charter school oversight board under par. (bm).

18 **SECTION 3273.** 118.40 (2r) (b) 2. of the statutes is renumbered 118.40 (2r) (b)
19 2. (intro.) and amended to read:

20 118.40 (2r) (b) 2. (intro.) A charter shall include all of the provisions specified
21 under sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified
22 under sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the
23 charter school on the liability of the contracting entity under this paragraph. The
24 contract shall also include all of the following provisions and may include other
25 provisions agreed to by the parties. ~~The chancellor of the University of~~

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1 ~~Wisconsin–Milwaukee or of the University of Wisconsin–Parkside may not establish~~
2 ~~or enter into a contract for the establishment of a charter school under this~~
3 ~~paragraph without the approval of the board of regents of the University of~~
4 ~~Wisconsin System.;~~

5 **SECTION 3274.** 118.40 (2r) (b) 2. a. to k. of the statutes are created to read:

6 118.40 **(2r)** (b) 2. a. A requirement that the charter school governing board
7 adhere to specified annual academic and operational performance standards
8 developed in accordance with the performance framework of the entity with which
9 it is contracting.

10 b. Provisions detailing the corrective measures the charter school governing
11 board will take if the charter school fails to meet performance standards.

12 c. A provision allowing the governing board of a charter school that is assigned
13 one of the top 2 grade levels in the most recent school report published by the
14 department under s. 115.385 to open one or more additional charter schools. If the
15 charter school governing board opens one or more additional charter schools, the
16 existing contract applies to the new school or schools unless the parties agree to
17 amend the existing contract or enter into a new contract.

18 d. The methodology that will be used by the charter school governing board to
19 monitor and verify pupil enrollment, credit accrual, and course completion.

20 e. A requirement that the entity under subd. 1. have direct access to pupil data.

21 f. A description of the administrative relationship between the parties to the
22 contract.

23 g. A requirement that the charter school governing board hold parent–teacher
24 conferences at least annually.

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1 h. A requirement that if more than one charter school is operated under the
2 contract, the charter school governing board reports to the entity under subd. 1. on
3 each charter school separately.

4 i. A requirement that the charter school governing board provide the data
5 needed by the entity under subd. 1. for purposes of making the report required under
6 sub. (3m) (a) 6.

7 j. A requirement that the charter school governing board participate in any
8 training provided by the entity under subd. 1.

9 k. A description of all fees that the entity under subd. 1. will charge the charter
10 school governing board.

11 **SECTION 3275.** 118.40 (2r) (b) 3. of the statutes is repealed and recreated to
12 read:

13 118.40 (2r) (b) 3. If an entity specified in subd. 1. a. to d. was operating a charter
14 school itself immediately prior to the effective date of this subdivision [LRB
15 inserts date], it may continue to do so.

16 **SECTION 3276.** 118.40 (2r) (bm) of the statutes is repealed and recreated to
17 read:

18 118.40 (2r) (bm) 1. A nonprofit, nonsectarian organization or a consortium of
19 such organizations that wishes to contract with a charter school governing board to
20 operate a charter school shall submit an application to the charter school oversight
21 board. The application shall include all of the following and any other information
22 requested by the board:

23 a. A strategic plan for contracting with charter school governing boards that
24 submit high-quality proposals for charter schools that meet identified educational
25 needs and promote a diversity of educational choices.

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1 b. A performance framework for use in supervising and evaluating charter
2 schools that addresses pupil academic proficiency, growth in pupil academic
3 achievement, gaps in achievement between groups of pupils, pupil attendance, the
4 readiness of pupils for postsecondary education, the financial proficiency and
5 sustainability of charter schools, and charter school management.

6 c. An assurance that the organization or consortium will ensure accountability
7 and transparency on the part of those charter school governing boards with which
8 it contracts.

9 d. A plan, including corrective action strategies, designed to improve a charter
10 school under contract with the organization or consortium, or to close such a charter
11 school, based on contractual performance standards.

12 e. A description of the types of charter schools the organization or consortium
13 is seeking to establish, and their potential attendance areas.

14 f. Information on the organization's or consortium's finances and other
15 resources necessary for the charter school oversight board to determine the
16 applicant's ability to perform its functions under this section.

17 g. A plan for entering into additional contracts in order to replicate successful
18 charter schools.

19 2. The charter school oversight board shall approve or deny an application
20 within 90 days of receiving the application.

21 **SECTION 3277.** 118.40 (2r) (c) of the statutes is repealed and recreated to read:

22 118.40 (2r) (c) 1. An entity under par. (b) 1. may contract for the operation of
23 a charter school located anywhere in this state.

24 5. a. A school board may prohibit a pupil who resides in the school district from
25 attending a charter school established under this subsection unless the school

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1 district's membership, as defined in s. 121.004 (5), is at least 4,000 and a total of at
2 least 2 public schools in the school district were assigned one of the bottom 2 grade
3 levels in the most recent school report published by the department under s. 115.385.

4 b. A pupil who wishes to attend a charter school established under this
5 subsection and who resides in a school district in which the school board may prohibit
6 pupils from attending a charter school established under this subsection shall
7 submit an application to the school board. Within 30 days of receiving the
8 application, the school board shall issue a decision allowing or prohibiting the pupil
9 from attending the charter school.

10 **SECTION 3278.** 118.40 (2r) (cm) of the statutes is repealed.

11 **SECTION 3279.** 118.40 (2r) (d) 2. of the statutes is amended to read:

12 118.40 (2r) (d) 2. Administer the examinations under ~~ss.~~ s. 118.30 (1r) or
13 118.301 (3) and s. 121.02 (1) (r) to pupils enrolled in charter schools under this
14 subsection.

15 **SECTION 3280.** 118.40 (2r) (dm) of the statutes is created to read:

16 118.40 (2r) (dm) The operator of a charter school authorized under this
17 subsection may provide transportation to pupils attending the charter school and
18 may claim transportation aid under s. 121.58 for pupils so transported.

19 **SECTION 3281.** 118.40 (2r) (e) 2n. of the statutes is amended to read:

20 118.40 (2r) (e) 2n. In the 2014–15, 2015–16, and 2016–17 school year years,
21 from the appropriation under s. 20.255 (2) (fm), the department shall pay to the
22 operator of the charter school an amount equal to \$8,075 multiplied by the number
23 of pupils attending the charter school.

24 **SECTION 3282.** 118.40 (2r) (e) 2p. (intro.) of the statutes is amended to read:

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1 118.40 (2r) (e) 2p. (intro.) In the ~~2015–16~~ 2017–18 school year and in each
2 school year thereafter, from the appropriation under s. 20.255 (2) (fm), the
3 department shall pay to the operator of the charter school an amount equal to the
4 sum of the amount paid per pupil under this paragraph in the previous school year;
5 the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
6 current school year, if positive; and the change in the amount of statewide categorical
7 aid per pupil between the previous school year and the current school year, if positive.
8 The change in the statewide categorical aid per pupil shall be determined as follows:

9 **SECTION 3283.** 118.40 (2r) (e) 2p. a. of the statutes is amended to read:

10 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year
11 under s. 20.255 (2), except s. 20.255 (2) (ac), (bb), (fm), (fr), (fu), (k), and (m); s. 20.285
12 (1) (r) and (rc); and 20.505 (4) (es); and the amount, as determined by secretary of
13 administration, of the appropriation under s. 20.505 (4) (s) allocated for payments
14 to telecommunication providers under contracts with school districts and
15 cooperative educational service agencies under s. 16.971 (13) and for grants to school
16 district consortia under s. 16.997 (7).

17 **SECTION 3284.** 118.40 (2r) (e) 2p. a. of the statutes, as affected by 2015
18 Wisconsin Act (this act), is amended to read:

19 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year
20 under s. 20.255 (2), except s. 20.255 (2) (ac), (bb), (fm), (fr), (fu), (k), and (m); ~~s. 20.285~~
21 ~~(1) (r) and (rc);~~ and 20.505 (4) (es); and the amount, as determined by secretary of
22 administration, of the appropriation under s. 20.505 (4) (s) allocated for payments
23 to telecommunication providers under contracts with school districts and
24 cooperative educational service agencies under s. 16.971 (13) and for grants to school
25 district consortia under s. 16.997 (7).

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1 **SECTION 3285.** 118.40 (2r) (f) of the statutes is created to read:

2 118.40 (2r) (f) A charter school established under this subsection is a local
3 educational agency under 20 USC 6301 to 6578 and as such is eligible for funding as
4 a local educational agency, and shall comply with all requirements of local
5 educational agencies, under 20 USC 6301 to 6578.

6 **SECTION 3286.** 118.40 (2r) (g) of the statutes is created to read:

7 118.40 (2r) (g) If a charter school established by contract with an entity under
8 par. (b) 1. a. to d. is in operation on the effective date of this paragraph [LRB inserts
9 date], and the charter school is assigned one of the top 2 grade levels in the most
10 recent school report published by the department under s. 115.385, the person
11 operating the charter school may open one or more additional charter schools
12 notwithstanding the terms of the existing contract. All provisions of the existing
13 contract, other than any provision that conflicts with this paragraph, apply to the
14 new school or schools unless parties agree to amend the existing contract or enter
15 into a new contract.

16 **SECTION 3287.** 118.40 (3) (d) of the statutes is renumbered 118.40 (3m) (a) 3.
17 and amended to read:

18 118.40 (3m) (a) 3. ~~A school board or an entity under sub. (2r) (b) shall give~~ Give
19 preference in awarding contracts for the operation of charter schools to those charter
20 schools that serve children at risk, as defined in s. 118.153 (1) (a).

21 **SECTION 3288.** 118.40 (3) (e) of the statutes is renumbered 118.40 (3m) (a) 2.
22 and amended to read:

23 118.40 (3m) (a) 2. ~~When establishing or contracting for the establishment of~~
24 a charter school under this section, ~~a school board or entity specified under sub. (2r)~~

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1 ~~(b) shall consider~~ adhere to the principles and standards for quality charter schools
2 established by the National Association of Charter School Authorizers.

3 **SECTION 3289.** 118.40 (3) (f) of the statutes is created to read:

4 118.40 (3) (f) A contract with a school board or an entity under sub. (2r) (b) may
5 provide for the establishment of more than one charter school, and a charter school
6 governing board may enter into more than one contract with a school board or entity
7 under sub. (2r) (b).

8 **SECTION 3290.** 118.40 (3) (g) of the statutes is created to read:

9 118.40 (3) (g) 1. Except as provided in subds. 2. and 3. and sub. (4) (ar) 1., a
10 contract with a school board or an entity under sub. (2r) (b) shall require that if the
11 capacity of the charter school is insufficient to accept all pupils who apply, the charter
12 school shall accept pupils at random.

13 2. A charter school shall give preference in enrollment to pupils who were
14 enrolled in the charter school in the previous school year and to siblings of pupils who
15 are enrolled in the charter school.

16 3. A charter school may give preference in enrollment to the children of the
17 charter school's founders, governing board members, and full-time employees, but
18 the total number of such children given preference may constitute no more than 10
19 percent of the charter school's total enrollment.

20 **SECTION 3291.** 118.40 (3m) (title) and (a) (intro.) of the statutes are created to
21 read:

22 118.40 (3m) (title) AUTHORIZING ENTITY DUTIES. (a) (intro.) A school board or
23 entity under sub. (2r) (b) shall do all of the following:

24 **SECTION 3292.** 118.40 (3m) (a) 1. and 4. to 6. of the statutes are created to read:

25 118.40 (3m) (a) 1. Solicit and evaluate charter school applications.

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1 4. Approve only high–quality charter school applications that meet identified
2 educational needs and promote a diversity of educational choices.

3 5. In accordance with the terms of each charter school contract, monitor the
4 performance and compliance with this section of each charter school with which it
5 contracts.

6 6. Annually, submit to the state superintendent and to the legislature under
7 s. 13.172 (2) a report that includes all of the following:

8 a. An identification of each charter school operating under contract with it,
9 each charter school that operated under a contract with it but had its contract
10 nonrenewed or revoked or that closed, and each charter school under contract with
11 it that has not yet begun to operate.

12 b. The academic and financial performance of each charter school operated
13 under contract with it.

14 c. The operating costs of the school board or entity under sub. (2r) (b) incurred
15 under subs. 1. to 5., detailed in an audited financial statement prepared in
16 accordance with generally accepted accounting principles.

17 d. The services the school board or entity under sub. (2r) (b) has provided to the
18 charter schools under contract with it and an itemized accounting of the cost of the
19 services.

20 **SECTION 3293.** 118.40 (3m) (b) of the statutes is created to read:

21 118.40 (3m) (b) An organization or consortium approved by the charter school
22 oversight board under sub. (2r) (bm) annually shall submit a report to the charter
23 school oversight board that includes all the information specified in par. (a) 6.

24 **SECTION 3294.** 118.40 (4) (title) of the statutes is amended to read:

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1 118.40 (4) (title) CHARTER SCHOOL GOVERNING BOARD; DUTIES, POWERS, AND
2 RESTRICTIONS.

3 **SECTION 3295.** 118.40 (4) (a) of the statutes is renumbered 118.40 (4) (ar), and
4 118.40 (4) (ar) (intro.), as renumbered, is amended to read:

5 118.40 (4) (ar) *Duties.* (intro.) A charter school governing board shall do all of
6 the following:

7 **SECTION 3296.** 118.40 (4) (ag) of the statutes is created to read:

8 118.40 (4) (ag) *Governing board.* Each charter school shall be governed by a
9 governing board that is a party to the contract with the authorizing entity. No more
10 than a minority of the governing board's members may be employees of the charter
11 school or employees or officers of the school district in which the charter school is
12 located.

13 **SECTION 3297.** 118.40 (4) (b) (intro.) of the statutes is amended to read:

14 118.40 (4) (b) *Restrictions.* (intro.) A charter school governing board may not
15 do any of the following:

16 **SECTION 3298.** 118.40 (4) (b) 2. of the statutes is amended to read:

17 118.40 (4) (b) 2. Except as provided in ~~par. (e)~~ sub. (3) (h), discriminate in
18 admission or deny participation in any program or activity on the basis of a person's
19 sex, race, religion, national origin, ancestry, pregnancy, marital or parental status,
20 sexual orientation or physical, mental, emotional or learning disability.

21 **SECTION 3299.** 118.40 (4) (c) of the statutes is renumbered 118.40 (3) (h) and
22 amended to read:

23 118.40 (3) (h) ~~*Single-sex schools and courses.*~~ A school board may enter into
24 a contract for, and an entity under sub. (2r) may establish or enter into a contract for,
25 ~~the establishment of~~ establish a charter school that enrolls only one sex or that

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1 provides one or more courses that enroll only one sex if the school board or entity
2 under sub. (2r) makes available to the opposite sex, under the same policies and
3 criteria of admission, schools or courses that are comparable to each such school or
4 course.

5 **SECTION 3300.** 118.40 (4) (d) of the statutes is created to read:

6 118.40 (4) (d) *Powers.* Subject to the terms of its contract, a charter school
7 governing board has all the powers necessary to carry out the terms of its contract,
8 including all of the following:

9 1. To receive and disburse funds for school purposes.

10 2. To secure appropriate insurance.

11 3. To enter into contracts, including contracts with a University of Wisconsin
12 institution or college campus, technical college district board, or private college or
13 university, for technical or financial assistance, academic support, curriculum
14 review, or other services.

15 4. To incur debt in reasonable anticipation of the receipt of funds.

16 5. To pledge, assign, or encumber its assets to be used as collateral for loans or
17 extensions of credit.

18 6. To solicit and accept gifts or grants for school purposes.

19 7. To acquire real property for its use.

20 8. To sue and be sued in its own name.

21 **SECTION 3301.** 118.40 (7) (am) 2. of the statutes is amended to read:

22 118.40 (7) (am) 2. A charter school established under sub. (2r) or a private
23 school located in the school district operating under ch. 119 that is converted to a
24 charter school is not an instrumentality of any school district and no school board
25 may employ any personnel for the charter school. If the chancellor of the University

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1 of Wisconsin–Parkside contracts for the establishment of a charter school under sub.
2 (2r), the board of regents of the University of Wisconsin System Authority may
3 employ instructional staff for the charter school.

4 **SECTION 3302.** 118.43 (1) (b) of the statutes is amended to read:

5 118.43 (1) (b) “Low income” means ~~the measure of low income that is used by~~
6 ~~the school district under 20 USC 2723~~ pupils who satisfy the income eligibility
7 criteria 42 USC 1758 (b) (1).

8 **SECTION 3303.** 118.50 of the statutes is created to read:

9 **118.50 Whole grade sharing. (1) AGREEMENT.** The school boards of 2 or more
10 school districts may enter into a whole grade sharing agreement that provides for all
11 or a substantial portion of the pupils enrolled in one or more grades in any of the
12 school districts to attend school in one or more of the other school districts for all or
13 a substantial portion of a school day. School boards shall include in a whole grade
14 sharing agreement all of the following:

15 (a) The term of the agreement and the date by which each school board must
16 notify the other participating school boards of its intent to renew the agreement.

17 (b) The grade levels in each school district that are subject to the agreement.

18 (c) The annual amount that the school board of a pupil’s resident school district
19 pays to the school board of the school district that the pupil attends under the
20 agreement.

21 (d) Which school board grants diplomas to pupils who, under the agreement,
22 graduate from high school in a school district other than the pupil’s resident school
23 district.

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1 (e) Which school board is responsible for pupil records, as defined in s. 118.125
2 (1) (d), for pupils, who under the agreement, attend school in a school district other
3 than the pupil's resident school district.

4 (2) PROCEDURE. (a) A school board may not enter into, extend, or renew a whole
5 grade sharing agreement after February 1 of the school year preceding the school
6 year in which the agreement, extension, or renewal takes effect.

7 (b) At least 90 days before entering into, extending, or renewing a whole grade
8 sharing agreement, the school board shall adopt a resolution stating its intention to
9 do so. Within 10 days after adoption of the resolution, the school district clerk shall
10 publish notice of the adoption of the resolution as a class 1 notice under ch. 985 in
11 a newspaper published in the school district or post a notice of the adoption of the
12 resolution as provided in s. 10.05.

13 (c) Within 30 days after publication or posting, a petition signed by at least 20
14 percent of the electors residing in the school district may be filed with the school
15 board requesting a feasibility study of the agreement. Upon receiving the petition,
16 the school board shall contract with an organization approved by the department to
17 conduct the feasibility study. If a feasibility study is required under this paragraph,
18 the school board may not enter into, extend, or renew a whole grade sharing
19 agreement until it receives the results of the study. The school board shall post the
20 results of the feasibility study on the school district's Internet site.

21 (d) At least 30 days before entering into, extending, or renewing a whole grade
22 sharing agreement, the school board shall hold a public hearing in the school district
23 at which the proposed agreement is described and at which any school district elector
24 may comment on the proposed agreement. Two or more school boards that will be
25 parties to the agreement may hold a joint public hearing in one of the school districts.

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1 **(3) TRANSPORTATION.** (a) In addition to the requirements under sub. (1), a whole
2 grade sharing agreement shall specify which school board is responsible for
3 transporting pupils to and from the school they are attending under the agreement.

4 (b) A whole grade sharing agreement may also specify which school board may
5 provide transportation for pupils attending summer classes under the agreement.

6 (c) If, under a whole grade sharing agreement, a school board provides
7 transportation for fewer than all pupils, there shall be reasonable uniformity in the
8 minimum and maximum distances pupils are transported.

9 **(4) ATTENDANCE AREAS.** If a school board enters into a whole grade sharing
10 agreement that designates more than one school district for the attendance of its
11 pupils, the school board shall establish attendance areas within the school district
12 for determining the school districts of attendance of the pupils.

13 **(5) RIGHTS AND PRIVILEGES OF NONRESIDENT PUPILS; PARTICIPATION IN PROGRAMS.**
14 (a) Except as provided in s. 118.134 (3m), a pupil attending a public school in a
15 nonresident school district under this section has all of the rights and privileges of
16 pupils residing in that school district and is subject to the same rules and regulations
17 as pupils residing in that school district.

18 (b) A pupil attending a public school in a nonresident school district under this
19 section is considered a resident of the nonresident school district for the purposes of
20 participating in programs of a cooperative educational service agency or a county
21 children with disabilities education board.

22 **(6) FULL-TIME ENROLLMENT IN NONRESIDENT DISTRICT.** If a whole grade sharing
23 agreement provides for a pupil to attend a grade in a nonresident school district, the
24 pupil may not attend that grade in the nonresident school district under s. 118.51.

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1 (7) SCHOOL DISTRICT REORGANIZATION. A whole grade sharing agreement entered
2 into under this section is not an order of school district reorganization under ch. 117.

3 **SECTION 3304.** 118.51 (1) (a) of the statutes is renumbered 118.51 (1) (ag).

4 **SECTION 3305.** 118.51 (1) (ad) of the statutes is created to read:

5 118.51 (1) (ad) “Charter school” excludes a school under contract with an entity
6 under s. 118.40 (2r) (b).

7 **SECTION 3306.** 118.51 (2) of the statutes is amended to read:

8 118.51 (2) APPLICABILITY. ~~A~~ Except as provided in s. 118.50 (6), a pupil may
9 attend a public school, including a charter school, prekindergarten, 4-year-old
10 kindergarten, or early childhood or school-operated child care program, in a
11 nonresident school district under this section, except that a pupil may attend a
12 prekindergarten, 4-year-old kindergarten, or early childhood or school-operated
13 child care program in a nonresident school district only if the pupil’s resident school
14 district offers the same type of program that the pupil wishes to attend and the pupil
15 is eligible to attend that program in his or her resident school district.

16 **SECTION 3307.** 118.51 (14) (b) of the statutes is amended to read:

17 118.51 (14) (b) *Low-income assistance.* The parent of a pupil who is eligible
18 satisfies the income eligibility criteria for a free or reduced-price lunch under 42
19 USC 1758 (b) (1) and who will be attending public school in a nonresident school
20 district in the following school year under this section may apply to the department,
21 on the form prepared under sub. (15) (a), for the reimbursement of costs incurred by
22 the parent for the transportation of the pupil to and from the pupil’s residence and
23 the school that the pupil will be attending. The department shall determine the
24 reimbursement amount and shall pay the amount from the appropriation under s.
25 20.255 (2) (cy). The reimbursement amount may not exceed the actual

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1 transportation costs incurred by the parent or 3 times the statewide average per
2 pupil transportation costs, whichever is less. If the appropriation under s. 20.255 (2)
3 (cy) in any one year is insufficient to pay the full amount of approved claims under
4 this paragraph, payments shall be prorated among the parents entitled thereto. By
5 the 2nd Friday following the first Monday in May following receipt of the parent's
6 application under sub. (3) (a), the department shall provide to each parent
7 requesting reimbursement under this paragraph an estimate of the amount of
8 reimbursement that the parent will receive if the pupil attends public school in the
9 nonresident school district in the following school year.

10 **SECTION 3308.** 118.51 (16) (a) 1m. of the statutes is created to read:

11 118.51 (16) (a) 1m. For the amount in the 2015–16 and 2016–17 school years,
12 the amount determined under subd. 3. a. for the 2014–15 school year.

13 **SECTION 3309.** 118.51 (16) (a) 3. b. of the statutes is amended to read:

14 118.51 (16) (a) 3. b. Beginning with the amount in the ~~2015–16~~ 2017–18 school
15 year, the sum of the amount determined under this subdivision for the previous
16 school year; the amount of the per pupil revenue limit adjustment under s. 121.91
17 (2m) for the current school year, if positive; and the change in the amount of
18 statewide categorical aid per pupil between the previous school year and the current
19 school year, as determined under s. 118.40 (2r) (e) 2p., if positive.

20 **SECTION 3310.** 118.52 (11) (b) of the statutes is amended to read:

21 118.52 (11) (b) *Low-income assistance.* The parent of a pupil who is attending
22 a course at an educational institution under this section may apply to the
23 department for reimbursement of the costs incurred by the parent for the
24 transportation of the pupil to and from the pupil's residence or school in which the
25 pupil is enrolled and the educational institution that the pupil is attending for the

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1 course if the pupil and parent are unable to pay the cost of such transportation. The
2 department shall determine the reimbursement amount and shall pay the amount
3 from the appropriation under s. 20.255 (2) (cy). The department shall give preference
4 under this paragraph to those pupils who ~~are eligible~~ satisfy the income eligibility
5 criteria for a free or reduced–price lunch under 42 USC 1758 (b) (1).

6 **SECTION 3311.** 118.55 (7g) of the statutes is amended to read:

7 118.55 (7g) TRANSPORTATION. The parent or guardian of a pupil who is
8 attending an institution of higher education or technical college under this section
9 and is taking a course for high school credit may apply to the state superintendent
10 for reimbursement of the cost of transporting the pupil between the high school in
11 which the pupil is enrolled and the institution of higher education or technical college
12 that the pupil is attending if the pupil and the pupil’s parent or guardian are unable
13 to pay the cost of such transportation. The state superintendent shall determine the
14 reimbursement amount and shall pay the amount from the appropriation under s.
15 20.255 (2) (cw). The state superintendent shall give preference under this subsection
16 to those pupils who ~~are eligible~~ satisfy the income eligibility criteria for a free or
17 reduced–price lunch under 42 USC 1758 (b) (1).

18 **SECTION 3312.** 118.57 of the statutes is created to read:

19 **118.57 Notice of educational options; review report grade; pupil**
20 **assessments.** (1) Annually, by January 31, each school board shall publish as a
21 class 1 notice, under ch. 985, and post on its Internet site a description of the
22 educational options available to the child, including public schools, private schools
23 participating in a parental choice program, charter schools, virtual schools, full–time
24 open enrollment, youth options, and course options.

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1 **(2)** The school board shall include in the notice under sub. (1) and in the letter
2 sent under sub. (1) the most recent grade level assigned under s. 115.385 (2) to each
3 school within the school district boundaries, including charter schools established
4 under s. 118.40 (2r) and private schools participating in a parental choice program
5 under s. 118.60 or 119.23. The letter sent by the school board shall inform parents
6 that the full school and school district accountability report is available on the school
7 board’s Internet site.

8 **SECTION 3313.** 118.60 (1) (b) of the statutes is repealed.

9 **SECTION 3314.** 118.60 (1) (e) of the statutes is repealed.

10 **SECTION 3315.** 118.60 (1) (f) of the statutes is repealed.

11 **SECTION 3316.** 118.60 (2) (a) (intro.) of the statutes is amended to read:

12 118.60 **(2)** (a) (intro.) Subject to pars. (ag) and (ar), any pupil in grades
13 kindergarten to 12 who resides within an eligible school district may attend any
14 private school under this section and, subject to pars. (ag), (ar), ~~(be)~~, (bm), and (bs),
15 any pupil in grades kindergarten to 12 who resides in a school district, other than
16 an eligible school district or a 1st class city school district, may attend any private
17 school under this section if all of the following apply:

18 **SECTION 3317.** 118.60 (2) (a) 1. a. of the statutes is amended to read:

19 118.60 **(2)** (a) 1. a. Except as provided in par. (bm), the pupil is a member of a
20 family that has a total family income that does not exceed an amount equal to 3.0
21 times the poverty level determined in accordance with criteria established by the
22 director of the federal office of management and budget. In this subdivision and sub.
23 (3m), family income includes income of the pupil’s parents or legal guardians. ~~The~~
24 Except as provided in subd. 1. c., the family income of the pupil shall be verified as

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1 provided in subd. 1. b. A pupil attending a private school under this section whose
2 family income increases may continue to attend a private school under this section.

3 **SECTION 3318.** 118.60 (2) (a) 1. c. of the statutes is created to read:

4 118.60 (2) (a) 1. c. The family income of a pupil does not need to be verified
5 under subd. 1. b. for a pupil who resided in a school district other than an eligible
6 school district or a 1st class city school district in a school year, attended a
7 participating private school in a school district other than an eligible school district
8 or a 1st class city school district under the program under this section in that school
9 year, and applies to attend a participating private school in any other school district
10 in the school year immediately following that school year.

11 **SECTION 3319.** 118.60 (2) (a) 2m. of the statutes is created to read:

12 118.60 (2) (a) 2m. For a pupil who resides in a school district, other than an
13 eligible school district or a 1st class city school district, that begins participating in
14 the program under this section in the 2015–16 school year or any school year
15 thereafter, the pupil satisfies one or more of the following:

16 a. The pupil was enrolled in a public school in the school district in which the
17 pupil resides during the previous school year.

18 b. The pupil was not enrolled in school in the previous school year.

19 c. The pupil attended a private school under this section in the previous school
20 year.

21 d. The pupil is applying to kindergarten, first grade, or 9th grade in a private
22 school participating in the program under this section.

23 **SECTION 3320.** 118.60 (2) (a) 3. a. of the statutes is amended to read:

24 118.60 (2) (a) 3. a. Except as provided in subd. 3. b. and c. and ~~sub. (2) par. (ag)~~
25 1., the private school notified the state superintendent of its intent to participate in

SENATE BILL 21**SECTION 3320**

1 the program under this section or in the program under s. 119.23, and paid the
2 nonrefundable fee, set by the department as required under s. 119.23 (2) (a) 3., by
3 ~~February 1~~ January 10 of the previous school year. The notice shall specify the
4 number of pupils participating in the program under this section and in the program
5 under s. 119.23 for which the school has space.

6 **SECTION 3321.** 118.60 (2) (a) 6. a. of the statutes is amended to read:

7 118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private
8 school's teachers have a teaching license issued by the department or a bachelor's
9 degree or a degree or educational credential higher than a bachelor's degree,
10 including a masters or doctorate, from an accredited institution of higher education.

11 **SECTION 3322.** 118.60 (2) (a) 6. b. of the statutes is amended to read:

12 118.60 (2) (a) 6. b. All of the private school's administrators have at least a
13 bachelor's degree from an accredited institution of higher education or a teaching
14 license or administrator's license issued by the department.

15 **SECTION 3323.** 118.60 (2) (be) of the statutes is repealed.

16 **SECTION 3324.** 118.60 (3) (a) (intro.) and 1. (intro.) of the statutes are
17 consolidated, renumbered 118.60 (3) (a) (intro.) and amended to read:

18 118.60 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
19 an application, on a form provided by the state superintendent, to the participating
20 private school that the pupil wishes to attend. If more than one pupil from the same
21 family applies to attend the same private school, the pupils may use a single
22 application. Within 60 days after receiving the application, the private school shall
23 notify each applicant, in writing, whether his or her application has been accepted.
24 If the private school rejects an application, the notice shall include the reason.
25 ~~Subject to pars. (ag) and (ar), a~~ A private school may reject an applicant only if it has

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1 reached its maximum general capacity or seating capacity. ~~Except as provided in~~
2 ~~pars. (ag) and (ar), the~~ The state superintendent shall ensure that the private school
3 determines which pupils to accept on a random basis, except that: ~~1. The~~ the private
4 school may give preference to the following in accepting applications ~~to any of the~~
5 following, in the order of preference listed:

6 **SECTION 3325.** 118.60 (3) (a) 1. a. to c. and 2. of the statutes are repealed.

7 **SECTION 3326.** 118.60 (3) (a) 1m., 2m., 3., 4. and 5. of the statutes are created
8 to read:

9 118.60 (3) (a) 1m. Pupils who attended the private school under this section
10 during the previous school year.

11 2m. Siblings of pupils described in subd. 1m.

12 3. Pupils who attended a different private school under this section or s. 119.23
13 during the previous school year.

14 4. Siblings of pupils described under subd. 3.

15 5. Siblings of those pupils who have been randomly accepted to attend the
16 private school under this section and who did not attend a private school under this
17 section or s. 119.23 during the previous school year.

18 **SECTION 3327.** 118.60 (3) (ag) of the statutes is repealed.

19 **SECTION 3328.** 118.60 (3) (ar) of the statutes is repealed.

20 **SECTION 3329.** 118.60 (3) (c) of the statutes is amended to read:

21 118.60 (3) (c) If a participating private school rejects an applicant who resides
22 in a school district, other than an eligible school district or a 1st class city school
23 district, because the private school has too few available spaces, the applicant may
24 transfer his or her application to a participating private school that has space
25 available. An applicant rejected under this paragraph may, subject to sub. (2) ~~(be)~~

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1 and (bm), be admitted to a private school participating in the program under this
2 section for the following school year.

3 **SECTION 3330.** 118.60 (3) (d) of the statutes is created to read:

4 118.60 (3) (d) By the 3rd Friday in September, a pupil or a pupil's parent or
5 guardian shall notify, using a form provided by the department, the department that
6 the pupil is currently participating in the program under this section. The form
7 provided by the department under this paragraph shall require a pupil or a pupil's
8 parent or guardian to indicate the school year during which the pupil first began
9 participating in the program under this section.

10 **SECTION 3331.** 118.60 (4) (a) of the statutes is amended to read:

11 118.60 (4) (a) Annually, on or before October 15 1, a private school participating
12 in the program under this section shall file with the department a report stating its
13 ~~summer average daily membership equivalent and its summer choice average daily~~
14 ~~membership equivalent~~ attendance for each day of summer school for the purpose
15 of sub. (4m).

16 **SECTION 3332.** 118.60 (4) (bg) 2m. of the statutes is created to read:

17 118.60 (4) (bg) 2m. Except as provided in subd. 4. and subject to subd. 6., in the
18 2015–16 and 2016–17 school years, upon receipt from the pupil's parent or guardian
19 of proof of the pupil's enrollment in the private school during a school term, the state
20 superintendent shall pay to the private school in which the pupil is enrolled on behalf
21 of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), an
22 amount either of \$7,210, if the pupil is enrolled in a grade from kindergarten to 8,
23 or of \$7,856, if the pupil is enrolled in a grade from 9 to 12.

24 **SECTION 3333.** 118.60 (4) (bg) 3. (intro.) and 118.60 (4) (bg) 3. b. of the statutes
25 are consolidated, renumbered 118.60 (4) (bg) 3. and amended to read:

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1 118.60 (4) (bg) 3. ~~In Subject to subd. 6., in the 2015–16 2017–18 school year and~~
2 in each school year thereafter, upon receipt from the pupil’s parent or guardian of
3 proof of the pupil’s enrollment in the private school during a school term, except as
4 provided in subd. 5., the state superintendent shall pay to the private school in which
5 the pupil is enrolled on behalf of the pupil’s parent or guardian, from the
6 appropriation under s. 20.255 (2) (fr), ~~the lesser of the following: b. Except as~~
7 ~~provided in subd. 5.,~~ an amount equal to the sum of the maximum amount per pupil
8 the state superintendent paid a private school under this section in the previous
9 school year for the grade in which the pupil is enrolled; the amount of the per pupil
10 revenue adjustment under s. 121.91 (2m) for the current school year, if positive; and
11 the change in the amount of statewide categorical aid per pupil between the previous
12 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
13 if positive.

14 **SECTION 3334.** 118.60 (4) (bg) 3. a. of the statutes is repealed.

15 **SECTION 3335.** 118.60 (4) (bg) 5. (intro.) of the statutes is amended to read:

16 118.60 (4) (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private
17 school that enrolls pupils under the program in any grade between kindergarten to
18 8 and also in any grade between 9 to 12, the state superintendent shall substitute
19 for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to
20 d., with the following modifications:

21 **SECTION 3336.** 118.60 (4) (bg) 6. of the statutes is created to read:

22 118.60 (4) (bg) 6. This paragraph applies only to pupils who participated in the
23 program under this section before the 2015–16 school year.

24 **SECTION 3337.** 118.60 (4) (bk) of the statutes is created to read:

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1 118.60 (4) (bk) 1. In this paragraph, “incoming choice pupil” means a pupil who
2 begins participating in the program under this section in the 2015–16 school year or
3 any school year thereafter who is enrolled in a private school under this section
4 during the school term.

5 2. For an incoming choice pupil, upon receipt from the pupil’s parent or
6 guardian of proof of the pupil’s enrollment in the private school during a school term,
7 the state superintendent shall pay to the private school in which the pupil is enrolled
8 on behalf of the pupil’s parent or guardian, from the appropriation under s. 20.255
9 (2) (ac), the amount determined by the state superintendent as follows:

10 a. Identify each school district in which an incoming choice pupil resides.

11 b. For each school district identified under subd. 2. a., calculate that school
12 district’s per pupil equalization aid by dividing the total amount of state aid that the
13 school district is eligible to receive under s. 121.08 after making the reduction under
14 s. 121.08 (4) (a) but before making the reduction under s. 121.08 (4) (c) by the school
15 district’s membership that was used to calculate the state aid under s. 121.08.

16 c. For each school district identified under subd. 2. a., multiply the school
17 district’s per pupil equalization aid calculated under subd. 2. b. by the number of
18 incoming choice pupils residing in the school district.

19 d. Add together all of the amounts determined under subd. 2. c. for school
20 districts identified under subd. 2. a.

21 e. Divide the amount determined under subd. 2. d. by the total number of
22 incoming choice pupils.

23 3. By October 15, using the most accurate data available, the state
24 superintendent shall calculate the per pupil amount under subd. 2. for the current
25 school year. Any adjustments to that calculation shall be made by increasing or

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1 decreasing the payment to a participating private school made in September of the
2 following school year. If the private school is not participating in the program under
3 this section in September of the following school year, the department shall make any
4 adjustments to the calculation by making a separate payment to the private school
5 or if the adjustment is a decrease, the private school shall refund the department for
6 any overpayment it received under this subsection or sub. (4m).

7 **SECTION 3338.** 118.60 (4) (c) of the statutes is renumbered 118.60 (4) (c) 1. and
8 amended to read:

9 118.60 (4) (c) 1. The Subject to subd. 2., the state superintendent shall pay 25
10 percent of the total amount under this subsection in September, 25 percent in
11 November, 25 percent in February, and 25 percent in May. Each installment may
12 consist of a single check for all pupils attending the private school under this section.
13 The state superintendent shall include the entire amount under sub. (4m) in the
14 November installment, but the payment shall be made in a separate check from the
15 payment under this subsection.

16 **SECTION 3339.** 118.60 (4) (c) 2. of the statutes is created to read:

17 118.60 (4) (c) 2. Beginning with payments for the 2016–17 school year, the
18 portion of the September payment that is for a pupil under par. (bk) shall be based
19 on the per pupil payment under par. (bk) in the previous school year. Any adjustment
20 to ensure that a participating private school receives the total amount due under this
21 section for pupil payments under par. (bk) shall be made by increasing or decreasing
22 the amount paid in May of the current school year.

23 **SECTION 3340.** 118.60 (4) (d) of the statutes is repealed.

24 **SECTION 3341.** 118.60 (4m) (a) (intro.) of the statutes is renumbered 118.60
25 (4m) (a) 1m. (intro.) and amended to read:

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1 118.60 (4m) (a) 1m. (intro.) In addition to the payment under sub. (4), the state
2 superintendent shall, subject to par. (b), pay to each private school participating in
3 the program under this section, on behalf of the parent or guardian of each pupil
4 attending summer school in the private school under this section during a summer
5 and in the manner described in sub. (4) (c), from the appropriation under s. 20.255
6 (2) (fr), an amount determined as follows:

7 **SECTION 3342.** 118.60 (4m) (a) 1. of the statutes is renumbered 118.60 (4m) (a)
8 1m. a.

9 **SECTION 3343.** 118.60 (4m) (a) 2. of the statutes is renumbered 118.60 (4m) (a)
10 1m. b. and amended to read:

11 118.60 (4m) (a) 1m. b. Multiply the amount under subd. ~~1. 1m. a.~~ by 0.05.

12 **SECTION 3344.** 118.60 (4m) (a) 2m. of the statutes is created to read:

13 118.60 (4m) (a) 2m. This paragraph applies only to pupils who participated in
14 the program under this section before the 2015–16 school year.

15 **SECTION 3345.** 118.60 (4m) (am) of the statutes is created to read:

16 118.60 (4m) (am) For a pupil who begins participating in the program under
17 this section in the 2015–16 school year or any school year thereafter, in addition to
18 the payment under sub. (4) and subject to par. (b), the state superintendent shall pay
19 to the private school participating in the program under this section that the pupil
20 attends during a summer in the manner described in sub. (4) (c), on behalf of the
21 pupil’s parent or guardian, from the appropriation under s. 20.255 (2) (ac), an amount
22 determined as follows:

23 1. Determine the amount that would have been paid under sub. (4) (bk) in the
24 immediately preceding school term.

25 2. Multiply the amount under subd. 1. by 0.05.

SENATE BILL 21**SECTION 3346**

1 **SECTION 3346.** 118.60 (4m) (b) (intro.) of the statutes is amended to read:

2 118.60 (4m) (b) (intro.) A participating private school may receive a per pupil
3 payment under par. (a) or (am) if all of the following are satisfied:

4 **SECTION 3347.** 118.60 (4m) (b) 3. of the statutes is amended to read:

5 118.60 (4m) (b) 3. Each pupil for whom the private school seeks a payment
6 under par. (a) or (am) attends no fewer than 15 days of summer instruction at the
7 private school during that summer.

8 **SECTION 3348.** 118.60 (4r) (intro.) of the statutes is renumbered 118.60 (4r)
9 (am) (intro.) and amended to read:

10 118.60 (4r) (am) (intro.) If, after the 3rd Friday in September in any school year,
11 a private school participating in the program under this section closes, for each
12 installment under sub. (4) (c) that was not paid to the private school in that school
13 year, the state superintendent shall pay to the board of the school district within
14 which the pupil resides, from the appropriation under s. 20.255 (2) (fv), the amount
15 determined, for each pupil who participated in the program under this section before
16 the 2015–16 school year who had been attending the private school under this section
17 in that school year and who enrolls in the school district within which the pupil
18 resides in that school year, as follows:

19 **SECTION 3349.** 118.60 (4r) (a) of the statutes is renumbered 118.60 (4r) (am) 1.

20 **SECTION 3350.** 118.60 (4r) (b) of the statutes is renumbered 118.60 (4r) (am) 2.
21 and amended to read:

22 118.60 (4r) (am) 2. Multiply the product under ~~par. (a)~~ subd. 1. by 0.25.

23 **SECTION 3351.** 118.60 (4r) (bm) of the statutes is created to read:

24 118.60 (4r) (bm) If, after the 3rd Friday in September in any school year, a
25 private school participating in the program under this section closes, for each

SENATE BILL 21**SECTION 3351**

1 installment under sub. (4) (c) that was not paid to the private school in that school
2 year, the state superintendent shall pay to the board of the school district within
3 which the pupil resides, from the appropriation under s. 20.255 (2) (ac), the amount
4 determined, for each pupil who participated in the program under this section
5 beginning in the 2015–16 school year or any school year thereafter who had been
6 attending the private school under this section in that school year and who enrolls
7 in the school district within which the pupil resides in that school year, as follows:

8 1. Multiply the amount determined under sub. (4) (bk) by 0.667.

9 2. Multiply the product under subd. 1. by 0.25.

10 **SECTION 3352.** 118.60 (6m) (b) 1. of the statutes is amended to read:

11 118.60 (**6m**) (b) 1. The number of pupils attending the private school under this
12 section in the previous school year who began participating in the program under
13 this section in the 2015–16 school year or any school year thereafter and the number
14 of pupils attending the private school under this section in the previous school year
15 who began participating in the program under this section before the 2015–16 school
16 year.

17 **SECTION 3353.** 118.60 (6m) (b) 3. (intro.) and d. of the statutes are consolidated,
18 renumbered 118.60 (6m) (b) 3. and amended to read:

19 118.60 (**6m**) (b) 3. For each of the previous 5 school years in which the private
20 school has participated in the program under this section, ~~all of the following~~
21 ~~information: d. To~~ to the extent permitted under 20 USC 1232g and 43 CFR part 99,
22 pupil scores on all standardized tests administered under sub. (7) (e) s. 118.30 (1t).

23 **SECTION 3354.** 118.60 (6m) (b) 3. a. to c. of the statutes are repealed.

24 **SECTION 3355.** 118.60 (7) (am) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 3355**

1 118.60 (7) (am) 1. An independent financial audit of the private school
2 conducted by an independent certified public accountant, accompanied by the
3 auditor's statement that the report is free of material misstatements and fairly
4 presents pupil costs under sub. (4) (bg). ~~The audit under this subdivision shall be~~
5 ~~limited in scope to those records that are necessary for the department to make~~
6 ~~payments under subs. (4) and (4m). The audit shall be prepared in accordance with~~
7 ~~generally accepted accounting principles, as modified by the department. The audit~~
8 ~~shall include a calculation of the private school's net eligible educational~~
9 ~~programming costs and a calculation of the balance of the private school's fund for~~
10 ~~future educational programming costs.~~ The auditor shall conduct his or her audit,
11 including determining sample sizes and evaluating financial viability, in accordance
12 with the auditing standards established by the American Institute of Certified
13 Public Accountants. The department may not require an auditor to comply with
14 standards that exceed the scope of the standards established by the American
15 Institute of Certified Public Accountants. If a private school participating in the
16 program under this section also accepts pupils under s. 119.23, the private school
17 may submit one comprehensive financial audit to satisfy the requirements of this
18 subdivision and s. 119.23 (7) (am) 1. The private school shall include in the
19 comprehensive financial audit the information specified under s. 119.23 (7) (am) 1.

20 **SECTION 3356.** 118.60 (7) (e) of the statutes is amended to read:

21 118.60 (7) (e) Each private school participating in the program under this
22 section shall administer the examinations required under s. 118.30 (1t) or
23 examinations permitted under s. 118.301 (3) to pupils attending the school under the
24 program. The private school may administer additional standardized tests to such
25 pupils.

SENATE BILL 21**SECTION 3357**

1 **SECTION 3357.** 118.60 (8) of the statutes is repealed.

2 **SECTION 3358.** 118.60 (10) (a) 3. of the statutes is amended to read:

3 118.60 (10) (a) 3. Failed to refund to the state any overpayment made under
4 s. 118.60 (4) (b), ~~2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) (bg) or~~
5 (4m) by the date specified by department rule.

6 **SECTION 3359.** 119.04 (1) of the statutes is amended to read:

7 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
8 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
9 115.345, 115.363, 115.365 (3), 115.38 (2), 115.415, 115.445, 118.001 to 118.04,
10 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145
11 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20,
12 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258,
13 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,
14 118.55, 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to
15 (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.21
16 (3), and 120.25 are applicable to a 1st class city school district and board.

17 **SECTION 3360.** 119.23 (1) (ah) of the statutes is repealed.

18 **SECTION 3361.** 119.23 (1) (b) of the statutes is repealed.

19 **SECTION 3362.** 119.23 (1) (c) of the statutes is repealed.

20 **SECTION 3363.** 119.23 (2) (a) 1. a. of the statutes is amended to read:

21 119.23 (2) (a) 1. a. The pupil is a member of a family that has a total family
22 income that does not exceed an amount equal to 3.0 times the poverty level
23 determined in accordance with criteria established by the director of the federal
24 office of management and budget. In this subdivision and sub. (3m), family income
25 includes income of the pupil's parents or legal guardians. The Except as provided in

SENATE BILL 21**SECTION 3363**

1 subd. 1. d., the family income of the pupil shall be verified as provided in subd. 1. b.
2 A pupil attending a private school under this section whose family income increases,
3 including a pupil who attended a private school under this section in the 2010–11
4 school year and whose family income has increased, may continue to attend a private
5 school under this section.

6 **SECTION 3364.** 119.23 (2) (a) 1. d. of the statutes is created to read:

7 119.23 (2) (a) 1. d. In this subd. 1. d., “eligible school district” has the meaning
8 given in s. 118.60 (1) (am). The family income of a pupil does not need to be verified
9 under subd. 1. b. for a pupil who resided in a school district other than an eligible
10 school district and other than the school district operating under this chapter in a
11 school year, attended a participating private school under the program under s.
12 118.60 in a school district other than an eligible school district in that school year,
13 and applies to attend a participating private school in the program under this section
14 in the school year immediately following that school year.

15 **SECTION 3365.** 119.23 (2) (a) 3. of the statutes is amended to read:

16 119.23 (2) (a) 3. Except as provided in ~~sub. (2) par.~~ (ag) 1., the private school
17 notified the state superintendent of its intent to participate in the program under
18 this section or in the program under s. 118.60, and paid the nonrefundable annual
19 fee set by the department, by ~~February 1~~ January 10 of the previous school year. The
20 notice shall specify the number of pupils participating in the program under this
21 section and in the program under s. 118.60 for which the school has space. The
22 department shall by rule set the fee charged under this subdivision at an amount
23 such that the total fee revenue covers the costs of employing one full-time auditor
24 to evaluate the financial information submitted by private schools under sub. (7)
25 (am) and (d) 2. and 3. and under s. 118.60 (7) (am) and (d) 2. and 3.

SENATE BILL 21**SECTION 3366**

1 **SECTION 3366.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

2 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's
3 teachers have a teaching license issued by the department or a bachelor's degree or
4 a degree or educational credential higher than a bachelor's degree, including a
5 masters or doctorate, from an accredited institution of higher education.

6 **SECTION 3367.** 119.23 (2) (a) 6. b. of the statutes is amended to read:

7 119.23 (2) (a) 6. b. All of the private school's administrators have at least a
8 bachelor's degree from an accredited institution of higher education or a teaching
9 license or administrator's license issued by the department.

10 **SECTION 3368.** 119.23 (3) (a) (intro.) of the statutes is amended to read:

11 119.23 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
12 an application, on a form provided by the state superintendent, to the participating
13 private school that the pupil wishes to attend. If more than one pupil from the same
14 family applies to attend the same private school, the pupils may use a single
15 application. Within 60 days after receiving the application, the private school shall
16 notify each applicant, in writing, whether his or her application has been accepted.
17 If the private school rejects an application, the notice shall include the reason. A
18 private school may reject an applicant only if it has reached its maximum general
19 capacity or seating capacity. The state superintendent shall ensure that the private
20 school determines which pupils to accept on a random basis, except that the private
21 school may give preference to the following in accepting applications ~~to any of the~~
22 following, in order of preference listed:

23 **SECTION 3369.** 119.23 (3) (a) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 3369**

1 119.23 (3) (a) 1. Pupils who attended the private school under this section
2 during the previous school year ~~prior to the school year for which the application is~~
3 ~~being made.~~

4 **SECTION 3370.** 119.23 (3) (a) 2. of the statutes is amended to read:

5 119.23 (3) (a) 2. Siblings of pupils ~~who attended the private school during the~~
6 ~~school year prior to the school year for which the application is being made and to~~
7 ~~siblings of pupils who have been accepted to the private school for the school year for~~
8 ~~which the application is being made~~ described in subd. 1.

9 **SECTION 3371.** 119.23 (3) (a) 3. of the statutes is amended to read:

10 119.23 (3) (a) 3. Pupils who attended ~~another~~ a different private school under
11 this section or s. 118.60 during the previous school year ~~prior to the school year for~~
12 ~~which the application is being made.~~

13 **SECTION 3372.** 119.23 (3) (a) 4. of the statutes is created to read:

14 119.23 (3) (a) 4. Siblings of pupils described in subd. 3.

15 **SECTION 3373.** 119.23 (3) (a) 5. of the statutes is created to read:

16 119.23 (3) (a) 5. Siblings of those pupils who have been randomly accepted to
17 attend the private school under this section and who did not attend a private school
18 under this section or s. 118.60 during the previous school year.

19 **SECTION 3374.** 119.23 (4) (a) of the statutes is amended to read:

20 119.23 (4) (a) Annually, on or before October ~~15~~ 1, a private school participating
21 in the program under this section shall file with the department a report stating its
22 ~~summer average daily membership equivalent and its summer choice average daily~~
23 ~~membership equivalent~~ attendance for each day of summer school for the purpose
24 of sub. (4m).

25 **SECTION 3375.** 119.23 (4) (bg) 2m. of the statutes is created to read:

SENATE BILL 21**SECTION 3375**

1 119.23 (4) (bg) 2m. Except as provided in subd. 4., in the 2015–16 and 2016–17
2 school years, upon receipt from the pupil’s parent or guardian of proof of the pupil’s
3 enrollment in the private school during a school term, the state superintendent shall
4 pay to the private school in which the pupil is enrolled on behalf of the pupil’s parent
5 or guardian, from the appropriation under s. 20.255 (2) (fu), an amount either of
6 \$7,210, if the pupil is enrolled in a grade from kindergarten to 8, or of \$7,856, if the
7 pupil is enrolled in a grade from 9 to 12.

8 **SECTION 3376.** 119.23 (4) (bg) 3. (intro.) and 119.23 (4) (bg) 3. b. of the statutes
9 are consolidated, renumbered 119.23 (4) (bg) 3. and amended to read:

10 119.23 (4) (bg) 3. In the ~~2015–16~~ 2017–18 school year and in each school year
11 thereafter, upon receipt from the pupil’s parent or guardian of proof of the pupil’s
12 enrollment in the private school during a school term, except as provided in subd. 5.,
13 the state superintendent shall pay to the private school in which the pupil is enrolled
14 on behalf of the pupil’s parent or guardian, from the appropriation under s. 20.255
15 (2) (fu), the lesser of the following: b. ~~Except as provided in subd. 5.~~, an amount equal
16 to the sum of the maximum amount per pupil the state superintendent paid a private
17 school under this section in the previous school year for the grade in which the pupil
18 is enrolled; the amount of the per pupil revenue adjustment under s. 121.91 (2m) for
19 the current school year, if positive; and the change in the amount of statewide
20 categorical aid per pupil between the previous school year and the current school
21 year, as determined under s. 118.40 (2r) (e) 2p., if positive.

22 **SECTION 3377.** 119.23 (4) (bg) 3. a. of the statutes is repealed.

23 **SECTION 3378.** 119.23 (4) (bg) 5. (intro.) of the statutes is amended to read:

24 119.23 (4) (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private
25 school that enrolls pupils under the program in any grade between kindergarten to

SENATE BILL 21**SECTION 3378**

1 8 and also in any grade between 9 to 12, the state superintendent shall substitute
2 for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to
3 d., with the following modifications:

4 **SECTION 3379.** 119.23 (4) (d) of the statutes is repealed.

5 **SECTION 3380.** 119.23 (6m) (b) 3. (intro.) and d. of the statutes are consolidated,
6 renumbered 119.23 (6m) (b) 3. and amended to read:

7 119.23 (6m) (b) 3. For each of the previous 5 school years in which the private
8 school has participated in the program under this section, ~~all of the following~~
9 ~~information: d. To~~ to the extent permitted under 20 USC 1232g and 43 CFR part 99,
10 pupil scores on all standardized tests administered under ~~sub. (7) (e) s. 118.30 (1s).~~

11 **SECTION 3381.** 119.23 (6m) (b) 3. a. to c. of the statutes are repealed.

12 **SECTION 3382.** 119.23 (7) (am) 1. of the statutes is amended to read:

13 119.23 (7) (am) 1. An independent financial audit of the private school
14 conducted by an independent certified public accountant, accompanied by the
15 auditor's statement that the report is free of material misstatements and fairly
16 presents pupil costs under sub. (4) (bg). ~~The audit under this subdivision shall be~~
17 ~~limited in scope to those records that are necessary for the department to make~~
18 ~~payments under subs. (4) and (4m). The audit shall be prepared in accordance with~~
19 generally accepted accounting principles, as modified by the department. The audit
20 shall include a calculation of the private school's net eligible educational
21 programming costs and a calculation of the balance of the private school's fund for
22 future educational programming costs. The auditor shall conduct his or her audit,
23 including determining sample sizes and evaluating financial viability, in accordance
24 with the auditing standards established by the American Institute of Certified
25 Public Accountants. The department may not require an auditor to comply with

SENATE BILL 21**SECTION 3382**

1 standards that exceed the scope of the standards established by the American
2 Institute of Certified Public Accountants. If a private school participating in the
3 program under this section also accepts pupils under s. 118.60, the private school
4 may submit one comprehensive financial audit to satisfy the requirements of this
5 subdivision and s. 118.60 (7) (am) 1. The private school shall include in the
6 comprehensive financial audit the information specified under s. 118.60 (7) (am) 1.

7 **SECTION 3383.** 119.23 (7) (e) of the statutes is amended to read:

8 119.23 (7) (e) Each private school participating in the program under this
9 section shall administer the examinations required under s. 118.30 (1s) or
10 examinations permitted under s. 118.301 (3) to pupils attending the school under the
11 program. The private school may administer additional standardized tests to such
12 pupils.

13 **SECTION 3384.** 119.23 (8) of the statutes is repealed.

14 **SECTION 3385.** 119.495 (2) of the statutes is amended to read:

15 119.495 (2) The board shall include in its budget transmitted to the common
16 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
17 to be authorized in the budget for the ensuing year. The common council shall issue
18 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
19 interest on the notes as they become due. The common council may issue the notes
20 by private sale. The common council shall make every effort to involve a minority
21 investment firm certified under s. ~~16.287~~ 203.07 as managing underwriter of the
22 notes or to engage a minority financial adviser certified under s. ~~16.287~~ 203.07 to
23 advise the city regarding any public sale of the notes.

24 **SECTION 3386.** 119.496 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 3386**

1 119.496 (2) The board shall include in its budget transmitted to the common
2 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
3 to be authorized in the budget for the ensuing year. The common council shall issue
4 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
5 interest on the notes as they become due. The common council may issue the notes
6 by private sale. The common council shall establish goals of involving minority
7 investment firms certified under s. ~~16.287~~ 203.07 as managing underwriters for at
8 least 50% of the total amount financed by the notes and of engaging a minority
9 financial adviser certified under s. ~~16.287~~ 203.07 to advise the city regarding any
10 public sale of the notes.

11 **SECTION 3387.** 119.71 (3) (a) of the statutes is amended to read:

12 119.71 (3) (a) Annually, the board shall spend at least \$5,090,000 to expand its
13 half-day 5-year-old kindergarten program to a full-day program, as provided under
14 par. (b), and shall enroll in the expanded program only pupils who meet the income
15 eligibility standards for a free lunch under 42 USC 1758 (b) (1). The board shall select
16 pupils for the expanded program based on the order in which the pupils register for
17 the program.

18 **SECTION 3388.** 120.12 (13) of the statutes is created to read:

19 120.12 (13) DECLARATION OF EDUCATIONAL STANDARDS. (a) Annually, prior to the
20 beginning of the school term, notify the parents and guardians of pupils enrolled in
21 the school district of the pupil academic standards, adopted under s. 118.30 (1g) (a)
22 1., that will be in effect for the school year.

23 (b) Annually, include as an item on the agenda of the first school board meeting
24 of the school year a notice that clearly identifies the pupil academic standards

SENATE BILL 21**SECTION 3388**

1 adopted by the school board under s. 118.30 (1g) (a) 1. that will be in effect for the
2 school year.

3 **SECTION 3389.** 120.12 (22) of the statutes is amended to read:

4 120.12 (22) ADVANCED PLACEMENT EXAMINATIONS. Using federal, state, local, or
5 private funds, pay the costs of advanced placement examinations taken by pupils
6 enrolled in the school district who ~~are eligible~~ satisfy the income eligibility criteria
7 for free or reduced-price lunches in the federal school lunch program under 42 USC
8 1758 (b) (1).

9 **SECTION 3390.** 120.13 (14) (a) of the statutes is amended to read:

10 120.13 (14) (a) Establish and provide or contract for the provision of child care
11 programs for children. The school board may receive federal or state funds for this
12 purpose. The school board may charge a fee for all or part of the cost of the service
13 for participation in a child care program established under this subsection. Costs
14 associated with a child care program under this subsection may not be included in
15 shared costs under s. 121.07 (6). Child care programs established under this
16 subsection shall meet the standards for licensed child care centers established by the
17 department of children and families. If a school board proposes to contract for ~~or~~
18 ~~renew a contract for~~ the provision of a child care program under this subsection or
19 if on July 1, 1996, a school board is a party to a contract for the provision of a child
20 care program under this subsection, the school board shall refer the ~~contractor or~~
21 proposed contractor to the department of children and families for the criminal
22 history and child abuse record search required under s. 48.685. Each school board
23 shall provide the department of health services with information about each person
24 who is denied a contract for a reason specified in s. 48.685 (4m) (a) 1. to 5.

25 **SECTION 3391.** 120.13 (27m) of the statutes is amended to read:

SENATE BILL 21**SECTION 3391**

1 120.13 **(27m)** TRANSPORTATION OF INDIGENT PUPILS. Provide transportation to
2 and from school for indigent pupils who reside in the school district and who are not
3 required to be transported under s. 121.54. In this subsection, “indigent pupils”
4 means pupils who ~~are eligible~~ satisfy the income eligibility criteria for free lunches
5 or reduced-price lunches under 42 USC 1758 (b) (1) or who are members of a
6 Wisconsin works group, as defined in s. 49.141 (1) (s), with a member who is
7 participating in Wisconsin works under s. 49.147 (3) to (5) or any combination
8 thereof, as determined by the school board. If a school board determines to provide
9 transportation under this subsection, there shall be reasonable uniformity in the
10 transportation furnished such pupils whether they attend public or private schools.
11 The cost of transporting pupils under this subsection may not be included in the
12 school district’s shared cost under s. 121.07 (6) (a).

13 **SECTION 3392.** 121.004 (5) of the statutes is amended to read:

14 121.004 **(5)** MEMBERSHIP. ~~“Membership”~~ Except as provided in s. 121.07 (2),
15 “membership” for any school district is the sum of pupils enrolled as reported under
16 s. 121.05 (1) or (2), as appropriate, and the summer average daily membership
17 equivalent for those academic summer classes, interim session classes, and
18 laboratory periods approved for necessary academic purposes under s. 121.14 (1) (a)
19 1. and 2. and those online classes described in s. 121.14 (1) (a) 3.

20 **SECTION 3393.** 121.02 (1) (L) 3. of the statutes is amended to read:

21 121.02 **(1)** (L) 3. In grades 9 to 12, provide access to an educational program
22 that enables pupils each year to study English, social studies, mathematics, science,
23 vocational education, foreign language, physical education, art and music. In this
24 subdivision, “access” means an opportunity to study through school district course
25 offerings, independent study, cooperative educational service agencies, or

SENATE BILL 21**SECTION 3393**

1 cooperative arrangements between school boards or between school boards and
2 postsecondary educational institutions.

3 **SECTION 3394.** 121.05 (1) (a) 11. of the statutes is amended to read:

4 121.05 (1) (a) 11. Pupils residing in the school district but attending a public
5 school in another school district under s. 118.50, 118.51, 121.84 (4), or 121.85 (3) (a).

6 **SECTION 3395.** 121.07 (2) of the statutes is created to read:

7 121.07 (2) MEMBERSHIP. For purposes of computing the amount of state aid paid
8 under s. 121.08, beginning with state aid paid for the 2016–17 school year,
9 “membership” means the membership, as defined in s. 121.004 (5), of the school
10 district in the previous school year plus the number of pupils residing in the school
11 district who are attending a private school under s. 118.60 in the current school year
12 and did not participate in the program under s. 118.60 before the 2015–16 school
13 year, as reported under s. 118.60 (3) (d).

14 **SECTION 3396.** 121.08 (4) (c) of the statutes is created to read:

15 121.08 (4) (c) The amount of state aid that a school district is eligible to be paid
16 from the appropriation under s. 20.255 (2) (ac) shall be reduced by an amount
17 determined as follows:

18 1. Divide the amount of state aid that the school district is eligible to be paid
19 from the appropriation under s. 20.255 (2) (ac), calculated after the reduction under
20 par. (a) is made, by the school district’s membership.

21 2. Multiply the quotient under subd. 1. by the number of pupils residing in the
22 school district for whom the department is required to make a payment under s.
23 118.60 (4) (bk).

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1 3. Add to the product under subd. 2. the total amount paid in the previous school
2 year under s. 118.60 (4m) (am) for pupils who resided in the school district while
3 attending a private school during the summer of the previous year.

4 **SECTION 3397.** 121.105 (4) of the statutes is created to read:

5 121.105 (4) (a) In the school year in which a whole grade sharing agreement
6 under s. 118.50 takes effect and in each of the subsequent 4 school years, the
7 department shall pay additional aid to each school district that is participating in the
8 agreement to ensure that the school district receives no less state aid than the
9 amount of state aid to which the school district was eligible in the school year prior
10 to the school year in which the whole grade sharing agreement took effect. In the 5th
11 school year following the school year in which a whole grade sharing agreement takes
12 effect, the department shall pay additional aid to each school district that is
13 participating in the whole grade sharing agreement in an amount that is equal to 66
14 percent of the payment that the school district received under this subsection in the
15 prior school year. In the 6th school year following the school year in which the whole
16 grade sharing agreement takes effect, the department shall pay to each school
17 district that is participating in the whole grade sharing agreement an amount that
18 is equal to 33 percent of the payment that the school district received in the 4th school
19 year following the school year in which the whole grade sharing agreement took
20 effect. The department shall pay additional aid under this paragraph from the
21 appropriation under s. 20.255 (2) (ac).

22 **SECTION 3398.** 121.136 (2) (a) of the statutes is amended to read:

23 121.136 (2) (a) In the 2009–10 school year and annually thereafter, the
24 department shall pay additional state aid to a school district if at least 50 percent of
25 the district's enrollment on the 3rd Friday of September in the immediately

SENATE BILL 21**SECTION 3398**

1 preceding even-numbered year, as rounded to the nearest whole percentage point,
2 ~~was eligible~~ satisfied the income eligibility criteria for a free or reduced-price lunch
3 in the federal school lunch program under 42 USC 1758 (b) (1).

4 **SECTION 3399.** 121.53 (3) (c) of the statutes is amended to read:

5 121.53 (3) (c) When the school bus is used as specified in s. 340.01 (56) (am) for
6 the purpose of transporting ~~elderly~~ seniors or ~~disabled persons~~ individuals with
7 disabilities in connection with a transportation assistance program for such persons.

8 **SECTION 3400.** 121.58 (1) of the statutes is renumbered 121.58 (1) (a).

9 **SECTION 3401.** 121.58 (1) (b) of the statutes is created to read:

10 121.58 (1) (b) Annually, by the time the department prescribes under s. 120.18,
11 an operator of a charter school authorized under s. 118.40 (2r) that provides
12 transportation to and from the charter school shall provide a report to the
13 department that includes the number of pupils for whom transportation is provided
14 and any other information the department requires related to the transportation of
15 those pupils.

16 **SECTION 3402.** 121.58 (2) (a) (intro.) of the statutes is amended to read:

17 121.58 (2) (a) (intro.) A school district ~~which~~ that provides transportation to
18 and from a school under ss. 118.50 (3) (a), 121.54 (1) to (3), (5), and (6), and 121.57,
19 ~~and the~~ a nonresident school district that a pupil attends under s. 118.51 or 121.84
20 (4) which elects to provide transportation under s. 121.54 (10), and an operator of a
21 charter school authorized under s. 118.40 (2r) that provides transportation under s.
22 118.40 (2r) (dm) shall be paid state aid for such transportation at the following rates:

23 **SECTION 3403.** 121.58 (2) (a) 4. of the statutes is amended to read:

24 121.58 (2) (a) 4. For each pupil so transported whose residence is more than
25 12 miles from the school attended, ~~\$220 per school year in the 2012-13 school year~~

SENATE BILL 21**SECTION 3403**

1 and \$275 per school year in the 2014–15 school year and \$300 per school year
2 thereafter.

3 **SECTION 3404.** 121.58 (4) of the statutes is amended to read:

4 121.58 (4) STATE AID FOR SUMMER CLASS TRANSPORTATION. Annually on or before
5 October 1 of the year in which transportation is provided under s. 118.50 (3) (b) or
6 121.54 (4), or under s. 121.54 (10) if the transportation is provided by the nonresident
7 school district that a pupil attends under s. 118.51 or 121.84 (4), the school district
8 clerk shall file with the department a report, containing such information as the
9 department requires, on transportation provided by the school board to and from
10 summer classes. Upon receipt of such report and if the summer classes meet the
11 requirements of s. 121.14 (1) (a) 1. or 2., state aid shall be paid for such
12 transportation. A school district which provides such transportation shall be paid
13 state aid for such transportation at the rate of \$4 per pupil transported to and from
14 public school whose residence is at least 2 miles and not more than 5 miles by the
15 nearest traveled route from the public school attended, and \$6 per pupil transported
16 to and from public school whose residence is more than 5 miles by the nearest
17 traveled route from the public school attended, if the pupil is transported 30 days or
18 more. The state aid shall be reduced proportionately if the pupil is transported less
19 than 30 days.

20 **SECTION 3405.** 121.58 (6) (b) of the statutes is amended to read:

21 121.58 (6) (b) If the appropriation under s. 20.255 (2) (cr) in any fiscal year
22 exceeds the amount of approved claims paid in full under this section and s. 121.575,
23 the department shall distribute the balance to those school districts and charter
24 school operators entitled to state aid under this section, with each ~~school district~~

SENATE BILL 21**SECTION 3405**

1 entitled recipient receiving a percentage of the balance equal to its percentage of the
2 total approved claims.

3 **SECTION 3406.** 121.58 (7) of the statutes is amended to read:

4 121.58 (7) PAYMENT. Each school district and charter school operator entitled
5 to state aid under this section shall receive its total aid entitlement in January.

6 **SECTION 3407.** 121.59 (1) of the statutes is renumbered 121.59 (1) (intro.) and
7 amended to read:

8 121.59 (1) (intro.) In this section, ~~“transportation;~~

9 (b) “Transportation costs” means costs that are eligible for reimbursement
10 under s. 121.58.

11 **SECTION 3408.** 121.59 (1) (a) of the statutes is created to read:

12 121.59 (1) (a) “Eligible school district” means a school district the membership
13 of which in the previous school year, when divided by the school district’s area in
14 square miles, is 50 or less.

15 **SECTION 3409.** 121.59 (2) (intro.) of the statutes is amended to read:

16 121.59 (2) (intro.) Annually the department shall pay to each eligible school
17 district the amount determined as follows:

18 **SECTION 3410.** 121.59 (2) (e) of the statutes is amended to read:

19 121.59 (2) (e) Divide the product under par. (d) for the school district by the
20 product under par. (d) for all eligible school districts.

21 **SECTION 3411.** 121.77 (3) of the statutes is amended to read:

22 121.77 (3) Subsections (1) (b) and (2) do not apply to a pupil attending a public
23 school in a nonresident school district under s. 118.50, 118.51, or 121.84 (4).

24 **SECTION 3412.** 121.85 (3) (a) of the statutes is renumbered 121.85 (3) (a) 1. and
25 amended to read:

SENATE BILL 21**SECTION 3412**

1 121.85 (3) (a) 1. The Subject to subd. 2., the school board of the district of
2 residence and the school board of the district of attendance may enter into annual
3 written agreements to permit a pupil to attend a public school outside the school
4 district of residence.

5 **SECTION 3413.** 121.85 (3) (a) 2. of the statutes is created to read:

6 121.85 (3) (a) 2. a. Except as provided in subd. 2. b., beginning on the effective
7 date of this subdivision paragraph [LRB inserts date], no school board may enter
8 into a written agreement with another school board under subd. 1.

9 b. A school board may continue to enter into an annual written agreement with
10 another school board under subd. 1. on behalf of a pupil that attended a public school
11 under a written agreement under subd. 1. in the 2014–15 school year.

12 **SECTION 3414.** 121.85 (3) (b) of the statutes is renumbered 121.85 (3) (b) 1. and
13 amended to read:

14 121.85 (3) (b) 1. The Except as provided in subd. 2., the school board of ~~the a~~
15 district may not permit a pupil to attend a public school under this section that is
16 within the district ~~which~~ but that is outside the pupil's attendance area.

17 **SECTION 3415.** 121.85 (3) (b) 2. of the statutes is created to read:

18 121.85 (3) (b) 2. The school board of a school district may permit a pupil to
19 attend a public school under this section that is within the pupil's district of residence
20 but that is outside the pupil's attendance area if the pupil attended a public school
21 under this section that is within the pupil's district of residence but that is outside
22 the pupil's attendance area in the 2014–15 school year.

23 **SECTION 3416.** 121.85 (4) of the statutes is amended to read:

24 121.85 (4) OTHER PLANS TO REDUCE RACIAL IMBALANCE. (a) Pupil transfers
25 resulting from a plan implemented by the school board to reduce racial imbalance

SENATE BILL 21**SECTION 3416**

1 in a school district or attendance area shall be deemed to be transfer agreements
2 under sub. (3) and shall be eligible for state aid under this section if the transfers
3 comply with sub. (2), provided the transfers are of pupils who attended a public
4 school in a school district or attendance area under the plan in the 2014–15 school
5 year.

6 (b) Any school board that, prior to May 4, 1976, established a plan to reduce
7 racial imbalance in the school district is eligible for state aid under sub. (6) (a) if the
8 state superintendent approves the plan, provided the transfer pupil attended a
9 public school in an attendance area other than the pupil’s attendance area under the
10 plan in the 2014–15 school year.

11 **SECTION 3417.** 121.85 (5) of the statutes is renumbered 121.85 (5) (a) and
12 amended to read:

13 121.85 (5) (a) ~~Part-time~~ Except as provided in par. (b), part-time transfers for
14 curriculum offerings ~~also may be~~ are not permitted under this section. The
15 department shall establish procedures for aid computations in such cases.

16 **SECTION 3418.** 121.85 (5) (b) of the statutes is created to read:

17 121.85 (5) (b) A pupil who, in the 2014–15 school year, attended on a part-time
18 basis under this section a public school that is in a school district other than the
19 pupil’s district of residence, or that is located in an attendance area other than the
20 pupil’s attendance area, for the purpose of receiving curriculum offerings at that
21 school may continue to attend on a part-time basis under this section a public school
22 that is in a school district other than the pupil’s district of residence, or that is located
23 in an attendance area other than the pupil’s attendance area, for the purpose of
24 receiving curriculum offerings at that school. The department shall establish
25 procedures for aid computations in such cases.

SENATE BILL 21**SECTION 3419**

1 **SECTION 3419.** 121.85 (6) (h) of the statutes is created to read:

2 121.85 (6) (h) *Sunset.* Beginning on the effective date of this paragraph
3 [LRB inserts date], a school district may not receive state aid under this section
4 unless all of the following conditions are satisfied:

5 1. A pupil is attending a public school in the school district under one of the
6 following:

7 a. A transfer agreement under sub. (3).

8 b. A plan that has been deemed a transfer agreement under sub. (4) (a) or
9 approved under sub. (4) (b).

10 c. A part–time transfer under sub. (5).

11 2. The attendance of the pupil in the public school pursuant to the transfer
12 agreement, plan, or part–time transfer described in subd. 1. complies with sub. (2).

13 3. The pupil described in subd. 1. attended a public school in the school district
14 under one of the following in the 2014–15 school year:

15 a. A transfer agreement under sub. (3).

16 b. A plan that has been deemed a transfer agreement under sub. (4) (a) or
17 approved under sub. (4) (b).

18 c. A part–time transfer under sub. (5).

19 **SECTION 3420.** 121.87 (1) (b) of the statutes is amended to read:

20 121.87 (1) (b) The number of pupils who transferred to the school district under
21 this subchapter who are ~~eligible~~ satisfy the income eligibility criteria for free or
22 reduced–price lunches under 42 USC 1758 (b) (1).

23 **SECTION 3421.** 121.90 (2) (am) 1. of the statutes is amended to read:

24 121.90 (2) (am) 1. Aid under ss. s. 121.08, as if any reduction under s. 121.08
25 (4) (c) had not occurred, and ss. 121.09, 121.105, and 121.136 and subch. VI, as

SENATE BILL 21**SECTION 3421**

1 calculated for the current school year on October 15 under s. 121.15 (4) and including
2 adjustments made under s. 121.15 (4).

3 **SECTION 3422.** 125.02 (3r) of the statutes is amended to read:

4 125.02 (3r) “Caterer” means any person holding a restaurant permit license
5 under s. ~~254.64~~ 97.30 for a restaurant who is in the business of preparing food and
6 transporting it for consumption on premises where gatherings, meetings, or events
7 are held, if the sale of food at each gathering, meeting, or event accounts for greater
8 than 50 percent of the gross receipts of all of the food and beverages served at the
9 gathering, meeting, or event.

10 **SECTION 3423.** 125.02 (7) of the statutes is amended to read:

11 125.02 (7) “Hotel” means a hotel, as defined in s. ~~254.61 (3)~~ 97.01 (7), that is
12 provided with a restaurant.

13 **SECTION 3424.** 125.02 (18) of the statutes is amended to read:

14 125.02 (18) “Restaurant” means a restaurant, as defined in s. ~~254.61 (5)~~ 97.01
15 (14g).

16 **SECTION 3425.** 125.04 (5) (a) 5. of the statutes is amended to read:

17 125.04 (5) (a) 5. Have successfully completed within the 2 years prior to the
18 date of application a responsible beverage server training course at any location that
19 is offered by a technical college district and that conforms to curriculum guidelines
20 specified by the technical college system board or a comparable training course that
21 is approved by the department ~~or the educational approval board~~. This subdivision
22 does not apply to an applicant who held, or who was an agent appointed and approved
23 under sub. (6) of a corporation or limited liability company that held, within the past
24 2 years, a Class “A”, “Class A” or “Class C” license or a Class “B” or “Class B” license
25 or permit or a manager’s or operator’s license.

SENATE BILL 21**SECTION 3426**

1 **SECTION 3426.** 125.06 (12) of the statutes is amended to read:

2 125.06 (12) BED AND BREAKFAST ESTABLISHMENTS. The provision by a bed and
3 breakfast establishment, as defined under s. ~~254.61 (1)~~ 97.01 (1g), of not more than
4 2 complimentary 4–fluid–ounce glasses of wine per day to a person renting a room
5 at the bed and breakfast establishment for consumption on the premises of the bed
6 and breakfast establishment.

7 **SECTION 3427.** 125.07 (3) (a) 6. of the statutes is amended to read:

8 125.07 (3) (a) 6. Premises operated under both a Class “B” or “Class B” license
9 or permit and a ~~restaurant permit~~ license under s. 97.30 for a restaurant where the
10 principal business conducted is that of a restaurant. If the premises are operated
11 under both a Class “B” or “Class B” license or permit and a ~~restaurant permit~~ license
12 under s. 97.30 for a restaurant, the principal business conducted is presumed to be
13 the sale of alcohol beverages, but the presumption may be rebutted by competent
14 evidence.

15 **SECTION 3428.** 125.07 (3) (a) 6m. of the statutes is amended to read:

16 125.07 (3) (a) 6m. Premises operating under both a “Class C” license and a
17 ~~restaurant permit~~ license under s. 97.30 for a restaurant.

18 **SECTION 3429.** 125.17 (6) (a) (intro.) of the statutes is amended to read:

19 125.17 (6) (a) (intro.) Except as provided in par. (b), no municipal governing
20 body may issue an operator’s license unless the applicant has successfully completed
21 a responsible beverage server training course at any location that is offered by a
22 technical college district and that conforms to curriculum guidelines specified by the
23 technical college system board or a comparable training course, which may include
24 computer–based training and testing, that is approved by the department ~~or the~~

SENATE BILL 21**SECTION 3429**

1 educational approval board, or unless the applicant fulfills one of the following
2 requirements:

3 **SECTION 3430.** 125.29 (6) of the statutes is amended to read:

4 125.29 (6) RESTAURANTS. A brewer may operate a restaurant on the brewery
5 premises and at an off-site retail outlet established by the brewer. A brewer may not
6 hold a restaurant permit license under s. 97.30 for a restaurant for the operation of
7 a restaurant at any other location except that a brewer may possess or hold an
8 indirect interest in a Class “B” license for not more than 20 restaurants in each of
9 which the sale of alcohol beverages accounts for less than 60 percent of the
10 restaurant’s gross receipts if no fermented malt beverages manufactured by the
11 brewer are offered for sale in any of these restaurants.

12 **SECTION 3431.** 125.295 (2) (a) 3. of the statutes is amended to read:

13 125.295 (2) (a) 3. The applicant operates a restaurant on the premises for which
14 the permit is issued, for which a restaurant permit license is issued under s. ~~254.64~~
15 97.30 for a restaurant.

16 **SECTION 3432.** 125.295 (2) (b) of the statutes is amended to read:

17 125.295 (2) (b) If an applicant under par. (a) has no current operations, the
18 applicant may certify that the applicant has applied for or will apply for a Class “B”
19 license or restaurant permit license under s. 97.30 for a restaurant or will comply
20 with any other requirement under par. (a), prior to or upon commencing operations
21 authorized under this section. If a Class “B” license or restaurant permit license
22 under s. 97.30 for a restaurant is not subsequently issued to the applicant, or if the
23 applicant otherwise fails to comply with any requirement for eligibility under par.
24 (a), the department may revoke under s. 125.12 (5) the permit issued under this
25 section.

SENATE BILL 21**SECTION 3433**

1 **SECTION 3433.** 125.68 (5) of the statutes is amended to read:

2 125.68 (5) RESTAURANT SANITATION RULES. No applicant may obtain a “Class B”
3 license or permit or a “Class C” license unless the premises complies with the rules
4 promulgated by the department of ~~health services~~ agriculture, trade and consumer
5 protection governing sanitation in restaurants. However, the department of ~~health~~
6 ~~services~~ agriculture, trade and consumer protection may not restrict the serving of
7 cheese without charge in individual portions to customers as permitted by s. ~~254.61~~
8 (5) 97.01 (14g).

9 **SECTION 3434.** 126.56 (2) (b) of the statutes is amended to read:

10 126.56 (2) (b) A restaurant or other retail food establishment that procures
11 processing vegetables solely for retail sale at the restaurant or other retail food
12 establishment.

13 **SECTION 3435.** 134.66 (2m) (b) of the statutes is amended to read:

14 134.66 (2m) (b) Paragraph (a) does not apply to an agent, employee, or
15 independent contractor who has received the training described in par. (a) as part of
16 a responsible beverage server training course or a comparable training course, as
17 described in s. 125.04 (5) (a) 5., that was successfully completed by the agent,
18 employee, or independent contractor. The department of health services shall make
19 the training program developed or approved by that department under par. (a)
20 available to the technical college system board, and that board shall include that
21 training program or a comparable training program approved by that department
22 in the curriculum guidelines specified by that board under s. 125.04 (5) (a) 5. The
23 department of health services shall also make the training program developed or
24 approved by that department under par. (a) available to any provider of a comparable
25 training course, as described in s. 125.04 (5) (a) 5., on request, and the department

SENATE BILL 21**SECTION 3435**

1 of revenue or the educational approval board may approve a comparable training
2 course under s. 125.04 (5) (a) 5. only if that training course includes the training
3 program developed or approved by the department of health services under par. (a)
4 or a comparable training program approved by that department.

5 **SECTION 3436.** 137.20 (6) (b) of the statutes is amended to read:

6 137.20 (6) (b) A governmental unit that has custody of a record is also further
7 subject to the retention requirements for public records of state agencies, and the
8 records of the University of Wisconsin System Authority and the University of
9 Wisconsin Hospitals and Clinics Authority established under ss. 16.61, and 16.611
10 and the retention requirements for documents of local governmental units
11 established under s. 16.612.

12 **SECTION 3437.** 137.20 (7) of the statutes is amended to read:

13 137.20 (7) The public records board may promulgate rules prescribing
14 standards consistent with this subchapter for retention of records by state agencies,
15 the University of Wisconsin System Authority, the University of Wisconsin Hospitals
16 and Clinics Authority and local governmental units.

17 **SECTION 3438.** 138.055 (4) (d) of the statutes is amended to read:

18 138.055 (4) (d) The division of banking department of financial institutions and
19 professional standards for all other lenders.

20 **SECTION 3439.** 138.056 (1) (a) 4. d. of the statutes is amended to read:

21 138.056 (1) (a) 4. d. The division of banking department of financial
22 institutions and professional standards for all other lenders.

23 **SECTION 3440.** 138.09 (1d) of the statutes is amended to read:

24 138.09 (1d) In this section, “division” “department” means the division of
25 banking department of financial institutions and professional standards.

SENATE BILL 21**SECTION 3441**

1 **SECTION 3441.** 138.12 (1) (a) of the statutes is repealed.

2 **SECTION 3442.** 138.12 (1) (am) of the statutes is created to read:

3 138.12 (1) (am) “Department” means the department of financial institutions
4 and professional standards.

5 **SECTION 3443.** 138.14 (1) (f) of the statutes is repealed.

6 **SECTION 3444.** 138.14 (9r) (f) of the statutes is amended to read:

7 138.14 (9r) (f) The ~~division~~ department shall make copies of the informational
8 materials under par. (a) available, upon request, to licensees and to the public,
9 including making these informational materials available on the department’s
10 Internet site of the ~~department of financial institutions~~. The ~~division~~ department
11 may charge licensees a reasonable fee for printed copies of informational materials
12 supplied under this paragraph.

13 **SECTION 3445.** 138.16 (1) (a) of the statutes is amended to read:

14 138.16 (1) (a) “~~Division~~” Department means the ~~division of banking attached~~
15 ~~to the~~ department of financial institutions and professional standards.

16 **SECTION 3446.** 145.01 (4m) of the statutes is renumbered 145.01 (4m) (intro.)
17 and amended to read:

18 145.01 (4m) FAILING PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. (intro.)
19 “Failing private on-site wastewater treatment system” ~~has the meaning specified~~
20 ~~under s. 145.245 (4).~~ means a private on-site wastewater treatment system that
21 causes or results in any of the following conditions:

22 **SECTION 3447.** 145.01 (4m) (a) of the statutes is created to read:

23 145.01 (4m) (a) The discharge of sewage into surface water or groundwater.

24 **SECTION 3448.** 145.01 (4m) (b) of the statutes is created to read:

SENATE BILL 21**SECTION 3448**

1 145.01 (4m) (b) The introduction of sewage into zones of saturation which
2 adversely affects the operation of a private on-site wastewater treatment system.

3 **SECTION 3449.** 145.01 (4m) (c) of the statutes is created to read:

4 145.01 (4m) (c) The discharge of sewage to a drain tile or into zones of bedrock.

5 **SECTION 3450.** 145.01 (4m) (d) of the statutes is created to read:

6 145.01 (4m) (d) The discharge of sewage to the surface of the ground.

7 **SECTION 3451.** 145.01 (4m) (e) of the statutes is created to read:

8 145.01 (4m) (e) The failure to accept sewage discharges and backup of sewage
9 into the structure served by the private on-site wastewater treatment system.

10 **SECTION 3452.** 145.01 (12) of the statutes is amended to read:

11 145.01 (12) PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. “Private on-site
12 wastewater treatment system” means a sewage treatment and disposal system
13 serving a single structure with a septic tank and soil absorption field located on the
14 same parcel as the structure. This term also means an alternative sewage system
15 approved by the department of natural resources including a substitute for the septic
16 tank or soil absorption field, a holding tank, a system serving more than one
17 structure or a system located on a different parcel than the structure. A private
18 on-site wastewater treatment system may be owned by the property owner or by a
19 special purpose district.

20 **SECTION 3453.** 145.02 (title) of the statutes is amended to read:

21 **145.02 (title) Powers of the department of financial institutions and**
22 **professional standards and the department of natural resources.**

23 **SECTION 3454.** 145.02 (2) of the statutes is amended to read:

24 145.02 (2) The Except as provided in sub. (2m), the department shall have
25 general supervision of all such plumbing and shall after public hearing prescribe and

SENATE BILL 21**SECTION 3454**

1 publish and enforce reasonable standards therefor which shall be uniform and of
2 statewide concern so far as practicable. Any employee designated by the department
3 may act for the department in holding such public hearing. To the extent that the
4 historic building code applies to the subject matter of these standards, the standards
5 do not apply to a qualified historic building if the owner elects to be subject to s.
6 101.121.

7 **SECTION 3455.** 145.02 (2m) of the statutes is created to read:

8 145.02 (2m) The department of natural resources shall have general
9 supervision of private on-site wastewater treatment systems and shall have the
10 powers described under s. 281.48 with respect to those systems. The department
11 shall promulgate rules establishing standards for private on-site wastewater
12 treatment systems.

13 **SECTION 3456.** 145.02 (4) (a) of the statutes is amended to read:

14 145.02 (4) (a) The department shall prescribe rules as to the qualifications,
15 examination and licensing of master and journeyman plumbers and restricted
16 plumber licensees, for the licensing of utility contractors, for the registration of
17 plumbing apprentices and pipe layers and for the registration and training of
18 registered learners. The plumbers council, created under s. 15.407 15.177 (16), shall
19 advise the department in formulating the rules.

20 **SECTION 3457.** 145.045 (1) of the statutes is amended to read:

21 145.045 (1) POWERS AND DUTIES. The department shall by rule establish an
22 examining program for the certification of soil testers, setting such standards as the
23 department finds necessary to accomplish the purposes of this chapter. Such
24 standards shall include formal written examinations for all applicants. The
25 department shall charge applicants for the cost of examination and certification.

SENATE BILL 21**SECTION 3457**

1 After July 1, 1974, no person may construct soil bore holes or conduct soil percolation
2 tests or other similar tests specified by the department of natural resources that
3 relate to private on-site wastewater treatment systems unless the person holds a
4 valid certificate issued under this section.

5 **SECTION 3458.** 145.045 (3) of the statutes is amended to read:

6 145.045 (3) PLUMBERS AND SEPTIC TANK INSTALLERS. A plumber or septic tank
7 installer may also be a soil tester and install any system after approval of the site or
8 project by the department of financial institutions and professional standards, the
9 department of natural resources, or the governmental unit responsible for the
10 regulation of private on-site wastewater treatment systems.

11 **SECTION 3459.** 145.17 (2) of the statutes is amended to read:

12 145.17 (2) The department shall prescribe rules as to the qualifications,
13 examination and licensing of journeymen automatic fire sprinkler system fitters and
14 automatic fire sprinkler contractors and for the registration and training of
15 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
16 contractors and journeymen council, created under s. ~~15.407~~ 15.177 (17), shall advise
17 the department in formulating the rules.

18 **SECTION 3460.** 145.19 (1b) of the statutes is amended to read:

19 145.19 (1b) DEFINITION. In this section, “sanitary permit” means a permit
20 authorizing the installation of a private on-site wastewater treatment system that
21 is issued by the department of natural resources or any governmental unit
22 responsible for the regulation of private on-site wastewater treatment systems.

23 **SECTION 3461.** 145.19 (1m) of the statutes is amended to read:

24 145.19 (1m) APPLICATION PROCESS. The department of natural resources shall
25 prescribe the information to be included in an application for a sanitary permit. The

SENATE BILL 21**SECTION 3461**

1 applicant shall submit the completed application for a sanitary permit to the
2 governmental unit. The governmental unit shall approve or disapprove the sanitary
3 permit according to the rules promulgated by the department of natural resources
4 under this chapter.

5 **SECTION 3462.** 145.19 (2) of the statutes is amended to read:

6 145.19 (2) FEE. No fee for a sanitary permit may be less than the amount
7 determined ~~under~~ by the department of natural resources by rule. The governing
8 body for the governmental unit responsible for the regulation of private on-site
9 wastewater treatment systems may establish a fee for a sanitary permit which is
10 more than the amount determined ~~under~~ by the department of natural resources by
11 rule. A governmental unit may not charge more than one fee for a sanitary permit
12 or the renewal of a sanitary permit in any 12-month period.

13 **SECTION 3463.** 145.19 (3) of the statutes is amended to read:

14 145.19 (3) FEES AND RECORDS OF PERMITS FORWARDED TO THE DEPARTMENT OF
15 NATURAL RESOURCES. The governmental unit responsible for the regulation of private
16 on-site wastewater treatment systems shall forward to the department of natural
17 resources within 90 days after each valid permit is issued a portion of the fee, as
18 determined ~~under~~ by the department of natural resources by rule. The
19 governmental unit shall also compile a periodic summary of the permits that it has
20 issued. The summary shall contain the information required by the department of
21 natural resources by rule, and shall be submitted by the governmental unit to the
22 department of natural resources at intervals to be determined by the department of
23 natural resources by rule.

24 **SECTION 3464.** 145.19 (6) of the statutes is amended to read:

SENATE BILL 21**SECTION 3464**

1 145.19 (6) GROUNDWATER FEE. In addition to the fee under sub. (2), the
2 governmental unit responsible for the regulation of private on-site wastewater
3 treatment systems shall collect a groundwater fee of \$25 for each sanitary permit.
4 The governmental unit shall forward this fee to the department of natural resources
5 together with the fee under sub. (3). The moneys collected under this subsection
6 shall be credited to the environmental fund for environmental management.

7 **SECTION 3465.** 145.20 (2) (e) of the statutes is amended to read:

8 145.20 (2) (e) File reports and conduct surveys and inspections as required by
9 the governmental unit responsible for the regulation of private on-site wastewater
10 treatment systems or the department of natural resources.

11 **SECTION 3466.** 145.20 (2) (g) of the statutes is amended to read:

12 145.20 (2) (g) Perform other duties regarding private on-site wastewater
13 treatment systems as considered appropriate by the governmental unit responsible
14 for the regulation of private on-site wastewater treatment systems or as required by
15 the rules of the department of natural resources.

16 **SECTION 3467.** 145.20 (3) (title) of the statutes is amended to read:

17 145.20 (3) (title) DEPARTMENT OF NATURAL RESOURCES RESPONSIBILITIES.

18 **SECTION 3468.** 145.20 (3) (a) 1. of the statutes is amended to read:

19 145.20 (3) (a) 1. The department of natural resources may specify categories
20 of private on-site wastewater treatment systems for which approval by the
21 department of natural resources is required prior to issuance of sanitary permits by
22 the governmental unit responsible for the regulation of private on-site wastewater
23 treatment systems.

24 **SECTION 3469.** 145.20 (3) (a) 2. of the statutes is amended to read:

SENATE BILL 21**SECTION 3469**

1 145.20 (3) (a) 2. The department of natural resources may exempt a
2 governmental unit from any category of private on-site wastewater treatment
3 systems for which ~~departmental~~ approval by the department of natural resources is
4 required prior to sanitary permit issuance under subd. 1., upon a determination, in
5 accordance with rules promulgated by the department of natural resources, that past
6 performance of the governmental unit on reviews and audits under par. (b) has been
7 satisfactory and that the governmental unit has the capacity to give the same level
8 of application and plan review as that provided by the department of natural
9 resources. The department of natural resources may revoke an exemption upon a
10 finding that performance of the governmental unit on a review or audit conducted
11 subsequent to the granting of the exemption is unsatisfactory or that the
12 governmental unit is not giving the same level of application and plan review as that
13 provided by the department of natural resources. Findings in a revocation action
14 may be made only after a public hearing upon 30 days' advance notice to the clerk
15 of the governmental unit. The department of natural resources shall submit a report
16 under s.13.172 (2) to the chief clerk of each house of the legislature, at the beginning
17 of each legislative session, describing the exemptions under this subdivision.

18 **SECTION 3470.** 145.20 (3) (b) of the statutes is amended to read:

19 145.20 (3) (b) The department of natural resources shall review the private
20 on-site wastewater treatment system program in each governmental unit
21 responsible for the regulation of private on-site wastewater treatment systems to
22 ascertain compliance with sub. (2) and with regulations issued by the department of
23 natural resources. This review shall include a random audit of sanitary permits,
24 including verification by on-site inspection.

25 **SECTION 3471.** 145.20 (3) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 3471**

1 145.20 (3) (c) If the governing body for a governmental unit responsible for the
2 regulation of private on-site wastewater treatment systems does not adopt a private
3 on-site wastewater treatment system ordinance meeting the requirements of s.
4 59.70 (5) or if the governmental unit does not appoint personnel meeting the
5 requirements of sub. (1) or if the governmental unit does not comply with the
6 requirements of sub. (2) or s. 145.19 (3), the department of natural resources may
7 conduct hearings in the county seat upon 30 days' notice to the county clerk. As soon
8 as practicable after the public hearing, the department of natural resources shall
9 issue a written decision regarding compliance with s. 59.70 (5) or 145.19 (3) or sub.
10 (1) or (2). If the department of natural resources determines that there is a violation
11 of these provisions, the governmental unit may not issue a sanitary permit for the
12 installation of a private on-site wastewater treatment system until the violation is
13 corrected.

14 **SECTION 3472.** 145.20 (3) (d) of the statutes is amended to read:

15 145.20 (3) (d) The department of natural resources shall conduct training and
16 informational programs for officials of the governmental unit responsible for the
17 regulation of private on-site wastewater treatment systems and employees and
18 persons licensed under this chapter and s. 281.48 and certified as operators of
19 septage servicing vehicles under s. 281.17 (3) to improve the delivery of service under
20 the private on-site wastewater treatment system program. The department of
21 natural resources shall obtain the assistance of the Wisconsin counties association,
22 and may consult with the department of financial institutions and professional
23 standards, in planning and conducting the training and informational programs.

24 **SECTION 3473.** 145.20 (5) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 3473**

1 145.20 (5) (a) The department shall establish a maintenance program to be
2 administered by governmental units responsible for the regulation of private on-site
3 wastewater treatment systems. The department shall determine the private on-site
4 wastewater treatment systems to which the maintenance program applies. At a
5 minimum the maintenance program is applicable to all new or replacement private
6 on-site wastewater treatment systems constructed in a governmental unit after the
7 date on which the governmental unit adopts this program. The department may
8 apply the maintenance program by rule to private on-site wastewater treatment
9 systems constructed in a governmental unit responsible for the regulation of private
10 on-site wastewater treatment systems on or before the date on which the
11 governmental unit adopts the program. ~~The department shall determine the private
12 on-site wastewater treatment systems to which the maintenance program applies
13 in governmental units that do not meet the conditions for eligibility under s. 145.245
14 (9).~~

15 **SECTION 3474.** 145.20 (5) (a) of the statutes, as affected by 2015 Wisconsin Act
16 (this act), is amended to read:

17 145.20 (5) (a) The department of natural resources shall establish a
18 maintenance program to be administered by governmental units responsible for the
19 regulation of private on-site wastewater treatment systems. The department of
20 natural resources shall determine the private on-site wastewater treatment
21 systems to which the maintenance program applies. At a minimum the maintenance
22 program is applicable to all new or replacement private on-site wastewater
23 treatment systems constructed in a governmental unit after the date on which the
24 governmental unit adopts this program. The department of natural resources may
25 apply the maintenance program by rule to private on-site wastewater treatment

SENATE BILL 21**SECTION 3474**

1 systems constructed in a governmental unit responsible for the regulation of private
2 on-site wastewater treatment systems on or before the date on which the
3 governmental unit adopts the program.

4 **SECTION 3475.** 145.20 (5) (am) of the statutes is amended to read:

5 145.20 (5) (am) Each governmental unit responsible for the regulation of
6 private on-site wastewater treatment systems shall adopt and begin the
7 administration of the program established under par. (a) before October 1, 2019. As
8 part of adopting and administering the program, the governmental unit shall
9 conduct and maintain an inventory of all the private on-site wastewater treatment
10 systems located in the governmental unit and shall complete the initial inventory
11 before October 1, 2017. ~~In order to be eligible for grant funding under s. 145.245, a~~
12 ~~governmental unit must comply with these deadlines.~~

13 **SECTION 3476.** 145.20 (5) (b) of the statutes is amended to read:

14 145.20 (5) (b) The maintenance program shall include a requirement of
15 inspection or pumping of the private on-site wastewater treatment system at least
16 once every 3 years if the private on-site wastewater treatment system does not have
17 a maintenance plan as prescribed by rule by the department of natural resources.
18 Inspections may be conducted by a master plumber, journeyman plumber or
19 restricted plumber licensed under this chapter, a person licensed under s. 281.48 or
20 by an employee of the state or governmental unit designated by the department of
21 natural resources, and the department of natural resources may determine by rule
22 other persons who are qualified to undertake required inspection, maintenance, or
23 repairs. The department of natural resources shall specify the methods to establish
24 the required frequency of inspection, maintenance, and pumping for each type of

SENATE BILL 21**SECTION 3476**

1 private on-site wastewater treatment system that does not have a maintenance plan
2 and shall periodically update the methods.

3 **SECTION 3477.** 145.20 (5) (c) of the statutes is amended to read:

4 145.20 (5) (c) The department of natural resources may suspend or revoke a
5 license issued under s. 281.48 or a certificate issued under s. 281.17 (3) to the
6 operator of a septage servicing vehicle if the department of natural resources finds
7 that the licensee or operator falsified information on inspection forms. The
8 department of ~~safety and professional services~~ may suspend or revoke the license of
9 a plumber licensed under this chapter if the department finds that the plumber
10 falsified information on inspection forms.

11 **SECTION 3478.** 145.23 of the statutes is amended to read:

12 **145.23 Rules.** The department of natural resources may make and enforce
13 rules relating to lot size and lot elevation necessary for proper sanitary conditions
14 in the development and maintenance of subdivisions not served by a public sewer,
15 where provision for such service has not been made. The department of natural
16 resources may consult with the department of financial institutions and professional
17 standards in promulgating rules under this section.

18 **SECTION 3479.** 145.24 (1) of the statutes is amended to read:

19 145.24 (1) If an existing private on-site wastewater treatment system either
20 is not located in soil meeting the siting standards or is not constructed in accordance
21 with design standards promulgated under s. 145.02 or 145.13, the owner of the
22 private on-site wastewater treatment system may petition the department of
23 natural resources for a variance to the siting or design standards.

24 **SECTION 3480.** 145.24 (2) of the statutes is amended to read:

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1 145.24 (2) The department of natural resources shall establish procedures for
2 the review and evaluation of existing private on-site wastewater treatment systems
3 which do not comply with siting or design standards.

4 **SECTION 3481.** 145.24 (3) of the statutes is amended to read:

5 145.24 (3) Upon receipt of a petition for a variance, the department of natural
6 resources shall require the owner of the private on-site wastewater treatment
7 system to submit information necessary to evaluate the request for a variance. If the
8 department of natural resources determines that the existing private on-site
9 wastewater treatment system is not a failing private on-site wastewater treatment
10 system, and continued use of the existing private on-site wastewater treatment
11 system will not pose a threat of contamination of waters of the state, then the
12 department of natural resources may issue a variance to allow continued use of the
13 existing private on-site wastewater treatment system. The department of natural
14 resources shall rescind the variance if the existing private on-site wastewater
15 treatment system becomes a failing private on-site wastewater treatment system or
16 contaminates waters of the state.

17 **SECTION 3482.** 145.245 of the statutes is repealed.

18 **SECTION 3483.** 146.82 (1) of the statutes is amended to read:

19 146.82 (1) CONFIDENTIALITY. All patient health care records shall remain
20 confidential. Patient health care records may be released only to the persons
21 designated in this section or to other persons with the informed consent of the patient
22 or of a person authorized by the patient. This subsection does not prohibit reports
23 made in compliance with s. 253.12 (2), 255.40, or 979.01; records generated or
24 disclosed pursuant to rules promulgated under s. 450.19 961.385; testimony
25 authorized under s. 905.04 (4) (h); or releases made for purposes of health care

SENATE BILL 21**SECTION 3483**

1 operations, as defined in 45 CFR 164.501, and as authorized under 45 CFR 164,
2 subpart E.

3 **SECTION 3484.** 153.60 (intro.) and (1) of the statutes are consolidated,
4 renumbered 153.60 and amended to read:

5 **153.60 Assessments to fund operations of department Department**
6 **expenditure estimate.** Subject to s. 153.455: ~~(1) The, the~~ department shall, by
7 the first October 1 after the commencement of each fiscal year, estimate the total
8 amount of expenditures under this subchapter for the department for that fiscal year
9 for data collection, database development and maintenance, generation of data files
10 and standard reports, orientation and training provided under s. 153.05 (9) (a) and
11 contracting with the data organization under s. 153.05 (2r). ~~The department shall~~
12 ~~assess the estimated total amount for that fiscal year, less the estimated total~~
13 ~~amount to be received for purposes of administration of this subchapter under s.~~
14 ~~20.435 (1) (hi) during the fiscal year and the unencumbered balance of the amount~~
15 ~~received for purposes of administration of this subchapter under s. 20.435 (1) (hi)~~
16 ~~from the prior fiscal year, to health care providers, other than hospitals and~~
17 ~~ambulatory surgery centers, who are in a class of health care providers from whom~~
18 ~~the department collects data under this subchapter in a manner specified by the~~
19 ~~department by rule. The department shall work together with the department of~~
20 ~~safety and professional services to develop a mechanism for collecting assessments~~
21 ~~from health care providers other than hospitals and ambulatory surgery centers. No~~
22 ~~health care provider that is not a facility may be assessed under this subsection an~~
23 ~~amount that exceeds \$75 per fiscal year. All payments of assessments shall be~~
24 ~~credited to the appropriation under s. 20.435 (1) (hg).~~

25 **SECTION 3485.** 157.02 (3) of the statutes is amended to read:

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1 157.02 (3) NOTICE TO UNIVERSITY OR SCHOOL. If the corpse is in the Mendota
2 Mental Health Institute district, the University of Wisconsin System Authority shall
3 be notified that it may have the corpse. If the corpse is in the Winnebago Mental
4 Health Institute district, the Medical College of Wisconsin, Inc., or any accredited
5 school of mortuary science at Milwaukee shall be notified that it may have the corpse.
6 The university or school so notified shall immediately inform the superintendent or
7 public officer whether it desires to have the corpse. If it does, the corpse shall be
8 delivered accordingly, properly encased, to the most available facility for
9 transportation to the consignee, the consignee to pay the cost of transportation.

10 **SECTION 3486.** 157.061 (2g) of the statutes is amended to read:

11 157.061 (2g) “Cemetery board” means the board created in s. ~~15.405~~ 15.175
12 (3m).

13 **SECTION 3487.** 157.062 (1) of the statutes is amended to read:

14 157.062 (1) ORGANIZATION. Seven or more residents of the same county may
15 form a cemetery association. They shall meet, select a chairperson and secretary,
16 choose a name, fix the annual meeting date, and elect by ballot not less than 3 nor
17 more than 9 trustees whom the chairperson and secretary shall immediately divide
18 by lot into 3 classes, who shall hold their offices for 1, 2, and 3 years, respectively.
19 Within 3 days, the chairperson and secretary shall certify the corporate name, the
20 names, home addresses and business addresses of the organizers and of the trustees,
21 and their classification, and the annual meeting date acknowledged by them, and,
22 except as provided in sub. (9), deliver the certification to the department of financial
23 institutions. The association then has the powers of a corporation.

24 **SECTION 3488.** 157.062 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 3488**

1 157.062 (2) AMENDMENTS. The association may change its name, the number
2 of trustees or the annual meeting date by resolution at an annual meeting, or special
3 meeting called for such purpose, by a majority vote of the members present, and,
4 except as provided in sub. (9), by delivering to the department of ~~financial~~
5 ~~institutions~~ a copy of the resolution, with the date of adoption, certified by the
6 president and secretary or corresponding officers.

7 **SECTION 3489.** 157.062 (6) (b) of the statutes is amended to read:

8 157.062 (6) (b) If an association that has been dissolved under par. (a), or any
9 group that was never properly organized as a cemetery association, has cemetery
10 grounds and human remains are buried in the cemetery grounds, 5 or more
11 members, or persons interested as determined by order of the circuit judge under par.
12 (c), may publish a class 3 notice, under ch. 985, in the municipality in which the
13 cemetery is located, of the time, place, and object of the meeting, assemble and
14 reorganize by the election of trustees and divide them into classes as provided in sub.
15 (1), the commencement of the terms to be computed from the next annual meeting
16 date. The secretary shall enter the proceedings of the meeting on the records. The
17 association is reorganized upon delivery of a copy of the proceedings to the
18 department of ~~financial institutions~~, except as provided in sub. (9). Upon
19 reorganization, the title to the cemetery grounds, trust funds, and all other property
20 of the association or group vests in the reorganized association, under the control of
21 the trustees. The reorganized association may continue the name of the dissolved
22 association or may adopt a new name.

23 **SECTION 3490.** 157.062 (6m) of the statutes is amended to read:

24 157.062 (6m) FORMS. The department of ~~financial institutions~~ may prescribe
25 and furnish forms for providing the information required under subs. (1) to (6).

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1 **SECTION 3491.** 157.062 (9) of the statutes is amended to read:

2 157.062 (9) EXEMPTIONS FOR CERTAIN CEMETERIES. In lieu of delivering a
3 certification, resolution, or copy of proceedings to the department of ~~financial~~
4 ~~institutions~~ under sub. (1), (2), or (6) (b), a cemetery association that is not required
5 to be licensed under s. 440.91 (1) or registered under s. 440.91 (1m) shall deliver the
6 certification, resolution, or copy of proceedings to the office of the register of deeds
7 of the county in which the cemetery is located.

8 **SECTION 3492.** 157.064 (7) of the statutes is amended to read:

9 157.064 (7) Not more than 30 days after a transfer under sub. (6), the
10 transferring association shall notify the department of ~~financial institutions~~ in
11 writing of the transfer, including the name and address of the accepting association
12 or its treasurer. The department of ~~financial institutions~~ may prescribe and furnish
13 forms for providing the information required under this subsection.

14 **SECTION 3493.** 157.11 (9m) of the statutes is amended to read:

15 157.11 (9m) ACTION BY DISTRICT ATTORNEY. If any money or property is not
16 turned over when required by this section, or default occurs under a bond, the district
17 attorney, upon the request of the department of ~~safety and professional services~~,
18 shall bring action to recover.

19 **SECTION 3494.** 157.12 (3) (b) of the statutes is amended to read:

20 157.12 (3) (b) The cemetery's treasurer is the custodian of the fund. The
21 treasurer shall file with the cemetery, at the cemetery's expense, a bond with sureties
22 approved by the department of ~~safety and professional services~~ to indemnify the
23 cemetery against loss if the treasurer fails to maintain the fund. No indemnity is
24 required if the terms of sale of a mausoleum space require the purchaser to pay
25 directly to a trust company in the state, designated by the cemetery as custodian of

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1 the fund. The fund shall be invested as provided in s. 157.19. Income from
2 investment may be used only to maintain the mausoleum, except that if the amount
3 of income exceeds the amount necessary to properly maintain the mausoleum the
4 excess amount may be used to maintain any portion of the cemetery.

5 **SECTION 3495.** 157.62 (1) (a) (intro.) of the statutes is amended to read:

6 157.62 (1) (a) (intro.) Except as provided in par. (b) and s. 157.625, every
7 cemetery association shall file an annual report with the department of financial
8 institutions. The report shall be made on a calendar-year basis unless the
9 department of financial institutions, by rule, provides for other reporting periods.
10 The report is due on the 60th day after the last day of the reporting period. The
11 annual report shall include all of the following:

12 **SECTION 3496.** 157.62 (1) (c) of the statutes is amended to read:

13 157.62 (1) (c) The department of ~~financial institutions~~ may prescribe and
14 furnish forms for reports required under this subsection. If the department of
15 ~~financial institutions~~ prescribes forms under this paragraph, the department of
16 ~~financial institutions~~ shall mail the forms to cemetery associations required to file
17 under par. (a) no later than 60 days before the reports are due.

18 **SECTION 3497.** 157.65 (1) (a) of the statutes is amended to read:

19 157.65 (1) (a) If the department of ~~safety and professional services~~ has reason
20 to believe that any person is violating or has violated this subchapter or any rule
21 promulgated under this subchapter and that the continuation of that activity might
22 cause injury to the public interest, the department of ~~safety and professional services~~
23 may investigate.

24 **SECTION 3498.** 157.65 (1) (b) of the statutes is amended to read:

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1 157.65 (1) (b) If the department of safety and professional services has reason
2 to believe that any person is violating s. 157.12 or any rule promulgated under s.
3 157.12 and that the continuation of that activity might cause injury to the public
4 interest, the department of safety and professional services may investigate.

5 **SECTION 3499.** 157.65 (2) of the statutes is amended to read:

6 157.65 (2) The department of justice or any district attorney, upon informing
7 the department of justice, may commence an action in circuit court in the name of
8 the state to restrain by temporary or permanent injunction any violation of this
9 subchapter. The court may, prior to entry of final judgment, make such orders or
10 judgments as may be necessary to restore to any person any pecuniary loss suffered
11 because of the acts or practices involved in the action, if proof of such loss is submitted
12 to the satisfaction of the court. The department of justice may subpoena persons and
13 require the production of books and other documents, and may request the board
14 described in s. ~~15.405~~ 15.175 (3m) or the department of safety and professional
15 services to exercise its authority under sub. (1) to aid in the investigation of alleged
16 violations of this subchapter.

17 **SECTION 3500.** 160.50 (1m) of the statutes is repealed.

18 **SECTION 3501.** 165.055 (3) of the statutes is created to read:

19 165.055 (3) The attorney general may appoint, in the unclassified service, a
20 solicitor general and no more than 3 deputy solicitors general, each of whom shall be
21 an attorney at law licensed to practice in this state. The attorney general may assign
22 assistant attorneys general to assist the solicitor general.

23 **SECTION 3502.** 165.25 (6) (a) of the statutes is amended to read:

24 165.25 (6) (a) At the request of the head of any department of state government,
25 the attorney general may appear for and defend any state department, or any state

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1 officer, employee, or agent of the department in any civil action or other matter
2 brought before a court or an administrative agency which is brought against the state
3 department, or officer, employee, or agent for or on account of any act growing out
4 of or committed in the lawful course of an officer's, employee's, or agent's duties.
5 Witness fees or other expenses determined by the attorney general to be reasonable
6 and necessary to the defense in the action or proceeding shall be paid as provided for
7 in s. 885.07. The Except when the attorney general appears for or defends the
8 University of Wisconsin System Authority, the attorney general may compromise
9 and settle the action as the attorney general determines to be in the best interest of
10 the state. Members, officers, and employees of the Wisconsin state agencies building
11 corporation and the Wisconsin state public building corporation are covered by this
12 section. Members of the board of governors created under s. 619.04 (3), members of
13 a committee or subcommittee of that board of governors, members of the injured
14 patients and families compensation fund peer review council created under s.
15 655.275 (2), and persons consulting with that council under s. 655.275 (5) (b) are
16 covered by this section with respect to actions, claims, or other matters arising
17 before, on, or after April 25, 1990. The attorney general may compromise and settle
18 claims asserted before such actions or matters formally are brought or may delegate
19 such authority to the department of administration. This paragraph may not be
20 construed as a consent to sue the state or any department thereof or as a waiver of
21 state sovereign immunity.

22 **SECTION 3503.** 165.25 (8r) of the statutes is created to read:

23 165.25 (8r) BOARD OF REGENTS OF THE UNIVERSITY OF WISCONSIN SYSTEM
24 AUTHORITY. In subs. (1), (1m), (6), and (6m), treat the Board of Regents of the
25 University of Wisconsin System Authority as a department of state government and

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1 any official, employee, or agent of the Board of Regents as a state official, employee,
2 or agent, unless the state and the Board of Regents are adverse parties in an action
3 or proceeding.

4 **SECTION 3504.** 165.25 (10m) (intro.) of the statutes is amended to read:

5 165.25 (10m) REPORT ON GRANTS. (intro.) Beginning on January 15, 2015, and
6 annually thereafter, the department of justice shall submit a report to the legislature
7 under s. 13.172 (2), regarding its administration of grant programs under ss. 165.71,
8 165.95, and 165.955, ~~165.96, 165.986, and 165.987~~. The report shall include, for each
9 grant program, all of the following information:

10 **SECTION 3505.** 165.40 (1) (f) of the statutes is amended to read:

11 165.40 (1) (f) “State agency” has the meaning given in s. 16.004 (12) (a), except
12 that it includes the University of Wisconsin System Authority and the University of
13 Wisconsin Hospitals and Clinics Authority.

14 **SECTION 3506.** 165.40 (2) (a) 6. of the statutes is created to read:

15 165.40 (2) (a) 6. The University of Wisconsin System Authority.

16 **SECTION 3507.** 165.40 (4) (h) of the statutes is amended to read:

17 165.40 (4) (h) That, if the hospital is sold, a right of first refusal is retained to
18 repurchase the assets by a successor nonprofit corporation, by the city, county or
19 state, the University of Wisconsin System Authority, or by the University of
20 Wisconsin Hospitals and Clinics Authority if the hospital is subsequently sold to,
21 acquired by or merged with another entity.

22 **SECTION 3508.** 165.71 of the statutes is created to read:

23 **165.71 State justice assistance grants. (1)** From the appropriation under
24 s. 20.455 (2) (kz), the department of justice shall provide justice assistance grants to
25 state agencies, local units of government, and private organizations to support the

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1 investigation, prosecution, or prevention of crime; to enhance public safety; to
2 facilitate multijurisdictional or interagency information sharing; to support crime
3 victims; and to reduce recidivism or crime.

4 (2) In consultation with local law enforcement, district attorneys, the secretary
5 of corrections, the director of state courts, and the public defender, the department
6 of justice shall develop and periodically update a strategic plan for state justice
7 assistance grants under sub. (1).

8 (3) In providing grants under sub. (1), the department of justice shall give
9 preference to grant-funded programs that have at least one of the following
10 characteristics:

11 (a) The program has a primarily statewide or regional impact on the
12 investigation, prosecution, or prevention of crime and is consistent with the strategic
13 plan developed under sub. (2).

14 (b) The program has a primarily local impact on the investigation, prosecution,
15 or prevention of crime; can be measured for effectiveness; and is consistent with the
16 strategic plan developed under sub. (2).

17 (c) The program supports the investigation, prosecution, or prevention of
18 crimes against children, domestic violence, or sexual assault.

19 (d) The program is designed to facilitate multijurisdictional or interagency
20 information sharing that will assist in the investigation, prosecution, or prevention
21 of crime.

22 (e) The program is designed to reduce recidivism or otherwise reduce crime and
23 can be measured for effectiveness.

24 (4) The department of justice shall develop criteria and procedures to use in
25 selecting recipients of grants under sub. (1) and in administering the grant program.

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1 Notwithstanding s. 227.10, the criteria and procedures do not need to be
2 promulgated as rules under ch. 227. Any recipient that receives a grant under sub.
3 (1) shall comply with state audits and any other criteria specified by the department
4 of justice in awarding the grant.

5 **SECTION 3509.** 165.755 (7) of the statutes is amended to read:

6 165.755 (7) All moneys collected from crime laboratories and drug law
7 enforcement surcharges under this section shall be deposited by the secretary of
8 administration and used as specified in ~~s. ss.~~ 20.455 (2) (jb), (kd), and (Lm) and
9 20.475 (1) (km).

10 **SECTION 3510.** 165.80 of the statutes is amended to read:

11 **165.80 Cooperation with ~~other state departments~~ the University of**
12 **Wisconsin System Authority.** For the purpose of coordinating the work of the
13 crime laboratories with the research departments located in the University of
14 Wisconsin System Authority, the attorney general and the University of Wisconsin
15 System Authority may agree for the use of university laboratories and university
16 physical facilities and the exchange and utilization of personnel between the crime
17 laboratories and the university.

18 **SECTION 3511.** 165.81 (1) of the statutes is amended to read:

19 165.81 (1) Whenever the department is informed by the submitting officer or
20 agency that physical evidence in the possession of the laboratories is no longer
21 needed the department may, except as provided in sub. (3) or unless otherwise
22 provided by law, destroy the evidence, retain it in the laboratories, return it to the
23 submitting officer or agency, or turn it over to the University of Wisconsin System
24 Authority upon the request of the head of any department of the University of
25 Wisconsin System Authority. If the department returns the evidence to the

SENATE BILL 21**SECTION 3511**

1 submitting officer or agency, any action taken by the officer or agency with respect
2 to the evidence shall be in accordance with s. 968.20. Except as provided in sub. (3),
3 whenever the department receives information from which it appears probable that
4 the evidence is no longer needed, the department may give written notice to the
5 submitting agency and the appropriate district attorney, by registered mail, of the
6 intention to dispose of the evidence. If no objection is received within 20 days after
7 the notice was mailed, it may dispose of the evidence.

8 **SECTION 3512.** 165.825 of the statutes is amended to read:

9 **165.825 Information link.** The department of justice shall cooperate with the
10 departments of ~~safety and professional services~~, health services, and financial
11 institutions and professional standards in developing and maintaining a computer
12 linkup to provide access to the information obtained from a criminal history search.

13 **SECTION 3513.** 165.96 of the statutes is repealed.

14 **SECTION 3514.** 165.986 of the statutes is repealed.

15 **SECTION 3515.** 165.987 of the statutes is repealed.

16 **SECTION 3516.** 167.35 (7) (b) of the statutes is amended to read:

17 167.35 (7) (b) The department of revenue, in the course of conducting any
18 inspection or examination authorized under s. 139.39, may inspect cigarettes to
19 determine if the cigarettes are marked as provided under sub. (4), and the
20 department of revenue shall notify the department of ~~safety and professional~~
21 ~~services~~ of any unmarked cigarettes.

22 **SECTION 3517.** 167.35 (7) (c) of the statutes is amended to read:

23 167.35 (7) (c) Authorized personnel from the department of justice, from the
24 department of ~~safety and professional services~~, and from the department of revenue,
25 and any sheriff, police officer, or other law enforcement personnel, within their

SENATE BILL 21**SECTION 3517**

1 respective jurisdictions, may enter and inspect any premises where cigarettes are
2 made, sold, offered for sale, or stored to determine if the cigarettes comply with this
3 section. An inspection under this paragraph includes examining the books, papers,
4 invoices, and other records of any person who is subject to this section and who is in
5 control, possession, or occupancy of the premises.

6 **SECTION 3518.** 169.01 (35) (a) of the statutes is amended to read:

7 169.01 (35) (a) A veterinarian who is licensed in this state to practice
8 veterinary medicine under ch. 453 89 and who is certified under rules promulgated
9 by the department of agriculture, trade and consumer protection.

10 **SECTION 3519.** 173.05 (1) (b) of the statutes is amended to read:

11 173.05 (1) (b) A person to whom par. (a) applies who is a veterinarian licensed
12 under ch. 453 89 is not required to complete a course of training approved by the
13 department if he or she takes an examination given by the department and passes
14 the examination on the first attempt.

15 **SECTION 3520.** 173.41 (2) (e) of the statutes is amended to read:

16 173.41 (2) (e) A veterinarian licensed under ch. 453 89 practicing in the normal
17 course of veterinary business within the scope of the license is not required to obtain
18 a license under this subsection.

19 **SECTION 3521.** 173.41 (12) (a) 4. of the statutes is amended to read:

20 173.41 (12) (a) 4. If persons sell or offer to sell dogs at the temporary dog market
21 for 2 or more consecutive days, employ or contract with a veterinarian licensed under
22 ch. 453 89 to conduct an examination of the dogs offered for sale at the temporary dog
23 market on each day on which dogs are offered for sale and to review the information
24 provided under par. (b).

25 **SECTION 3522.** 174.13 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 3522**

1 174.13 (2) Any officer or pound which has custody of an unclaimed dog may
2 release the dog to the University of Wisconsin System Authority, the Medical College
3 of Wisconsin, Inc., or to any other educational institution of higher learning
4 chartered under the laws of the state and accredited to the University of Wisconsin
5 System Authority, upon requisition by the institution. The requisition shall be in
6 writing, shall bear the signature of an authorized agent, and shall state that the dog
7 is requisitioned for scientific or educational purposes. If a requisition is made for a
8 greater number of dogs than is available at a given time, the officer or pound may
9 supply those immediately available and may withhold from other disposition all
10 unclaimed dogs coming into the officer's or pound's custody until the requisition is
11 fully discharged, excluding impounded dogs as to which ownership is established
12 within a reasonable period. A dog left by its owner for disposition is not considered
13 an unclaimed dog under this section. If operated by a county, city, village or town,
14 the officer or pound is entitled to the payment of \$1 for each dog requisitioned. An
15 institution making a requisition shall provide for the transportation of the dog.

16 **SECTION 3523.** 177.30 (2) of the statutes is amended to read:

17 177.30 (2) The administrator, at reasonable times and upon reasonable notice,
18 may examine the records of any person to determine whether the person has
19 complied with this chapter. The administrator may designate the ~~division of banking~~
20 department of financial institutions and professional standards or other appropriate
21 regulatory authority to examine the records of regulated institutions to determine
22 if the institutions have complied with this chapter. The administrator may conduct
23 the examination even if the person believes it is not in possession of any property
24 reportable or deliverable under this chapter.

25 **SECTION 3524.** 182.028 of the statutes is amended to read:

SENATE BILL 21**SECTION 3524**

1 **182.028 School corporations.** Any corporation formed for the establishment
2 and maintenance of schools, academies, seminaries, colleges or universities or for the
3 cultivation and practice of music shall have power to enact bylaws for the protection
4 of its property, and provide fines as liquidated damages upon its members and
5 patrons for violating the bylaws, and may collect the same in tort actions, and to
6 prescribe and regulate the courses of instruction therein, and to confer such degrees
7 and grant such diplomas as are usually conferred by similar institutions or as shall
8 be appropriate to the courses of instruction prescribed, ~~except that no corporation~~
9 ~~shall operate or advertise a school that is subject to s. 38.50 (10) without complying~~
10 ~~with the requirements of s. 38.50.~~ Any stockholder may transfer his or her stock to
11 the corporation for its use; and if the written transfer so provides the stock shall be
12 perpetually held by the board of directors with all the rights of a stockholder,
13 including the right to vote.

14 **SECTION 3525.** 186.098 (12) of the statutes is amended to read:

15 186.098 (12) LOANS TO MEMBERS. A credit union may make loans to members
16 secured by assignment or transfer of stock certificates or other evidence of the
17 borrower's ownership interest in a corporation formed for the cooperative ownership
18 of real estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a
19 mortgage involving a one-family residence, apply to a proceeding to enforce the
20 lender's rights in security given for a loan under this subsection. The office of credit
21 unions shall promulgate joint rules with the ~~division of banking~~ department of
22 financial institutions and professional standards that establish procedures for
23 enforcing a lender's rights in security given for a loan under this subsection.

24 **SECTION 3526.** 186.235 (15) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 3526**

1 186.235 (15) (b) Witness fees shall be the same as fees under s. 814.67 (1) (b)
2 and (c). The fees of witnesses who are called by the office in the interests of the state
3 shall be paid by the state upon presentation of proper vouchers approved by the office
4 of credit unions and charged to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).
5 A witness subpoenaed by the office at the instance of a party other than the office
6 shall not be entitled to payment of fees by the state unless the office certifies that the
7 testimony was material to the purpose for which the subpoena was issued.

8 **SECTION 3527.** 186.314 (2m) (e) of the statutes is amended to read:

9 186.314 (2m) (e) Upon approval by the credit union members of the proposition
10 for conversion under par. (c), the credit union shall take all necessary action under
11 ch. 214 or 221 to complete the conversion to a savings bank or state bank. Within
12 90 days after receipt from the ~~division of banking~~ department of financial
13 institutions and professional standards of a certificate of incorporation as a savings
14 bank or state bank, the credit union shall file a copy of the certificate with the office
15 of credit unions and the office of credit unions shall issue to a converting credit union
16 a certificate of conversion to a savings bank or state bank.

17 **SECTION 3528.** 194.01 (11) of the statutes is amended to read:

18 194.01 (11) “Private motor carrier” means any person ~~except a common or~~
19 ~~contract motor carrier engaged in the~~ who provides transportation of property or
20 passengers by commercial motor vehicle ~~other than an automobile or trailer used~~
21 ~~therewith, upon the public highways~~ and is not a contract motor carrier.

22 **SECTION 3529.** 196.218 (3) (a) 3. b. of the statutes is amended to read:

23 196.218 (3) (a) 3. b. The amounts appropriated under ss. 20.255 (3) (q), (qm),
24 and (r), 20.285 (1) (q), and 20.505 (4) (s), ~~(t), (tm), (tu), and (tw)~~.

SENATE BILL 21**SECTION 3530**

1 **SECTION 3530.** 196.218 (3) (a) 3. b. of the statutes, as affected by 2015 Wisconsin
2 Act (this act), is amended to read:

3 196.218 (3) (a) 3. b. The amounts appropriated under ss. 20.255 (3) (q), (qm),
4 and (r), ~~20.285 (1) (q)~~, and 20.505 (4) (s).

5 **SECTION 3531.** 196.218 (5) (a) 6. of the statutes is repealed.

6 **SECTION 3532.** 196.218 (5) (a) 10. of the statutes is created to read:

7 196.218 (5) (a) 10. To make broadband expansion grants under s. 196.504.

8 **SECTION 3533.** 196.49 (4) of the statutes is amended to read:

9 196.49 (4) The commission may not issue a certificate under sub. (1), (2), or (3)
10 for the construction of electric generating equipment and associated facilities unless
11 the commission determines that brownfields, as defined in s. ~~238.13~~ 235.13 (1) (a) or
12 s. 560.13 (1) (a), 2009 stats., are used to the extent practicable.

13 **SECTION 3534.** 196.491 (3) (a) 2m. b. of the statutes is amended to read:

14 196.491 (3) (a) 2m. b. The applicant proposes alternative construction sites for
15 the facility that are contiguous or proximate, provided that at least one of the
16 proposed sites is a brownfield, as defined in s. ~~238.13~~ 235.13 (1) (a), or the site of a
17 former or existing large electric generating facility.

18 **SECTION 3535.** 196.491 (3) (d) 8. of the statutes is amended to read:

19 196.491 (3) (d) 8. For a large electric generating facility, brownfields, as defined
20 in s. ~~238.13~~ 235.13 (1) (a), are used to the extent practicable.

21 **SECTION 3536.** 196.504 (2) (a) of the statutes is amended to read:

22 196.504 (2) (a) To make broadband expansion grants to eligible applicants for
23 the purpose of constructing broadband infrastructure in underserved areas
24 designated under par. (d). Grants awarded under this section shall be paid from the
25 ~~appropriation~~ appropriations under s. 20.155 (3) ~~(g)~~ (k), (r), and (rm).

SENATE BILL 21**SECTION 3537**

1 **SECTION 3537.** 196.504 (2) (c) of the statutes is amended to read:

2 196.504 **(2)** (c) To establish criteria for evaluating applications and awarding
3 grants under this section. The criteria shall prohibit grants that have the effect of
4 subsidizing the expenses of a telecommunication provider or the monthly bills of
5 telecommunications customers. The criteria shall give priority to projects that
6 include matching funds, that involve public-private partnerships, that affect areas
7 with no broadband service providers, that are scalable, or that affect a large
8 geographic area or a large number of underserved individuals or communities.

9 **SECTION 3538.** 200.49 (1) (b) of the statutes is amended to read:

10 200.49 **(1)** (b) “Minority group member” has the meaning given under s. ~~16.287~~
11 203.07 (1) (f).

12 **SECTION 3539.** 200.57 (1) (a) of the statutes is amended to read:

13 200.57 **(1)** (a) “Disabled veteran-owned financial adviser” and “disabled
14 veteran-owned investment firm” mean a financial adviser and investment firm,
15 respectively, certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03
16 (3).

17 **SECTION 3540.** 200.57 (1) (b) of the statutes is amended to read:

18 200.57 **(1)** (b) “Minority financial adviser” and “minority investment firm”
19 mean a financial adviser and investment firm, respectively, certified by ~~the~~
20 ~~department of administration~~ under s. ~~16.287~~ 203.07 (2).

21 **SECTION 3541.** Chapter 203 (title) of the statutes is created to read:

22 **CHAPTER 203**

23 **BUSINESS DEVELOPMENT**

24 **SECTION 3542.** 203.01 of the statutes is created to read:

25 **203.01 Definitions.** In this chapter:

SENATE BILL 21**SECTION 3542**

1 (1) “Department” means the department of financial institutions and
2 professional standards.

3 (2) “Secretary” means the secretary of financial institutions and professional
4 standards.

5 **SECTION 3543.** 214.01 (1) (f) of the statutes is created to read:

6 214.01 (1) (f) “Department” means the department of financial institutions and
7 professional standards.

8 **SECTION 3544.** 214.01 (1) (im) of the statutes is repealed.

9 **SECTION 3545.** 214.04 (21) (b) of the statutes is amended to read:

10 214.04 (21) (b) The rules of the ~~division~~ department shall provide that any
11 remote service unit shall be available for use, on a nondiscriminatory basis, by any
12 state or federal savings bank which has its principal place of business in this state,
13 by any other state or federal savings bank obtaining the consent of a state or federal
14 savings bank that has its principal place of business in this state and is using the
15 terminal and by all customers designated by a savings bank using the unit. This
16 paragraph does not authorize a savings bank which has its principal place of
17 business outside this state to conduct business as a savings bank in this state. A
18 remote service unit shall be available for use, on a nondiscriminatory basis, by any
19 credit union, state or national bank or state or federal savings and loan association,
20 whose home office is located in this state, if the credit union, bank or savings and loan
21 association requests to share its use, subject to joint rules established by ~~the division~~
22 ~~of banking~~, the office of credit unions and the ~~division~~ department. The ~~division~~
23 department by order may authorize the installation and operation of a remote service
24 unit in a mobile facility, after notice and hearing upon the proposed service stops of
25 the mobile facility.

SENATE BILL 21**SECTION 3546**

1 **SECTION 3546.** 214.48 (4) (a) of the statutes is amended to read:

2 214.48 (4) (a) An independent qualified appraiser, designated by the board of
3 directors, who is properly licensed and certified by the department of safety and
4 professional services or by another entity authorized to govern appraisal licensure
5 and certification and who meets the requirements of title XI of the financial
6 institutions reform, recovery and enforcement act of 1989, 12 USC 3331 to 3351 and
7 regulations adopted pursuant to those sections.

8 **SECTION 3547.** 214.715 (2) of the statutes is amended to read:

9 214.715 (2) Employees of the ~~division~~ department may not be subject to any
10 civil liability or penalty, or to any criminal prosecution, for any error in judgment or
11 discretion made in good faith and upon reasonable grounds in any action taken or
12 omitted under this chapter by the employee in an official capacity.

13 **SECTION 3548.** 214.72 (1) (am) of the statutes is repealed.

14 **SECTION 3549.** 214.72 (1) (b) of the statutes is amended to read:

15 214.72 (1) (b) “Financial regulator” means the department secretary and
16 deputy secretary, and an administrator having duties related to financial
17 institutions, a supervisor of data processing, legal counsel, and a financial
18 institution examiner employed by the department and includes any member of a
19 financial regulator’s immediate family, as defined in s. 19.42 (7).

20 **SECTION 3550.** 214.725 (5) of the statutes is amended to read:

21 214.725 (5) Employees of the ~~division~~ department or other designated agents
22 may administer oaths and examine and take and preserve testimony under oath as
23 to anything in the affairs or ownership of the savings bank or the entity examined.

24 **SECTION 3551.** 214.78 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 3551**

1 214.78 (3) A person who subpoenas a witness shall advance the fees and
2 mileage of the witness. Witness fees shall be the same as fees under s. 814.67 (1) (b)
3 and (c). The fees of witnesses who are called by the review board in the interests of
4 the state shall be paid by the state upon presentation of proper vouchers approved
5 by the chairperson of the review board and charged to the appropriation under s.
6 ~~20.144 (1)~~ 20.142 (2) (g).

7 **SECTION 3552.** 215.01 (6) of the statutes is repealed.

8 **SECTION 3553.** 215.01 (6f) of the statutes is created to read:

9 215.01 (6f) “Department” means the department of financial institutions and
10 professional standards.

11 **SECTION 3554.** 215.02 (4) of the statutes is amended to read:

12 215.02 (4) IMMUNITY. Employees of the ~~division~~ department shall not be subject
13 to any civil liability or penalty, nor to any criminal prosecution, for any error in
14 judgment or discretion made in good faith and upon reasonable grounds in any action
15 taken or omitted under this chapter by the employee in the employee’s official
16 capacity.

17 **SECTION 3555.** 215.04 (1) (b) of the statutes is amended to read:

18 215.04 (1) (b) Review the acts, orders, and determinations of the ~~division~~
19 department under this chapter.

20 **SECTION 3556.** 215.04 (3) of the statutes is amended to read:

21 215.04 (3) WITNESS FEES. A person who causes a witness to be subpoenaed shall
22 advance the fees and mileage expense of the witness. Witness fees shall be the same
23 as fees under s. 814.67 (1) (b) and (c). The fees of witnesses who are called by the
24 review board in the interests of the state shall be paid by the state upon presentation

SENATE BILL 21**SECTION 3556**

1 of proper vouchers approved by the chairperson of the review board and charged to
2 the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).

3 **SECTION 3557.** 217.02 (2k) of the statutes is created to read:

4 217.02 (2k) “Department” means the department of financial institutions and
5 professional standards.

6 **SECTION 3558.** 217.02 (2m) of the statutes is repealed.

7 **SECTION 3559.** 218.02 (1) (d) of the statutes is repealed.

8 **SECTION 3560.** 218.02 (1) (dm) of the statutes is created to read:

9 218.02 (1) (dm) “Department” means the department of financial institutions
10 and professional standards.

11 **SECTION 3561.** 218.04 (1) (bm) of the statutes is created to read:

12 218.04 (1) (bm) “Department” means the department of financial institutions
13 and professional standards.

14 **SECTION 3562.** 218.04 (1) (c) of the statutes is repealed.

15 **SECTION 3563.** 218.05 (1) (cm) of the statutes is created to read:

16 218.05 (1) (cm) “Department” means the department of financial institutions
17 and professional standards.

18 **SECTION 3564.** 218.05 (1) (d) of the statutes is repealed.

19 **SECTION 3565.** 219.09 (1) (h) of the statutes is created to read:

20 219.09 (1) (h) The University of Wisconsin System Authority.

21 **SECTION 3566.** 220.01 (1m) of the statutes is repealed.

22 **SECTION 3567.** 221.0303 (2) of the statutes is amended to read:

23 221.0303 (2) OPERATION AND ACQUISITION OF CUSTOMER BANK COMMUNICATIONS
24 TERMINALS. A bank may, directly or indirectly, acquire, place, and operate, or
25 participate in the acquisition, placement, and operation of, at locations other than

SENATE BILL 21**SECTION 3567**

1 its main or branch offices, customer bank communications terminals, in accordance
2 with rules established by the ~~division~~ department. The rules of the ~~division~~
3 department shall provide that any such customer bank communications terminal
4 shall be available for use, on a nondiscriminatory basis, by any state or national bank
5 and by all customers designated by a bank using the terminal. This subsection does
6 not authorize a bank which has its principal place of business outside this state to
7 conduct banking business in this state. The customer bank communications
8 terminals also shall be available for use, on a nondiscriminatory basis, by any credit
9 union, savings and loan association, or savings bank, if the credit union, savings and
10 loan association, or savings bank requests to share its use, subject to rules jointly
11 established by the ~~division of banking~~ department and the office of credit unions.
12 The ~~division~~ department by order may authorize the installation and operation of a
13 customer bank communications terminal in a mobile facility, after notice and
14 hearing upon the proposed service stops of the mobile facility.

15 **SECTION 3568.** 221.0802 of the statutes is amended to read:

16 **221.0802 Banks may be placed in hands of ~~division~~ department.** A bank
17 doing business under this chapter may place its affairs and assets under the control
18 of the ~~division~~ department by posting a notice on its front door, as follows: “This bank
19 is in the hands of the ~~Division of Banking of the Department of Financial Institutions~~
20 and Professional Standards”. Immediately upon posting such notice, the bank shall
21 notify the ~~division~~ department of this action. The posting of the notice, or the taking
22 possession of a bank by the ~~division~~ department, places the bank’s assets and
23 property in the possession of the ~~division~~ department, and bars any attachment
24 proceedings. For each day the ~~division~~ department is placed in possession of the
25 bank, and until such time as a special deputy is appointed under s. 220.08 (4), the

SENATE BILL 21**SECTION 3568**

1 bank shall pay to the ~~division~~ department the actual cost of such liquidation
2 proceedings. The ~~division~~ department shall pay the amounts to the state treasurer
3 and the percentage specified in s. ~~20.144 (1)~~ 20.142 (2) (g) shall be credited to the
4 appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

5 **SECTION 3569.** 222.0102 (3) of the statutes is repealed.

6 **SECTION 3570.** 224.30 (5) of the statutes is created to read:

7 224.30 (5) ELECTRONIC FILING. (a) In this subsection, “filing” means the
8 submission to the department of any form, instrument, application, report, notice,
9 or other information required or permitted to be submitted to the department for
10 retention in the department’s records.

11 (b) Subject to par. (c), the department may require any filing to be made
12 electronically in a manner prescribed by the department. Subject to par. (c), if the
13 department requires that a filing be made electronically, the department may
14 require that any fee associated with the filing be paid using a suitable method
15 prescribed by the department.

16 (c) The department may waive any requirement imposed under par. (b) if all
17 of the following apply:

18 1. The person affected by the requirement makes a written request to the
19 department, in a manner prescribed by the department, that the requirement be
20 waived and clearly states in the request why the requirement causes the person
21 undue hardship.

22 2. The department determines, in its discretion, that the requirement, if
23 imposed on the person, would cause the person undue hardship.

24 **SECTION 3571.** 224.71 (1br) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 3571**

1 224.71 (1br) (intro.) “Bona fide nonprofit organization” means an organization
2 that is described in section 501 (c) (3) of the Internal Revenue Code and exempt from
3 federal income tax under section 501 (a) of the Internal Revenue Code, that is
4 certified by the federal department of housing and urban development or the
5 Forward Wisconsin Housing and Economic Development Authority, and that does all
6 of the following:

7 **SECTION 3572.** 224.71 (1e) of the statutes is repealed.

8 **SECTION 3573.** 224.90 (1) of the statutes is repealed.

9 **SECTION 3574.** 227.01 (1) of the statutes is amended to read:

10 227.01 (1) “Agency” means a board, commission, committee, department, or
11 officer in the state government, except the governor, a district attorney or a military
12 or judicial officer, and in this subchapter, subch. II, and s. 227.40, “agency” includes
13 the Board of Regents of the University of Wisconsin System Authority.

14 **SECTION 3575.** 227.01 (13) (kr) of the statutes is repealed.

15 **SECTION 3576.** 227.01 (13) (Lg) of the statutes is created to read:

16 227.01 (13) (Lg) Is a policy or procedure adopted by the Board of Regents of the
17 University of Wisconsin System Authority under ch. 36.

18 **SECTION 3577.** 227.01 (13) (Lm) of the statutes is repealed.

19 **SECTION 3578.** 227.01 (13) (Ln) of the statutes is repealed.

20 **SECTION 3579.** 227.01 (13) (Lr) of the statutes is amended to read:

21 227.01 (13) (Lr) Determines what constitutes high-demand fields for purposes
22 of s. 38.28 (2) (be) 1. b. and s. 106.34 (2) (b).

23 **SECTION 3580.** 227.01 (13) (sm) of the statutes is created to read:

24 227.01 (13) (sm) Is a standard or statement of policy adopted by the charter
25 school oversight board.

SENATE BILL 21**SECTION 3581**

1 **SECTION 3581.** 227.01 (13) (zq) of the statutes is amended to read:

2 227.01 (13) (zq) Designates the Kickapoo valley reserve under s. 41.41 23.0927
3 (2).

4 **SECTION 3582.** 227.01 (13) (zy) of the statutes is amended to read:

5 227.01 (13) (zy) Relates to any form prescribed by ~~the division of banking in~~
6 the department of financial institutions and professional standards in connection
7 with the licensing of mortgage bankers or mortgage brokers under s. 224.72 or the
8 licensing of mortgage loan originators under s. 224.725.

9 **SECTION 3583.** 227.03 (2) of the statutes is amended to read:

10 227.03 (2) Except as provided in s. ~~ss.~~ 108.105, 949.11, and 949.31, only the
11 provisions of this chapter relating to rules are applicable to matters arising out of s.
12 66.191, 1981 stats., s. 40.65 (2), 289.33, 303.07 (7) or 303.21 or subch. II of ch. 107
13 or ch. 102, 108, or 949.

14 **SECTION 3584.** 227.03 (4) of the statutes is amended to read:

15 227.03 (4) The provisions of this chapter relating to contested cases do not
16 apply to proceedings involving the revocation of community supervision or aftercare
17 supervision under s. 938.357 (5), the revocation of parole, extended supervision, or
18 probation, the grant of probation, prison discipline, mandatory release under s.
19 302.11, or any other proceeding involving the care and treatment of a resident or an
20 inmate of a correctional institution.

21 **SECTION 3585.** 227.10 (3) (e) of the statutes is amended to read:

22 227.10 (3) (e) Nothing in this subsection prohibits the ~~administrator~~ director
23 of the ~~division~~ bureau of merit recruitment and selection in the ~~office of state~~
24 ~~employment relations~~ department of administration from promulgating rules
25 relating to expanded certification under s. 230.25 (1n).

SENATE BILL 21**SECTION 3586**

1 **SECTION 3586.** 227.43 (1) (bk) of the statutes is created to read:

2 227.43 (1) (bk) Assign a hearing examiner to preside over any hearing or review
3 under s. 44.40 (3m) or 44.42 (3).

4 **SECTION 3587.** 227.43 (1) (bm) of the statutes is created to read:

5 227.43 (1) (bm) Assign a hearing examiner to preside over any hearing or
6 review of a worker's compensation claim or other dispute under ch. 102.

7 **SECTION 3588.** 227.43 (2) (am) of the statutes is created to read:

8 227.43 (2) (am) The office of the commissioner of insurance shall notify the
9 division of hearings and appeals of every pending hearing to which the administrator
10 of the division is required to assign a hearing examiner under sub. (1) (bm) after the
11 office of the commissioner of insurance is notified that a hearing on the matter is
12 required.

13 **SECTION 3589.** 227.43 (3) (a) of the statutes is amended to read:

14 227.43 (3) (a) The administrator of the division of hearings and appeals may
15 set the fees to be charged for any services rendered to the department of natural
16 resources by a hearing examiner under this section. The fee shall cover the total cost
17 of the services ~~less any costs covered by the appropriation under s. 20.505 (4) (f).~~

18 **SECTION 3590.** 227.43 (3) (b) of the statutes is amended to read:

19 227.43 (3) (b) The administrator of the division of hearings and appeals may
20 set the fees to be charged for any services rendered to the department of
21 transportation by a hearing examiner under this section. The fee shall cover the total
22 cost of the services ~~less any costs covered by the appropriation under s. 20.505 (4) (f).~~

23 **SECTION 3591.** 227.43 (3) (bm) of the statutes is created to read:

24 227.43 (3) (bm) The administrator of the division of hearings and appeals may
25 set the fees to be charged for any services rendered to the office of the commissioner

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1 of insurance by a hearing examiner under this section. The fee shall cover the total
2 cost of the services.

3 **SECTION 3592.** 227.43 (3) (br) of the statutes is amended to read:

4 227.43 (3) (br) The administrator of the division of hearings and appeals may
5 set the fees to be charged for any services rendered to the department of public
6 instruction by a hearing examiner under this section. The fee shall cover the total
7 cost of the services ~~less any costs covered by the appropriation under s. 20.505 (4) (f).~~

8 **SECTION 3593.** 227.43 (3) (f) of the statutes is created to read:

9 227.43 (3) (f) The administrator of the division of hearings and appeals may
10 set the fees to be charged for any services rendered to the historical society by a
11 hearing examiner under this section. The fee shall cover the total cost of the services
12 less any costs covered by the appropriation under s. 20.505 (4) (f).

13 **SECTION 3594.** 227.43 (4) (bm) of the statutes is created to read:

14 227.43 (4) (bm) The office of the commissioner of insurance shall pay all costs
15 of the services of a hearing examiner assigned under sub. (1) (bm), according to the
16 fees set under sub. (3) (bm).

17 **SECTION 3595.** 227.43 (4) (f) of the statutes is created to read:

18 227.43 (4) (f) The historical society shall pay all costs of the services of a hearing
19 examiner, including support services, assigned under sub. (1) (bk), according to the
20 fees set under sub. (3) (f).

21 **SECTION 3596.** 227.47 (2) of the statutes is amended to read:

22 227.47 (2) Except as otherwise provided in this subsection, a proposed or final
23 decision of the employment relations commission, hearing examiner or arbitrator
24 concerning an appeal of the decision of the ~~director of the office~~ administrator of the
25 division of state employment relations personnel management in the department of

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1 administration made under s. 230.09 (2) (a) or (d) shall not be accompanied by
2 findings of fact or conclusions of law. If within 30 days after the commission issues
3 a decision in such an appeal either party files a petition for judicial review of the
4 decision under s. 227.53 and files a written notice with the commission that the party
5 has filed such a petition, the commission shall issue written findings of fact and
6 conclusions of law within 90 days after receipt of the notice. The court shall stay the
7 proceedings pending receipt of the findings and conclusions.

8 **SECTION 3597.** 227.52 (3) of the statutes is amended to read:

9 227.52 (3) Those decisions of the ~~division of banking~~ department of financial
10 institutions and professional standards that are subject to review, prior to any
11 judicial review, by the banking review board, and decisions of the ~~division of banking~~
12 department of financial institutions and professional standards relating to savings
13 banks or savings and loan associations, ~~but no other institutions subject to the~~
14 ~~jurisdiction of the division of banking.~~

15 **SECTION 3598.** 227.55 of the statutes is renumbered 227.55 (1) and amended
16 to read:

17 227.55 (1) Within 30 days after service of the petition for review upon the
18 agency, or within such further time as the court may ~~allow~~ allows, the agency in
19 possession of the record for the decision under review shall transmit to the reviewing
20 court the original or a certified copy of the entire record ~~of the proceedings in which~~
21 ~~the decision under review was made~~, including all pleadings, notices, testimony,
22 exhibits, findings, decisions, orders, and exceptions, ~~therein; but~~ except that by
23 stipulation of all parties to the review proceedings the record may be shortened by
24 eliminating any portion ~~thereof~~ of the record. Any party, other than the agency that
25 is a party, refusing to stipulate to limit the record may be taxed by the court for the

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1 additional costs. ~~The~~ Except as provided in sub. (2), the record may be typewritten
2 or printed. The exhibits may be typewritten, ~~photostated~~ photocopied, or otherwise
3 reproduced, or, upon motion of any party, or by order of the court, the original exhibits
4 shall accompany the record. The court may require or permit subsequent corrections
5 or additions to the record when deemed desirable.

6 **SECTION 3599.** 227.55 (2) of the statutes is created to read:

7 227.55 (2) In the case of a record under sub. (1) that is in the possession of the
8 division of hearings and appeals, if any portion of the record is in the form of an audio
9 or video recording, the division may transmit to the reviewing court a copy of that
10 recording in lieu of preparing a transcript, unless the court requests a transcript.

11 **SECTION 3600.** 227.59 of the statutes is amended to read:

12 **227.59 Certification of certain cases from the circuit court of Dane**
13 **County to other circuits.** Any action or proceeding for the review of any order of
14 an administrative officer, commission, department, or other administrative tribunal
15 of the state required by law to be instituted in or taken to the circuit court of Dane
16 County, except an action or appeal for the review of any order of the department of
17 workforce development or the department of ~~safety and professional services~~
18 financial institutions and professional standards under chs. 101, 107, 145, 157, 167,
19 or 440 to 480 or findings and orders of the labor and industry review commission,
20 which is instituted or taken and is not called for trial or hearing within 6 months after
21 the proceeding or action is instituted, and the trial or hearing of which is not
22 continued by stipulation of the parties or by order of the court for cause shown, shall
23 on the application of either party on 5 days' written notice to the other be certified
24 and transmitted for trial to the circuit court of the county of the residence or principal
25 place of business of the plaintiff or petitioner, where the action or proceeding shall

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1 be given preference. Unless written objection is filed within the 5-day period, the
2 order certifying and transmitting the proceeding shall be entered without hearing.
3 The plaintiff or petitioner shall pay to the clerk of the circuit court of Dane County
4 a fee of \$2 for transmitting the record.

5 **SECTION 3601.** 229.46 (1) (ag) of the statutes is amended to read:

6 229.46 (1) (ag) “Disabled veteran-owned business” means a business certified
7 by the department of administration under s. ~~16.283~~ 203.03 (3).

8 **SECTION 3602.** 229.46 (1) (b) of the statutes is amended to read:

9 229.46 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
10 203.07 (1) (f).

11 **SECTION 3603.** 229.70 (1) (ag) of the statutes is amended to read:

12 229.70 (1) (ag) “Disabled veteran-owned business” means a business certified
13 by the department of administration under s. ~~16.283~~ 203.03 (3).

14 **SECTION 3604.** 229.70 (1) (am) of the statutes is amended to read:

15 229.70 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
16 (1) (e).

17 **SECTION 3605.** 229.70 (1) (b) of the statutes is amended to read:

18 229.70 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
19 203.07 (1) (f).

20 **SECTION 3606.** 229.8273 (1) (am) of the statutes is amended to read:

21 229.8273 (1) (am) “Disabled veteran-owned business” means a business
22 certified by the department of administration under s. ~~16.283~~ 203.03 (3).

23 **SECTION 3607.** 229.8273 (1) (b) of the statutes is amended to read:

24 229.8273 (1) (b) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
25 (1) (e).

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SECTION 3608

1 **SECTION 3608.** 229.8273 (1) (c) of the statutes is amended to read:

2 229.8273 (1) (c) “Minority group member” has the meaning given in s. ~~16.287~~
3 203.07 (1) (f).

4 **SECTION 3609.** 229.842 (2) (b) of the statutes is amended to read:

5 229.842 (2) (b) Three persons appointed by the governor, one of whom shall be
6 selected from a list of 3 to 5 names that is submitted by the Board of Regents of the
7 University of Wisconsin System Authority. Of the remaining 2 appointees under this
8 paragraph, at least one of the appointees shall have a demonstrated interest in
9 cultural arts activities and one of the appointees may be an elective state official. A
10 person appointed under this paragraph may take his or her seat immediately upon
11 appointment and qualification.

12 **SECTION 3610.** 229.845 (1) (ag) of the statutes is amended to read:

13 229.845 (1) (ag) “Disabled veteran-owned business” means a business certified
14 by the department of administration under s. ~~16.283~~ 203.03 (3).

15 **SECTION 3611.** 229.845 (1) (am) of the statutes is amended to read:

16 229.845 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
17 (1) (e).

18 **SECTION 3612.** Subchapter VI (title) of chapter 229 [precedes 229.857] of the
19 statutes is created to read:

20 **CHAPTER 229**

21 SUBCHAPTER VI

22 LOCAL SPORTS AND

23 ENTERTAINMENT DISTRICTS

24 **SECTION 3613.** 229.857 of the statutes is created to read:

SENATE BILL 21**SECTION 3613**

1 **229.857 Legislative declaration.** (1) The legislature determines that the
2 provision of assistance by state agencies to a district under this subchapter and any
3 appropriation of funds to a district under this subchapter serve a statewide public
4 purpose by assisting the development of sports and entertainment facilities in the
5 state for providing recreation, by encouraging economic development and tourism,
6 by reducing unemployment, and by bringing needed capital into the state for the
7 benefit and welfare of people throughout the state.

8 (2) The legislature determines that a district serves a public purpose in
9 political subdivisions in which it is located by providing recreation, by encouraging
10 economic development and tourism, by reducing unemployment, and by bringing
11 needed capital into the district’s jurisdiction for the benefit of people in the district’s
12 jurisdiction.

13 **SECTION 3614.** 229.858 of the statutes is created to read:

14 **229.858 Definitions.** In this subchapter:

15 (1) “Basketball arena” means an arena that is an arena that is principally used
16 as the home arena of a professional basketball team, described in s. 229.860, at the
17 time that a district is created.

18 (2) “District” means a special purpose district created under this subchapter.

19 (3) “District board” means the governing board of a district.

20 (4) “Local unit” means a county or city that is described in s. 229.860.

21 (5) “Sports and entertainment facilities” means property, tangible or
22 intangible, owned in whole or in substantial part, operated, or leased by a district
23 that is principally used for professional basketball, including spectator seating,
24 practice facilities, parking lots and structures, garages, restaurants, concession
25 facilities, entertainment facilities, facilities for the display or sale of memorabilia,

SENATE BILL 21**SECTION 3614**

1 transportation facilities, and other functionally related or auxiliary facilities or
2 structures.

3 **SECTION 3615.** 229.859 of the statutes is created to read:

4 **229.859 Creation and organization.** (1) There is created, for each
5 jurisdiction under s. 229.860, a special purpose district that is a local governmental
6 unit, that is a body corporate and politic, that is separate and distinct from, and
7 independent of, the state, and separate and distinct from, and independent of, the
8 local units within its jurisdiction, that has the powers under s. 229.861 and the name
9 of which includes “Sports and Entertainment District”.

10 (2) (a) A district is governed by its district board. Subject to pars. (g) and (h),
11 the district board shall consist of 9 members appointed by the governor. A person
12 appointed under this paragraph may take his or her seat immediately upon
13 appointment and qualification, subject to confirmation or rejection by the senate.
14 Persons appointed and confirmed under this paragraph shall serve staggered 7-year
15 terms. The governor shall designate one member as chairperson of the district board.

16 (b) Members of the district board shall be Wisconsin residents and shall have
17 executive and managerial experience. No member may hold elective public office or
18 be a candidate for elective public office.

19 (c) A member of the district board who is appointed by the governor shall hold
20 his or her position on the board until the member’s successor is appointed by the
21 governor and confirmed by the senate.

22 (d) A majority of the current membership of the district board constitutes a
23 quorum to do business. The district may take action based on the affirmative vote
24 of a majority of those members of the district board who are present at a meeting of
25 the district board.

SENATE BILL 21**SECTION 3615**

1 (e) No member of the district board may receive compensation for performing
2 his or her duties. A member of the district board shall be reimbursed for his or her
3 actual and necessary expenses incurred in the performance of his or her duties.

4 (f) Upon the appointment and qualification of a majority of the members of a
5 district board, the district board may exercise the powers and duties of a district
6 board under this subchapter.

7 (g) The county executive of a county described in s. 229.860 which provides
8 funding to construct, equip, or improve sports and entertainment facilities under s.
9 229.863 shall appoint a member to the district board, subject to confirmation or
10 rejection by a majority of the members–elect of the county board. A person appointed
11 and confirmed under this paragraph shall serve a 7–year term, except that the initial
12 term of the first member appointed under this paragraph shall be 5 years.

13 (h) The mayor of a city described in s. 229.860 which provides funding to
14 construct, equip, or improve sports and entertainment facilities under s. 229.863
15 shall appoint a member to the district board, subject to confirmation or rejection by
16 a majority of the members–elect of the common council. A person appointed and
17 confirmed under this paragraph shall serve a 7–year term, except that the initial
18 term of the first member appointed under this paragraph shall be 6 years.

19 (i) A member appointed under par. (g) or (h) is subject to the requirements
20 under par. (b). Upon appointment and confirmation of such a member, the
21 appointing authority shall certify the member to the secretary of administration.

22 (3) The district board shall name the district, and the name shall include
23 “Sports and Entertainment District”.

24 **SECTION 3616.** 229.860 of the statutes is created to read:

SENATE BILL 21**SECTION 3616**

1 **229.860 Jurisdiction.** A district’s jurisdiction is any county with a population
2 of more than 500,000 and a 1st class city that is located wholly or predominantly in
3 that county, provided that the city includes the principal site of a basketball arena
4 that is home to a professional basketball team, that is a member of a league of
5 professional basketball teams that have home arenas in at least 10 states, and that
6 is approved by that league for use as a home arena for that basketball team. Once
7 created, the district’s jurisdiction remains fixed even if population figures for the
8 county decline below the minimum described in this section.

9 **SECTION 3617.** 229.861 of the statutes is created to read:

10 **229.861 Powers of a district.** A district has all of the powers necessary or
11 convenient to carry out the purposes and provisions of this subchapter, except that
12 it may not issue bonds or levy or impose a tax. In addition to all other powers granted
13 by this subchapter, a district may do all of the following:

14 (1) Adopt bylaws to govern the district’s activities, subject to this subchapter.

15 (2) Sue and be sued in its own name, plead, and be impleaded.

16 (3) Maintain an office.

17 (4) In connection with sports and entertainment facilities:

18 (a) Acquire, construct, equip, maintain, improve, operate, and manage the
19 sports and entertainment facilities as a revenue-generating enterprise, or engage
20 other persons to do these things.

21 (b) Acquire; lease, as lessor or lessee; use; transfer; or accept transfers of
22 property, and assume debt payments and outstanding obligations for the property
23 acquired or accepted.

24 (c) Improve, maintain, and repair property.

SENATE BILL 21**SECTION 3617**

1 (d) Enter into contracts, subject to such standards as may be established by the
2 district board. The district board may award any such contract for any combination
3 or division of work it designates and may consider any factors in awarding a contract,
4 including price, time for completion of work, and qualifications and past performance
5 of a contractor.

6 (e) Sell or otherwise dispose of unneeded or unwanted property.

7 (5) Employ personnel, and fix and regulate their compensation; and provide,
8 either directly or subject to an agreement under s. 66.0301 as a participant in a
9 benefit plan of another governmental entity, any employee benefits, including an
10 employee pension plan.

11 (6) Purchase insurance, establish and administer a plan of self-insurance or,
12 subject to an agreement with another governmental entity under s. 66.0301,
13 participate in a governmental plan of insurance or self-insurance.

14 (7) Mortgage, pledge, or otherwise encumber the district's property or funds.

15 (8) Maintain funds and invest the funds in any investment that the district
16 board considers appropriate.

17 (9) Promote, advertise, and publicize its sports and entertainment facilities
18 and related activities.

19 (10) Set standards governing the use of, and the conduct within, its sports and
20 entertainment facilities in order to promote public safety and convenience and to
21 maintain order.

22 (11) Accept gifts, loans, and other aid.

23 (12) Adopt and alter an official seal.

24 **SECTION 3618.** 229.862 of the statutes is created to read:

SENATE BILL 21**SECTION 3618**

1 **229.862 Special fund revenues.** (1) The district board shall maintain a
2 special fund into which it deposits all funds received under s. 16.527 (3) (d). Moneys
3 in the special fund may be expended only for the construction of sports and
4 entertainment facilities, including the acquisition or lease of property.

5 (2) The district may not deposit any other moneys into the special fund, except
6 that the district shall credit all earnings on the revenues in the special fund to the
7 special fund.

8 (3) No money in the special fund may be expended for the purpose of operating
9 or maintaining sports and entertainment facilities or a basketball arena.

10 **SECTION 3619.** 229.863 of the statutes is created to read:

11 **229.863 Powers granted to local units.** (1) In addition to any powers that
12 it may otherwise have, a local unit may do any of the following:

13 (1) Make grants or loans to a district upon terms that the local unit considers
14 appropriate.

15 (2) Expend public funds to subsidize a district.

16 (3) Borrow money under ch. 24 and ss. 66.0621, 67.04, and 67.12 (12) for sports
17 and entertainment facilities or to fund grants, loans, or subsidies to a district.

18 (4) Lease or transfer property to a district upon terms that the local unit
19 considers appropriate.

20 **SECTION 3620.** 229.864 of the statutes is created to read:

21 **229.864 Dissolution of a district, lease obligations.** (1) A district may not
22 dissolve and wind up its affairs unless obligations issued under s. 16.527 (3) (d) have
23 been retired.

24 (2) If the district board enters into a lease with a professional basketball team
25 described in s. 229.860 for the use of sports and entertainment facilities, the lease

SENATE BILL 21**SECTION 3620**

1 shall include a provision that states that if the team breaks or otherwise fails to fulfill
2 its obligations under the lease, the professional basketball team shall pay the state
3 an amount sufficient to retire the obligations issued under s. 16.527 (3) (d).

4 **SECTION 3621.** 229.865 of the statutes is created to read:

5 **229.865 Trust funds.** All moneys received under this subchapter, whether
6 from the state, from a local unit, or from any other source, are trust funds to be held
7 and applied solely as provided in this subchapter. Any officer with whom, or any
8 bank or trust company with which, those moneys are deposited shall act as trustee
9 of those moneys and shall hold and apply the moneys for the purposes of this
10 subchapter.

11 **SECTION 3622.** 229.866 of the statutes is created to read:

12 **229.866 Budgets; rates and charges; audit.** A district shall adopt a
13 calendar year as its fiscal year for accounting purposes. The district board shall
14 annually prepare a budget for the district. Rates and other charges received by the
15 district shall be used for the general expenses and capital expenditures of the
16 district. A district shall maintain an accounting system in accordance with generally
17 accepted accounting principles and shall have its financial statements audited
18 annually by an independent certified public accountant.

19 **SECTION 3623.** 230.02 of the statutes is amended to read:

20 **230.02 Liberal construction of statutes.** Statutes applicable to the office
21 division and bureau shall be construed liberally in aid of the purposes declared in s.
22 230.01.

23 **SECTION 3624.** 230.03 (3) of the statutes, as affected by 2013 Wisconsin Act 20,
24 is amended to read:

SENATE BILL 21**SECTION 3624**

1 230.03 (3) “Agency” means any board, commission, committee, council, or
2 department in state government or a unit thereof created by the constitution or
3 statutes if such board, commission, committee, council, department, unit, or the
4 head thereof, is authorized to appoint subordinate staff by the constitution or
5 statute, except the Board of Regents of the University of Wisconsin System, a
6 legislative or judicial board, commission, committee, council, department, or unit
7 thereof or an authority created under subch. II of ch. 114 or under ch. 231, 232, 233,
8 ~~234~~ 235, 237, ~~238~~, or 279. “Agency” does not mean any local unit of government or
9 body within one or more local units of government that is created by law or by action
10 of one or more local units of government.

11 **SECTION 3625.** 230.03 (3) of the statutes, as affected by 2015 Wisconsin Act
12 (this act), is amended to read:

13 230.03 (3) “Agency” means any board, commission, committee, council, or
14 department in state government or a unit thereof created by the constitution or
15 statutes if such board, commission, committee, council, department, unit, or the
16 head thereof, is authorized to appoint subordinate staff by the constitution or
17 statute, ~~except the Board of Regents of the University of Wisconsin System, a~~
18 legislative or judicial board, commission, committee, council, department, or unit
19 thereof or an authority created under subch. II of ch. 114 or under ch. 36, 231, 232,
20 233, 235, 237, or 279. “Agency” does not mean any local unit of government or body
21 within one or more local units of government that is created by law or by action of
22 one or more local units of government.

23 **SECTION 3626.** 230.03 (5) of the statutes is created to read:

24 230.03 (5) “Bureau” means the bureau of merit recruitment and selection in
25 the division.

SENATE BILL 21**SECTION 3627**

1 **SECTION 3627.** 230.03 (6) of the statutes, as affected by 2011 Wisconsin Act 32,
2 is amended to read:

3 230.03 (6) “Civil service” means all offices and positions of trust or employment
4 in the service of the state, ~~except offices and positions in the organized militia and~~
5 ~~the Board of Regents of the University of Wisconsin System.~~

6 **SECTION 3628.** 230.03 (9e) of the statutes is amended to read:

7 230.03 (9e) “Director” means the director of the office bureau.

8 **SECTION 3629.** 230.03 (10) of the statutes is amended to read:

9 230.03 (10) “Division” means the division of ~~merit recruitment and selection~~
10 ~~in the office personnel management in the department of administration.~~

11 **SECTION 3630.** 230.03 (10w) of the statutes is repealed.

12 **SECTION 3631.** 230.04 (title) of the statutes is amended to read:

13 **230.04 (title) Powers and duties of the director administrator.**

14 **SECTION 3632.** 230.04 (1) of the statutes is amended to read:

15 230.04 (1) The director administrator is charged with the effective
16 administration of this chapter. All powers and duties, necessary to that end, which
17 are not exclusively vested by statute in the commission, the division of equal rights,
18 the ~~administrator~~ director or appointing authorities, are reserved to the director.

19 **SECTION 3633.** 230.04 (1m) of the statutes is amended to read:

20 230.04 (1m) The ~~director~~ administrator may delegate, in writing, any of his or
21 her functions set forth in this chapter to an appointing authority, within prescribed
22 standards if the ~~director~~ administrator finds that the agency has personnel
23 management capabilities to perform such functions effectively and has indicated its
24 approval and willingness to accept such responsibility by written agreement. If the
25 ~~director~~ administrator determines that any agency is not performing such delegated

SENATE BILL 21**SECTION 3633**

1 function within prescribed standards, the ~~director~~ administrator shall forthwith
2 withdraw such delegated function. Subject to the approval of the joint committee on
3 finance, the ~~director~~ administrator may order transferred to the ~~office~~ division from
4 the agency to which delegation was made such agency staff and other resources as
5 necessary to perform such functions if increased staff was authorized to that agency
6 as a consequence of such delegation or if the ~~office~~ division reduced staff or shifted
7 staff to new responsibilities as a result of such delegation. Any delegatory action
8 taken under s. 230.09 (2) (a) or (d) or 230.13 (1) by an appointing authority may be
9 appealed to the commission under s. 230.44 (1) (b). The ~~director~~ administrator shall
10 be a party in such an appeal.

11 **SECTION 3634.** 230.04 (2) of the statutes is amended to read:

12 230.04 (2) The ~~director~~ administrator may utilize the services of technical or
13 specialized personnel to assist in implementing and maintaining a sound personnel
14 management program. These services may be obtained from persons inside or
15 outside of state service.

16 **SECTION 3635.** 230.04 (3) of the statutes is amended to read:

17 230.04 (3) The ~~director~~ administrator may issue enforceable orders on all
18 matters relating to the administration, enforcement and effect of this chapter and
19 the rules prescribed thereunder except on matters relating to the provisions of subch.
20 III or to those provisions of subch. II for which responsibility is specifically charged
21 to the ~~administrator~~ director.

22 **SECTION 3636.** 230.04 (4) of the statutes is amended to read:

23 230.04 (4) The ~~director~~ administrator shall establish and maintain a collective
24 bargaining capability under s. 111.815 (2).

25 **SECTION 3637.** 230.04 (5) of the statutes is amended to read:

SENATE BILL 21**SECTION 3637**

1 230.04 (5) The ~~director~~ administrator shall promulgate rules on all matters
2 relating to the administration of the ~~office~~ division and the performance of the duties
3 assigned to the ~~director~~ administrator, except on matters relating to those provisions
4 of subch. II for which responsibility is specifically charged to the ~~administrator~~
5 director.

6 **SECTION 3638.** 230.04 (8) of the statutes is amended to read:

7 230.04 (8) The ~~director~~ administrator shall establish an employee performance
8 evaluation program under s. 230.37 (1).

9 **SECTION 3639.** 230.04 (9) (intro.) of the statutes is amended to read:

10 230.04 (9) (intro.) The ~~director~~ administrator shall do all of the following:

11 **SECTION 3640.** 230.04 (9) (f) of the statutes is amended to read:

12 230.04 (9) (f) Establish an affirmative action subunit. The affirmative action
13 subunit shall advise and assist the director, the administrator, and agency heads on
14 establishing policies and programs to ensure appropriate affirmative action. The
15 subunit shall advise and assist the ~~director~~ administrator in monitoring such
16 programs and shall provide staff to the council on affirmative action.

17 **SECTION 3641.** 230.04 (9m) of the statutes is amended to read:

18 230.04 (9m) The ~~director~~ administrator shall conduct periodic reviews and
19 evaluations of the written records of hiring decisions made by appointing authorities
20 under ss. 230.21 (1m), 230.25 (1p) and 230.27 (2k).

21 **SECTION 3642.** 230.04 (9r) (b) (intro.) of the statutes is amended to read:

22 230.04 (9r) (b) (intro.) The ~~director~~ administrator shall keep a record of all of
23 the following:

24 **SECTION 3643.** 230.04 (10) of the statutes is amended to read:

SENATE BILL 21**SECTION 3643**

1 230.04 (10) (a) The ~~director~~ administrator may require all agencies and their
2 officers to comply with the ~~director's~~ administrator's request to furnish current
3 information pertaining to authorized positions, payroll and related items regarding
4 civil service and employment relations functions.

5 (b) The ~~director~~ administrator shall request from each agency and each agency
6 shall furnish to the ~~director~~ administrator relevant racial, ethnic, gender and
7 disability information on every new employee hired by the agency including limited
8 term, project, seasonal and sessional employees. The ~~director~~ administrator shall
9 maintain the data to permit a periodic review of the agency's affirmative action plan
10 accomplishments.

11 (c) The ~~director~~ administrator shall request from each agency and each agency
12 shall furnish to the ~~director~~ administrator relevant information regarding the prior
13 military service, if any, of every new employee hired by the agency including limited
14 term, project, seasonal and sessional employees. The ~~director~~ administrator shall
15 maintain the data to permit a periodic review of the progress being made to provide
16 employment opportunities in civil service for veterans and disabled veterans.

17 **SECTION 3644.** 230.04 (11) of the statutes is amended to read:

18 230.04 (11) The ~~director~~ administrator may provide by rule for an understudy
19 program to assure continuity in selected positions.

20 **SECTION 3645.** 230.04 (12) of the statutes is amended to read:

21 230.04 (12) The ~~director~~ administrator shall keep in the office division an
22 official roster of all permanent classified employees which shall include classification
23 titles, pay and employment status changes and appropriate dates thereof.

24 **SECTION 3646.** 230.04 (13) (intro.) of the statutes is amended to read:

25 230.04 (13) (intro.) The ~~director~~ administrator shall do all of the following:

SENATE BILL 21**SECTION 3647**

1 **SECTION 3647.** 230.04 (14) of the statutes is amended to read:

2 230.04 (14) The ~~director~~ administrator shall establish, by rule, the scope and
3 minimum requirements of a state employee grievance procedure relating to
4 conditions of employment.

5 **SECTION 3648.** 230.04 (15) of the statutes is amended to read:

6 230.04 (15) The ~~director~~ administrator shall review and either approve or
7 disapprove each determination by an agency head regarding the classification of a
8 state employee as a protective occupation participant for purposes of the Wisconsin
9 retirement system.

10 **SECTION 3649.** 230.04 (16) of the statutes is repealed.

11 **SECTION 3650.** 230.04 (17) of the statutes is amended to read:

12 230.04 (17) The ~~director~~ administrator shall resolve any dispute raised by a
13 complaint filed under s. 321.64 (1) (c).

14 **SECTION 3651.** 230.04 (18) of the statutes is amended to read:

15 230.04 (18) The ~~director~~ administrator may provide any services and materials
16 to agencies and may charge the agencies for providing the services and materials.
17 The ~~director~~ administrator shall establish a methodology for determining the costs
18 of services and materials charged to state agencies under this subsection. All moneys
19 received from the charges shall be deposited in the appropriation account under s.
20 ~~20.545 (1) (k)~~ 20.505 (1) (kz).

21 **SECTION 3652.** 230.046 (5) (c) of the statutes is amended to read:

22 230.046 (5) (c) An agreement has been entered into by the trainee and the
23 appointing authority relative to employment with the state, together with such other
24 terms and conditions as may be necessary under the rules of the ~~director~~
25 administrator whenever on-the-job trainees are employed; and

SENATE BILL 21**SECTION 3653**

1 **SECTION 3653.** 230.046 (7) of the statutes is amended to read:

2 230.046 (7) ESTABLISH INTERNSHIPS. The ~~director~~ administrator shall establish
3 in the classified service in–service training internships designed to give rigorous
4 training in public service administration for periods not to exceed 3 years under the
5 direct supervision of experienced administrators.

6 **SECTION 3654.** 230.046 (8) of the statutes is amended to read:

7 230.046 (8) COOPERATE FOR SCHOLARSHIP LOANS. To stimulate the interest of
8 qualified students of exceptional merit in government career service, the ~~director~~
9 administrator shall cooperate with the board of regents of the University of
10 Wisconsin System in providing opportunities for recipients of public service
11 scholarship loans to secure employment under the internship plan.

12 **SECTION 3655.** 230.046 (8) of the statutes, as affected by 2015 Wisconsin Act
13 (this act), is amended to read:

14 230.046 (8) COOPERATE FOR SCHOLARSHIP LOANS. To stimulate the interest of
15 qualified students of exceptional merit in government career service, the
16 administrator shall cooperate with the board of regents of the University of
17 Wisconsin System Authority in providing opportunities for recipients of public
18 service scholarship loans to secure employment under the internship plan.

19 **SECTION 3656.** 230.046 (9) of the statutes is amended to read:

20 230.046 (9) TUITION REFUND PROGRAM. The ~~director~~ administrator may
21 establish by rule in the classified service a tuition refund program to supplement
22 departmental training, to encourage employee job–related development and, upon
23 satisfactory completion of training under this program to refund to the employee, an
24 amount not to exceed the cost of tuition and necessary fees.

25 **SECTION 3657.** 230.046 (10) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 3657**

1 230.046 **(10)** FUNCTIONS OF THE ~~OFFICE~~ DIVISION. (intro.) The ~~office~~ division may
2 do all of the following:

3 **SECTION 3658.** 230.047 (8) of the statutes is amended to read:

4 230.047 **(8)** ADMINISTRATION. The ~~director~~ administrator shall promulgate
5 rules for the operation and implementation of this section. The rules shall prescribe
6 the duration, terms and conditions of such interchange.

7 **SECTION 3659.** 230.05 of the statutes is amended to read:

8 **230.05 Powers and duties of the administrator director.** (1) All powers
9 necessary for the effective administration of the duties specified for the
10 ~~administrator~~ director under this subchapter are reserved to the ~~administrator~~
11 director.

12 **(2)** (a) Except as provided under par. (b), the ~~administrator~~ director may
13 delegate, in writing, any of his or her functions set forth in this subchapter to an
14 appointing authority, within prescribed standards if the ~~administrator~~ director finds
15 that the agency has personnel management capabilities to perform such functions
16 effectively and has indicated its approval and willingness to accept such
17 responsibility by written agreement. If the ~~administrator~~ director determines that
18 any agency is not performing such delegated function within prescribed standards,
19 the ~~administrator~~ director shall withdraw such delegated function. The
20 ~~administrator~~ director may order transfer to the ~~division~~ bureau from the agency to
21 which delegation was made such agency staff and other resources as necessary to
22 perform such functions if increased staff was authorized to that agency as a
23 consequence of such delegation or if the ~~division~~ bureau reduced staff or shifted staff
24 to new responsibilities as a result of such delegation subject to the approval of the
25 joint committee on finance. Any delegatory action taken under this subsection by

SENATE BILL 21**SECTION 3659**

1 any appointing authority may be appealed to the commission under s. 230.44 (1) (a).

2 The ~~administrator~~ director shall be a party in such appeal.

3 (b) The ~~administrator~~ director is prohibited from delegating any of his or her
4 final responsibility for the monitoring and oversight of the merit recruitment and
5 selection program under this subchapter.

6 (3) The ~~administrator~~ director may utilize the services of technical or
7 specialized personnel to assist in implementing and maintaining a sound merit
8 recruitment and selection program. These services may be obtained from persons
9 within or without state service.

10 (4) The ~~administrator~~ director may issue enforceable orders on all matters
11 relating to the administration, enforcement and effect of the provisions of this
12 subchapter for which responsibility is specifically charged to the ~~administrator~~
13 director and the rules prescribed thereunder. Any action brought against the
14 appointing authority for failure to comply with the order of the ~~administrator~~
15 director shall be brought and served within 60 days after the date on which the
16 ~~administrator's~~ director's order was issued. Such orders may be appealed to the
17 commission under s. 230.44 (1) (a).

18 (5) The ~~administrator~~ director shall promulgate rules for the effective
19 operation of the provisions of this subchapter for which responsibility is specifically
20 charged to the ~~administrator~~ director. Notice of the contents of such rules and any
21 modifications thereof shall be given to appointing authorities affected thereby, and
22 such rules and modifications shall also be printed for public distribution.

23 (6) The ~~administrator~~ director may seek the prior advice and counsel of agency
24 heads in the formulation of policies and procedures concerning the duties specified
25 for the ~~administrator~~ director under this subchapter.

SENATE BILL 21**SECTION 3659**

1 (7) The ~~administrator~~ director shall use techniques and procedures designed
2 to certify eligible applicants to any vacant permanent position within 45 days after
3 the filing of an appropriate request by an appointing authority.

4 (8) The ~~administrator~~ director may provide any personnel services to nonstate
5 governmental units and may charge the nonstate governmental units for providing
6 the services.

7 (9) The ~~administrator~~ director may provide any services and materials to
8 agencies and may charge the agencies for providing the services and materials. All
9 moneys received from the charges shall be deposited in the appropriation account
10 under s. ~~20.545 (1) (k)~~ 20.505 (1) (kz).

11 **SECTION 3660.** 230.06 (1) (f) of the statutes is amended to read:

12 230.06 (1) (f) Provide the ~~director~~ administrator with the civil service
13 information required under s. 16.004 (7).

14 **SECTION 3661.** 230.06 (1) (g) of the statutes is amended to read:

15 230.06 (1) (g) Prepare an affirmative action plan which complies with the
16 standards established by the ~~director~~ administrator under s. 230.04 (9) (a) and which
17 sets goals and outlines steps for incorporating affirmative action and principles
18 supporting affirmative action into the procedures and policies of his or her agency.

19 **SECTION 3662.** 230.06 (1) (L) of the statutes is amended to read:

20 230.06 (1) (L) Provide information about the employment of each severely
21 disabled employee for the ~~director's~~ administrator's report under s. 230.04 (9r)
22 within 30 days after the disabled employee is appointed, and at other times at the
23 request of the ~~director~~ administrator.

24 **SECTION 3663.** 230.08 (2) (e) 2m. of the statutes is amended to read:

25 230.08 (2) (e) 2m. Children and families — ~~8~~ 9.

SENATE BILL 21**SECTION 3664**

1 **SECTION 3664.** 230.08 (2) (e) 4f. of the statutes is repealed.

2 **SECTION 3665.** 230.08 (2) (e) 4g. of the statutes is created to read:

3 230.08 (2) (e) 4g. Financial institutions and professional standards – 21.

4 **SECTION 3666.** 230.08 (2) (e) 6. of the statutes is amended to read:

5 230.08 (2) (e) 6. Workforce development — ~~9~~ 8.

6 **SECTION 3667.** 230.08 (2) (e) 8j. of the statutes is repealed.

7 **SECTION 3668.** 230.08 (2) (e) 9m. of the statutes is amended to read:

8 230.08 (2) (e) 9m. Public service commission — ~~8~~ 7.

9 **SECTION 3669.** 230.08 (2) (e) 11m. of the statutes is repealed.

10 **SECTION 3670.** 230.08 (2) (g) of the statutes is amended to read:

11 230.08 (2) (g) One stenographer appointed by each elective executive officer,
12 except the secretary of state and the state treasurer; and one deputy or assistant
13 appointed by each elective executive officer, except the state treasurer, secretary of
14 state, attorney general, and superintendent of public instruction.

15 **SECTION 3671.** 230.08 (2) (sb) of the statutes is created to read:

16 230.08 (2) (sb) Solicitor general and deputy solicitor general positions in the
17 department of justice.

18 **SECTION 3672.** 230.08 (2) (v) of the statutes is repealed.

19 **SECTION 3673.** 230.08 (2) (wh) of the statutes is repealed.

20 **SECTION 3674.** 230.08 (2) (xr) of the statutes is created to read:

21 230.08 (2) (xr) The administrator of the division of personnel management and
22 the director of the bureau of merit recruitment and selection in the department of
23 administration.

24 **SECTION 3675.** 230.08 (2) (ya) of the statutes is repealed.

25 **SECTION 3676.** 230.08 (2) (yb) of the statutes is amended to read:

SENATE BILL 21**SECTION 3676**

1 230.08 (2) (yb) The director and the deputy director of, and legal counsel to, the
2 office of business development in the department of administration financial
3 institutions and professional standards.

4 **SECTION 3677.** 230.08 (4) (c) of the statutes is amended to read:

5 230.08 (4) (c) Any proposal of a board, department or commission, as defined
6 in par. (a) and s. 15.01 (5), or of the historical society, for a change in the number of
7 positions enumerated in sub. (2) (e), before being submitted to the legislature, shall
8 first be submitted by the board, department or commission or by the historical society
9 for a separate review by the secretary of administration and by the ~~director~~
10 administrator. The secretary of administration's review shall include information
11 on the appropriateness of the proposed change with regard to a board's,
12 department's, commission's or society's current or proposed internal organizational
13 structure under s. 15.02 (4). The ~~director's~~ administrator's review shall include
14 information on whether the existing classified or existing or proposed unclassified
15 division administrator position involved is or would be assigned to pay range 1–18
16 or above in schedule 1, or a comparable level, of the compensation plan under s.
17 230.12. The results of these reviews shall be provided by the secretary of
18 administration and by the ~~director~~ administrator to the joint committee on finance
19 and the joint committee on employment relations at the same time that the board's,
20 department's, commission's or society's proposal is presented to either committee.

21 **SECTION 3678.** 230.08 (7) of the statutes is amended to read:

22 230.08 (7) EXCEPTIONAL EMPLOYMENT SITUATIONS. The ~~administrator~~ director
23 shall provide, by rule, for exceptional methods and kinds of employment to meet the
24 needs of the service during periods of disaster or national emergency, and for other

SENATE BILL 21**SECTION 3678**

1 exceptional employment situations such as to employ the mentally disabled, the
2 physically disabled and the disadvantaged.

3 **SECTION 3679.** 230.08 (8) of the statutes is amended to read:

4 230.08 (8) AUDITING OF PAYROLLS. The ~~director~~ administrator shall audit the
5 payrolls of the classified and unclassified service, as necessary, to carry out this
6 subchapter.

7 **SECTION 3680.** 230.09 (1) (intro.) of the statutes is amended to read:

8 230.09 (1) (intro.) The ~~director~~ administrator shall ascertain and record the
9 duties, responsibilities and authorities of, and establish grade levels and
10 classifications for, all positions in the classified service. Each classification so
11 established shall include all positions which are comparable with respect to
12 authority, responsibility and nature of work required. Each classification shall be
13 established to include as many positions as are reasonable and practicable. In
14 addition, each class shall:

15 **SECTION 3681.** 230.09 (2) (a) of the statutes is amended to read:

16 230.09 (2) (a) After consultation with the appointing authorities, the ~~director~~
17 administrator shall allocate each position in the classified service to an appropriate
18 class on the basis of its duties, authority, responsibilities or other factors recognized
19 in the job evaluation process. The ~~director~~ administrator may reclassify or reallocate
20 positions on the same basis.

21 **SECTION 3682.** 230.09 (2) (am) of the statutes is amended to read:

22 230.09 (2) (am) The ~~director~~ administrator shall maintain and improve the
23 classification plan to meet the needs of the service, using methods and techniques
24 which may include personnel management surveys, individual position reviews,
25 occupational group classification surveys, or other appropriate methods of position

SENATE BILL 21**SECTION 3682**

1 review. Such reviews may be initiated by the ~~director~~ administrator after taking into
2 consideration the recommendations of the appointing authority, or at his or her own
3 discretion. The ~~director~~ administrator shall establish, modify or abolish
4 classifications as the needs of the service require.

5 **SECTION 3683.** 230.09 (2) (b) of the statutes is amended to read:

6 230.09 (2) (b) To accommodate and effectuate the continuing changes in the
7 classification plan as a result of the classification survey program and otherwise, the
8 ~~director~~ administrator shall, upon initial establishment of a classification, assign
9 that class to the appropriate pay rate or range, and may, upon subsequent review,
10 reassign classes to different pay rates or ranges. The ~~director~~ administrator shall
11 assign each class to a pay range according to the skill, effort, responsibility and
12 working conditions required for the class, without regard to whether the class is
13 occupied primarily by members of a certain gender or racial group. The ~~director~~
14 administrator shall give notice to appointing authorities to permit them to make
15 recommendations before final action is taken on any such assignment or
16 reassignment of classes.

17 **SECTION 3684.** 230.09 (2) (c) of the statutes is amended to read:

18 230.09 (2) (c) If anticipated changes in program or organization will
19 significantly affect the assignment of duties or responsibilities to positions, the
20 appointing authority shall, whenever practicable, confer with the ~~director~~
21 administrator within a reasonable time prior to the reorganization or changes in
22 program to formulate methods to fill positions which are newly established or
23 modified to the extent that reclassification of the position is appropriate. In all cases,
24 appointing authorities shall give written notice to the ~~director~~ administrator and

SENATE BILL 21**SECTION 3684**

1 employee of changes in the assignment of duties or responsibilities to a position when
2 the changes in assignment may affect the classification of the position.

3 **SECTION 3685.** 230.09 (2) (d) of the statutes is amended to read:

4 230.09 (2) (d) If after review of a filled position the ~~director~~ administrator
5 reclassifies or reallocates the position, the ~~director~~ administrator shall determine
6 whether the incumbent shall be regraded or whether the position shall be opened to
7 other applicants.

8 **SECTION 3686.** 230.09 (2) (g) of the statutes is amended to read:

9 230.09 (2) (g) When filling a new or vacant position, if the ~~director~~
10 administrator determines that the classification for a position is different than that
11 provided for by the legislature as established by law or in budget determinations, or
12 as authorized by the joint committee on finance under s. 13.10, or as specified by the
13 governor creating positions under s. 16.505 (1) (c) or (2), or is different than that of
14 the previous incumbent, the ~~director~~ administrator shall notify the ~~administrator~~
15 director and the secretary of administration. The ~~administrator~~ director shall
16 withhold action on the selection and certification process for filling the position. The
17 secretary of administration shall review the position to determine that sufficient
18 funds exist for the position and that the duties and responsibilities of the proposed
19 position reflect the intent of the legislature as established by law or in budget
20 determinations, the intent of the joint committee on finance acting under s. 13.10,
21 the intent of the governor creating positions under s. 16.505 (1) (c) or (2). The
22 ~~administrator~~ director may not proceed with the selection and certification process
23 until the secretary of administration has authorized the position to be filled.

24 **SECTION 3687.** 230.09 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 3687**

1 230.09 (3) The ~~director~~ administrator shall establish separate classifications
2 for career executive positions under s. 230.24 and rules governing the salary
3 administration of positions in such classifications.

4 **SECTION 3688.** 230.12 (1) (a) 3. of the statutes is amended to read:

5 230.12 (1) (a) 3. Provisions for administration of the compensation plan and
6 salary transactions shall be provided, as determined by the ~~director~~ administrator,
7 in either the rules of the ~~director~~ administrator or the compensation plan.

8 **SECTION 3689.** 230.12 (1) (c) 2. of the statutes is amended to read:

9 230.12 (1) (c) 2. The ~~director~~ administrator may establish a plan of extra
10 compensation for work performed during selected hours at an hourly rate or rates
11 subject to approval of the joint committee on employment relations. Eligibility for
12 such extra compensation shall be as provided in the compensation plan.

13 **SECTION 3690.** 230.12 (1) (d) of the statutes is amended to read:

14 230.12 (1) (d) *Uniforms and safety equipment.* The ~~director~~ administrator, with
15 approval of the joint committee on employment relations, may establish a schedule
16 of payments to employees for uniforms or protective clothing and equipment
17 required to perform their duties.

18 **SECTION 3691.** 230.12 (3) (a) of the statutes is amended to read:

19 230.12 (3) (a) *Submission to the joint committee on employment relations.* The
20 ~~director~~ administrator shall submit to the joint committee on employment relations
21 a proposal for any required changes in the compensation plan. The proposal shall
22 include the amounts and methods for within range pay progression, for pay
23 transactions, and for performance awards. The proposal shall be based upon
24 experience in recruiting for the service, the principle of providing pay equity
25 regardless of gender or race, data collected as to rates of pay for comparable work in

SENATE BILL 21**SECTION 3691**

1 other public services and in commercial and industrial establishments,
2 recommendations of agencies and any special studies carried on as to the need for
3 any changes in the compensation plan to cover each year of the biennium. The
4 proposal shall also take proper account of prevailing pay rates, costs and standards
5 of living and the state's employment policies.

6 **SECTION 3692.** 230.12 (3) (ad) of the statutes is amended to read:

7 230.12 (3) (ad) *Timing of proposed changes.* Notwithstanding any other
8 statute, the ~~director~~ administrator may delay timing for announcement or
9 implementation of any recommended changes in the compensation plan under this
10 section until after some or all of the collective bargaining agreements under subch.
11 V of ch. 111 for that biennium are negotiated. Any such action taken under this
12 paragraph is not appealable under s. 230.44.

13 **SECTION 3693.** 230.12 (3) (b) of the statutes is amended to read:

14 230.12 (3) (b) *Public hearing on the proposal; adoption of plan.* The ~~director~~
15 administrator shall submit the proposal for any required changes in the
16 compensation plan to the joint committee on employment relations. The committee
17 shall hold a public hearing on the proposal. The proposal, as may be modified by the
18 joint committee on employment relations together with the unchanged provisions of
19 the current compensation plan, shall, for the ensuing fiscal year or until a new or
20 modified plan is adopted under this subsection, constitute the state's compensation
21 plan. Any modification of the ~~director's~~ administrator's proposed changes in the
22 compensation plan by the joint committee on employment relations may be
23 disapproved by the governor within 10 calendar days. A vote of 6 members of the
24 joint committee on employment relations is required to set aside any such
25 disapproval of the governor.

SENATE BILL 21**SECTION 3694**

1 **SECTION 3694.** 230.12 (3) (c) of the statutes is amended to read:

2 230.12 (3) (c) *Interim adjustments.* Subject to pars. (a) and (b), the ~~director~~
3 administrator may propose amendments to one or more parts of the compensation
4 plan at such times as the needs of the service require.

5 **SECTION 3695.** 230.12 (3) (e) (title) of the statutes, as affected by 2011
6 Wisconsin Act 32, is amended to read:

7 230.12 (3) (e) (title) ~~University of Wisconsin System employees; Wisconsin~~
8 ~~Technical College System senior executives.~~

9 **SECTION 3696.** 230.12 (3) (e) 1. of the statutes, as affected by 2011 Wisconsin
10 Act 32, is amended to read:

11 230.12 (3) (e) 1. The ~~director~~ administrator, after receiving recommendations
12 from the board of regents and the chancellor of the University of Wisconsin–Madison,
13 shall submit to the joint committee on employment relations a proposal for adjusting
14 compensation and employee benefits for University of Wisconsin System employees.
15 The proposal shall be based upon the competitive ability of the board of regents to
16 recruit and retain qualified faculty and academic staff, data collected as to rates of
17 pay for comparable work in other public services, universities and commercial and
18 industrial establishments, recommendations of the board of regents and any special
19 studies carried on as to the need for any changes in compensation and employee
20 benefits to cover each year of the biennium. The proposal shall also take proper
21 account of prevailing pay rates, costs and standards of living and the state’s
22 employment policies. The proposal for such pay adjustments may contain
23 recommendations for across-the-board pay adjustments, merit or other
24 adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf)
25 shall apply to the process for approval of all pay adjustments for University of

SENATE BILL 21**SECTION 3696**

1 Wisconsin System employees. The proposal as approved by the joint committee on
2 employment relations and the governor shall be based upon a percentage of the
3 budgeted salary base for University of Wisconsin System employees. The amount
4 included in the proposal for merit and adjustments other than across-the-board pay
5 adjustments is available for discretionary use by the board of regents.

6 **SECTION 3697.** 230.12 (3) (e) 1. of the statutes, as affected by 2015 Wisconsin
7 Act (this act), is repealed.

8 **SECTION 3698.** 230.12 (3) (e) 2. of the statutes is amended to read:

9 230.12 (3) (e) 2. The ~~director~~ administrator, after receiving recommendations
10 from the board of the Technical College System, shall submit to the joint committee
11 on employment relations a proposal for adjusting compensation and employee
12 benefits for employees under s. 20.923 (7). The proposal shall include the salary
13 ranges and adjustments to the salary ranges for the general senior executive salary
14 groups established under s. 20.923 (7). Paragraph (b) and sub. (1) (bf) shall apply
15 to the process for approval of all pay adjustments for such employees. The proposal
16 as approved by the joint committee on employment relations and the governor shall
17 be based upon a percentage of the budgeted salary base for such employees under s.
18 20.923 (7).

19 **SECTION 3699.** 230.12 (3) (e) 2. of the statutes, as affected by 2015 Wisconsin
20 Act (this act), is renumbered 230.12 (3) (e).

21 **SECTION 3700.** 230.12 (4) of the statutes is amended to read:

22 230.12 (4) COMPENSATION PLAN IMPLEMENTATION PROVISIONS. (a) When an
23 approved compensation plan or an amendment thereto becomes effective, required
24 individual pay adjustments shall be made in accordance with determinations made
25 by the ~~director~~ administrator to implement the approved plan.

SENATE BILL 21**SECTION 3700**

1 (b) The ~~director~~ administrator may, without prior approval of the joint
2 committee on employment relations, determine the circumstances under which it is
3 appropriate for an appointing authority to grant, and authorize an appointing
4 authority to grant, a general wage or parity adjustment, or appropriate portion
5 thereof, previously approved by the committee under this section to employees who
6 did not receive the adjustment on the effective date of the adjustment set forth in the
7 plan. No general wage or parity adjustment may become effective for any employee
8 prior to the effective date of the individual employee transaction, but the ~~director~~
9 administrator may authorize an appointing authority to grant a lump sum payment
10 to an employee to reflect any wage or parity adjustment that the employee did not
11 receive during the period between the effective date of the adjustment set forth in the
12 plan and the effective date of the individual employee transaction.

13 **SECTION 3701.** 230.12 (5) (c) of the statutes is amended to read:

14 230.12 (5) (c) *Increase limits.* Unless otherwise defined in the pay schedule the
15 total amount for all such within range increases shall not exceed the amount for such
16 increases specified and approved by the joint committee on employment relations in
17 its action on the ~~director's~~ administrator's proposal for such increases.

18 **SECTION 3702.** 230.12 (7m) of the statutes is amended to read:

19 230.12 (7m) **PAY ADJUSTMENT FILING REQUIREMENTS.** Except as provided in the
20 rules of the ~~director~~ administrator and in the compensation plan, pay increases shall
21 be made only on the dates prescribed under sub. (8). Appointing authorities shall at
22 such times each year as specified by the secretary file with the ~~director~~ administrator
23 and with the secretary of administration a list of employees showing their then
24 existing pay rates and their proposed new pay rates.

25 **SECTION 3703.** 230.12 (9) of the statutes is amended to read:

SENATE BILL 21**SECTION 3703**

1 230.12 (9) HEALTH INSURANCE PREMIUM CREDITS. The ~~director~~ administrator may
2 recommend to the joint committee on employment relations a program,
3 administered by the department of employee trust funds, that provides health
4 insurance premium credits to employees whose compensation is established under
5 this section or s. 20.923 (2) or (3). The health insurance premium credits shall be
6 used for the purchase of health insurance for a retired employee, or the retired
7 employee's surviving insured dependents; for an eligible employee under s. 40.02
8 (25) (b) 6e., or the eligible employee's surviving insured dependents; for an employee
9 who is laid off, but who is not on a temporary, school year, seasonal, or sessional
10 layoff, and his or her surviving insured dependents; and for the surviving insured
11 dependents of an employee who dies while employed by the state, and shall be based
12 on the employee's years of continuous service, accumulated unused sick leave and
13 any other factor recommended by the director. Credits granted under the program
14 to an employee who is laid off shall be available until the credits are exhausted, the
15 employee is reemployed by the state, or 5 years have elapsed from the date of layoff,
16 whichever occurs first. The approval process for the program is the same as that
17 provided under sub. (3) (b) and the program shall be incorporated into the
18 compensation plan under sub. (1).

19 **SECTION 3704.** 230.14 (4) of the statutes is amended to read:

20 230.14 (4) The ~~administrator~~ director may charge an agency a fee to announce
21 any vacancy to be filled in a classified or unclassified position in that agency. Funds
22 received under this subsection shall be credited to the appropriation account under
23 s. ~~20.545 (1) (ka)~~ 20.505 (1) (kn).

24 **SECTION 3705.** 230.147 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 3705**

1 230.147 (3) Notwithstanding subs. (1) and (2), the state fair park board shall
2 make every reasonable effort to employ in permanent full-time equivalent positions
3 persons who, at the time determined under sub. (4), receive aid under s. 49.19 or
4 benefits under s. 49.147 (3) to (5). The state fair park board shall consult with the
5 office division to assure that its efforts under this subsection comply with ch. 230.

6 **SECTION 3706.** 230.15 (1) of the statutes is amended to read:

7 230.15 (1) Subject to the restriction under s. 230.143, appointments to, and
8 promotions in, the classified service shall be made only according to merit and
9 fitness, which shall be ascertained so far as practicable by competitive examination.
10 The ~~administrator~~ director may waive competitive examination for appointments
11 made under subs. (1m) and (2) and shall waive competitive examination for
12 appointments made under sub. (2m).

13 **SECTION 3707.** 230.15 (1m) (b) (intro.) of the statutes is amended to read:

14 230.15 (1m) (b) (intro.) Whenever a position is included in the classified service
15 under par. (a), the ~~director~~ administrator shall determine all of the following:

16 **SECTION 3708.** 230.15 (1m) (c) of the statutes is amended to read:

17 230.15 (1m) (c) 1. Whenever a position is included in the classified service
18 under par. (a), the ~~administrator~~ director may waive the requirement for competitive
19 examination under sub. (1) with respect to the position and certify the incumbent
20 employee for appointment to the position in accordance with subd. 2.

21 2. The ~~administrator~~ director may certify an incumbent employee as eligible
22 for appointment under subd. 1. if the ~~administrator~~ director determines on the basis
23 of sound personnel management practices that the incumbent is qualified for the
24 position included in the classified service.

SENATE BILL 21**SECTION 3708**

1 3. If an employee is appointed after being certified under subd. 2., the
2 administrator director shall determine the employee's probationary status under s.
3 230.28, except that the employee shall receive credit toward his or her probationary
4 period for the time that the employee had been employed in the position immediately
5 prior to appointment.

6 **SECTION 3709.** 230.15 (2) of the statutes is amended to read:

7 230.15 (2) If a vacancy occurs in a position in the classified service when
8 peculiar and exceptional qualifications of a scientific, professional, or educational
9 character are required, and if presented with satisfactory evidence that for specified
10 reasons competition in such special cases is impracticable, and that the position can
11 best be filled by the selection of some designated person of high and recognized
12 attainments in such qualities, the administrator director may waive competition
13 requirements unless the vacancy is to be filled by promotion.

14 **SECTION 3710.** 230.15 (2m) of the statutes is amended to read:

15 230.15 (2m) If a vacancy occurs in a position in the classified service and the
16 administrator director is notified by an appointing authority that the position is to
17 be filled by a disabled veteran under s. 230.275, the administrator director shall
18 waive all competition requirements for filling the position.

19 **SECTION 3711.** 230.16 (1) (a) of the statutes is amended to read:

20 230.16 (1) (a) The administrator director shall require persons applying for
21 admission to any examination under this subchapter or under the rules of the
22 administrator director to file an application with the ~~division~~ bureau a reasonable
23 time prior to the proposed examination.

24 **SECTION 3712.** 230.16 (1) (am) of the statutes is amended to read:

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1 230.16 (1) (am) The ~~administrator~~ director may require in connection with the
2 application such supplementary work history, educational transcripts, statements
3 of physicians or others having knowledge of the applicant, as needed for qualification
4 evaluations.

5 **SECTION 3713.** 230.16 (1) (b) of the statutes is amended to read:

6 230.16 (1) (b) The ~~division~~ bureau shall furnish application forms without
7 charge to all persons requesting them.

8 **SECTION 3714.** 230.16 (2) of the statutes is amended to read:

9 230.16 (2) Competitive examinations shall be free and open to all applicants
10 who have fulfilled the preliminary requirements stated in the examination
11 announcement. To assure that all applicants have a fair opportunity to compete,
12 examinations shall be held at such times and places as, in the judgment of the
13 ~~administrator~~ director, most nearly meet the convenience of applicants and needs of
14 the service.

15 **SECTION 3715.** 230.16 (3) of the statutes is amended to read:

16 230.16 (3) The ~~administrator~~ director may appoint boards of examiners of at
17 least 2 persons for the purpose of conducting oral examinations as a part of the
18 examination procedure for certain positions. All board members shall be
19 well-qualified and impartial. All questions asked and answers made in any
20 examination of applicants shall be recorded and made a part of the records of the
21 applicants.

22 **SECTION 3716.** 230.16 (5) of the statutes is amended to read:

23 230.16 (5) In the interest of sound personnel management, consideration of
24 applicants and service to agencies, the ~~administrator~~ director may set a standard for
25 proceeding to subsequent steps in an examination, provided that all applicants are

SENATE BILL 21**SECTION 3716**

1 fairly treated and due notice has been given. The standard may be at or above the
2 passing point set by the ~~administrator~~ director for any portion of the examination.
3 The ~~administrator~~ director shall utilize appropriate scientific techniques and
4 procedures in administering the selection process, in rating the results of
5 examinations and in determining the relative ratings of the competitors.

6 **SECTION 3717.** 230.16 (6) of the statutes is amended to read:

7 230.16 (6) If any applicant is unable to complete the examination in the form
8 presented to the applicant due to a disability, the ~~division~~ bureau shall provide a
9 reader, an appropriate place to take the examination or other similar prerequisites
10 to ensure equality of opportunity in the examination.

11 **SECTION 3718.** 230.16 (7m) (b) (intro.) of the statutes is amended to read:

12 230.16 (7m) (b) (intro.) The ~~office~~ division shall accept an application after its
13 due date from a veteran if all of the following apply:

14 **SECTION 3719.** 230.16 (7m) (c) of the statutes is amended to read:

15 230.16 (7m) (c) Within 30 days after acceptance of an application under par.
16 (b), the ~~office~~ division shall give the applicant an examination.

17 **SECTION 3720.** 230.16 (9) of the statutes is amended to read:

18 230.16 (9) The officials in control of state, municipal and county buildings,
19 upon requisition by the ~~administrator~~ director, shall furnish without charge
20 adequate rooms and building services for the administration of examinations.

21 **SECTION 3721.** 230.16 (11) of the statutes is amended to read:

22 230.16 (11) Records of examinations, including a transcript or recorded tape
23 of oral examinations, given under this subchapter shall be retained for at least one
24 year. Inspection of such records shall be regulated by rules of the ~~administrator~~
25 director.

SENATE BILL 21**SECTION 3722**

1 **SECTION 3722.** 230.17 of the statutes is amended to read:

2 **230.17 Applicants and eligibles may be barred; bonds may be required.**

3 **(1)** The ~~administrator~~ director shall provide by rule, the conditions, not otherwise
4 provided by law, under which an applicant may be refused examination or
5 reexamination, or an eligible refused certification. These conditions shall be based
6 on sufficient reason and shall reflect sound technical personnel management
7 practices and those standards of conduct, deportment and character necessary and
8 demanded to the orderly, efficient and just operation of the state service.

9 **(2)** If the ~~administrator~~ director refuses to examine an applicant, or after an
10 examination to certify an eligible, as provided in this section, the ~~administrator~~
11 director, if requested by the applicant so rejected within 10 days of the date of receipt
12 of the notice of rejection, shall give the applicant a full and explicit statement of the
13 exact cause of such refusal to examine or to certify. Applicants may appeal to the
14 commission the decision of the ~~administrator~~ director to refuse to examine or certify
15 under s. 230.44 (1) (a). Upon request of an applicant or an eligible for a civil service
16 position who has a disability, the department of health services shall obtain from the
17 ~~administrator~~ director a detailed description of all duties entailed by such position
18 and shall determine and report its findings to the ~~administrator~~ director, as to the
19 ability of the applicant, or eligible, to perform the duties of such position. Such
20 findings shall be conclusive as to the qualifications of any applicant, or eligible, so
21 examined. A notice of rejection shall notify an applicant or eligible of his or her rights
22 under this subsection.

23 **(3)** When any position to be filled involves fiduciary responsibility, the
24 appointing authority shall conduct a criminal history background check before
25 offering employment to an applicant for the position. If otherwise permitted by law,

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1 the appointing authority may require the appointee to furnish bond or other security,
2 and shall notify the ~~administrator~~ director of the amount and other details thereof.
3 Any surety company authorized to do business in this state shall be a sufficient
4 security on any such bond.

5 **SECTION 3723.** 230.18 of the statutes is amended to read:

6 **230.18 Discrimination prohibited.** No question in any form of application
7 or in any examination may be so framed as to elicit information concerning the
8 partisan political or religious opinions or affiliations of any applicant nor may any
9 inquiry be made concerning such opinions or affiliations and all disclosures thereof
10 shall be discountenanced except that the ~~administrator~~ director may evaluate the
11 competence and impartiality of applicants for positions such as clinical chaplain in
12 a state institutional program. No discriminations may be exercised in the
13 recruitment, application, examination or hiring process against or in favor of any
14 person because of the person's political or religious opinions or affiliations or because
15 of age, sex, disability, race, color, sexual orientation, national origin or ancestry
16 except as otherwise provided.

17 **SECTION 3724.** 230.19 (1) of the statutes is amended to read:

18 230.19 (1) The ~~administrator~~ director shall provide employees with reasonable
19 opportunities for career advancement, within a classified service structure designed
20 to achieve and maintain a highly competent work force, with due consideration given
21 to affirmative action.

22 **SECTION 3725.** 230.19 (2) of the statutes is amended to read:

23 230.19 (2) If, in the judgment of the ~~administrator~~ director, the group of
24 applicants best able to meet the requirements for vacancies in positions in the
25 classified service are available within the classified service, the vacancies shall be

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1 filled by competition limited to persons in the classified service who are not employed
2 under s. 230.26 or 230.27 and persons with the right of restoration resulting from
3 layoff under s. 230.34 (2), unless it is necessary to go outside the classified service to
4 be consistent with an approved affirmative action plan or program. The
5 ~~administrator~~ director may also limit competition for promotion to the employees of
6 an agency or an employing unit within an agency if the resulting group of applicants
7 would fairly represent the proportion of members of racial and ethnic, gender or
8 disabled groups in the relevant labor pool for the state.

9 **SECTION 3726.** 230.21 (1) of the statutes is amended to read:

10 230.21 (1) Subject to s. 230.275, the ~~administrator~~ director may, to meet the
11 needs of the service, establish separate recruitment, examination and certification
12 procedures for filling positions in unskilled labor and service classes.

13 **SECTION 3727.** 230.21 (1m) (a) (intro.) of the statutes is amended to read:

14 230.21 (1m) (a) (intro.) If the ~~administrator~~ director uses the method of random
15 certification to determine which applicants for an unskilled labor or service position
16 will receive further consideration for the position, the ~~administrator~~ director shall
17 do all of the following:

18 **SECTION 3728.** 230.21 (1m) (b) of the statutes is amended to read:

19 230.21 (1m) (b) If the ~~administrator~~ director uses the method of random
20 certification to determine which applicants for an unskilled labor or service position
21 will receive further consideration for the position and the appointing authority does
22 not select a veteran or a person the hiring of whom would serve affirmative action
23 purposes, the appointing authority shall make and retain a written record of the
24 appointing authority's reasons for selecting the person who was appointed. The
25 appointing authority shall make the written records available to the ~~office~~ division

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1 and annually submit a report to the ~~office~~ division summarizing the reasons
2 contained in the written records.

3 **SECTION 3729.** 230.21 (2) of the statutes is amended to read:

4 230.21 (2) The ~~administrator~~ director may designate classifications in which
5 applicants are in critically short supply and may develop such recruitment,
6 examination and certification processes as will provide agencies with prompt
7 certification when qualified applicants can be found, provided that due notice has
8 been given and proper competitive standards have been maintained.

9 **SECTION 3730.** 230.21 (3) of the statutes is amended to read:

10 230.21 (3) The ~~administrator~~ director shall designate classifications in prison
11 industries in the department of corrections as critical positions requiring expeditious
12 hiring and shall develop such recruitment, examination and certification processes
13 as will provide the department with prompt certification when qualified applicants
14 can be found, provided that due notice has been given and proper competitive
15 standards have been maintained.

16 **SECTION 3731.** 230.213 of the statutes is amended to read:

17 **230.213 Affirmative action procedures for corrections positions.** The
18 ~~administrator~~ director may, to meet affirmative action objectives, establish such
19 recruitment, examination and certification procedures for positions in the
20 department of corrections as will enable the department of corrections to increase the
21 number of employees of a specified gender or a specified racial or ethnic group in
22 those positions. The ~~administrator~~ director shall design the procedures to obtain a
23 work force in the department of corrections that reflects the relevant labor pool. The
24 ~~administrator~~ director may determine the relevant labor pool from the population

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1 of the state or of a particular geographic area of the state, whichever is more
2 appropriate for achieving the affirmative action objective.

3 **SECTION 3732.** 230.215 (3) (a) of the statutes is amended to read:

4 230.215 (3) (a) An agency may, with the approval of the ~~director~~ administrator
5 and with the approval of the secretary of administration under s. 16.50, restructure
6 budgeted permanent positions as such positions become vacant or if an employee
7 voluntarily requests a job-sharing or permanent part-time employment
8 opportunity. No employee occupying a full-time permanent position may be
9 involuntarily terminated, demoted, transferred or reassigned in order to restructure
10 that position for permanent part-time employment and no such employee may be
11 required to accept a permanent part-time position as a condition of continued
12 employment.

13 **SECTION 3733.** 230.215 (3) (b) of the statutes is amended to read:

14 230.215 (3) (b) If the ~~director~~ administrator, upon review of the report
15 submitted under sub. (4), determines that an agency's past or proposed actions
16 relating to permanent part-time employment opportunities do not adequately
17 reflect the policy under sub. (1) (e), the ~~director~~ administrator may recommend
18 procedures designed to enable the agency to effect such policy.

19 **SECTION 3734.** 230.215 (4) of the statutes is amended to read:

20 230.215 (4) REPORTS. Each agency, in complying with s. 15.04 (1) (d), shall
21 include a report on the progress or failure of the plans of such agency in achieving
22 the policies stated under sub. (1) and shall submit a copy of such report to the ~~director~~
23 administrator.

24 **SECTION 3735.** 230.22 of the statutes is amended to read:

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1 **230.22 Entry professional selection.** (1) The ~~director~~ administrator may
2 establish by rule an entry professional class program for use in a wide range of entry
3 professional positions.

4 (2) In connection with this program the ~~director~~ administrator may establish
5 separate classifications and corresponding pay provisions to provide agencies an
6 entry professional program, through which they can compete on campuses and in the
7 labor market for the best available applicants.

8 (3) Subject to s. 230.275, the ~~administrator~~ director may establish separate
9 recruitment, evaluation and certification procedures for certain entry professional
10 positions. Vacancies in entry professional positions may be limited to persons with
11 a degree from an institution of higher education, as defined in s. 108.02 (18), or a
12 degree under an associate degree program, as defined in s. 38.01 (1).

13 (4) The ~~administrator~~ director may provide for cooperative programs leading
14 to eligibility for permanent appointment in order to enable institutions of higher
15 education and agencies to attract and train the highest caliber of undergraduate or
16 graduate students for government employment.

17 **SECTION 3736.** 230.24 (1) of the statutes is amended to read:

18 230.24 (1) The ~~director~~ administrator may by rule develop a career executive
19 program that emphasizes excellence in administrative skills in order to provide
20 agencies with a pool of highly qualified executive candidates, to provide outstanding
21 administrative employees a broad opportunity for career advancement and to
22 provide for the mobility of such employees among the agencies and units of state
23 government for the most advantageous use of their managerial and administrative
24 skills. To accomplish the purpose of this program, the ~~administrator~~ director may
25 provide policies and standards for recruitment, examination, probation,

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1 employment register control, certification, transfer, promotion and reemployment,
2 and the director may provide policies and standards for classification and salary
3 administration, separate from procedures established for other employment. The
4 ~~director~~ administrator shall determine the positions which may be filled from career
5 executive employment registers.

6 **SECTION 3737.** 230.24 (1m) of the statutes is amended to read:

7 230.24 (1m) The policy established by the ~~administrator~~ director under sub.
8 (1) that deals with probation shall provide the option of extending the probationary
9 period for individuals with disabilities, as defined in s. 111.32 (8), who are employees
10 in a manner consistent with s. 230.28 (1) (bm).

11 **SECTION 3738.** 230.25 (1) of the statutes is amended to read:

12 230.25 (1) Appointing authorities shall give written notice to the ~~administrator~~
13 director of any vacancy to be filled in any position in the classified service. The
14 ~~administrator~~ director shall certify, under this subchapter and the rules of the
15 ~~administrator~~ director, from the register of eligibles appropriate for the kind and
16 type of employment, the grade and class in which the position is classified, any
17 number of names at the head thereof. In determining the number of names to certify,
18 the ~~administrator~~ director shall use statistical methods and personnel management
19 principles that are designed to maximize the number of certified names that are
20 appropriate for filling the specific position vacancy. Up to 2 persons considered for
21 appointment 3 times and not selected may be removed from the register for each 3
22 appointments made. Certification under this subsection shall be made before
23 granting any preference under s. 230.16 (7).

24 **SECTION 3739.** 230.25 (1g) of the statutes is amended to read:

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1 230.25 (1g) For every position to be filled by promotion from a promotional
2 register, the ~~administrator~~ director shall, after certifying names under sub. (1),
3 additionally certify the name of the highest ranked disabled veteran whose disability
4 is at least 70%.

5 **SECTION 3740.** 230.25 (1n) (a) (intro.) of the statutes is amended to read:

6 230.25 (1n) (a) (intro.) After certifying names under subs. (1), (1g) and (1m),
7 the ~~administrator~~ director may engage in expanded certification by doing one or
8 more of the following:

9 **SECTION 3741.** 230.25 (1n) (b) of the statutes is amended to read:

10 230.25 (1n) (b) The ~~administrator~~ director may certify names under par. (a) 1.
11 or 2. only if an agency requests expanded certification in order to comply with an
12 approved affirmative action plan or program. The ~~administrator~~ director may certify
13 names under par. (a) 3. only if an agency requests expanded certification in order to
14 hire persons with a disability.

15 **SECTION 3742.** 230.25 (1p) of the statutes is amended to read:

16 230.25 (1p) If an appointing authority appoints a person certified under this
17 section and the person is not a veteran, the spouse of a veteran or a person the hiring
18 of whom would serve affirmative action purposes, the appointing authority shall
19 make and retain a written record of the appointing authority's reasons for selecting
20 the person who was appointed. The appointing authority shall make the written
21 records available to the office division and annually submit a report to the office
22 division summarizing the reasons contained in the written records. The office
23 division shall annually prepare a report summarizing, for each agency, the reasons
24 contained in the records prepared by appointing authorities under this subsection.

25 **SECTION 3743.** 230.25 (2) of the statutes is amended to read:

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1 230.25 (2) (a) When certifying names to appointing authorities under this
2 section, the ~~administrator~~ director shall specify whether the certification includes
3 qualifying veterans or persons the hiring of whom would serve affirmative action
4 purposes, without divulging the names of those individuals. The ~~administrator~~
5 director shall not disclose any applicant's test score, with or without the addition of
6 veterans preference points under s. 230.16 (7), to the appointing authority.

7 (b) Unless otherwise provided in this subchapter or the rules of the
8 ~~administrator~~ director, appointments shall be made by appointing authorities to all
9 positions in the classified service from among those certified to them in accordance
10 with this section. Appointments shall be made within 60 days after the date of
11 certification unless an exception is made by the ~~administrator~~ director. If an
12 appointing authority does not make an appointment within 60 days after
13 certification, he or she shall immediately report in writing to the ~~administrator~~
14 director the reasons therefor. If the ~~administrator~~ director determines that the
15 failure to make an appointment is not justified under the merit system, the
16 ~~administrator~~ director shall issue an order directing that an appointment be made.

17 **SECTION 3744.** 230.25 (3) (b) of the statutes is amended to read:

18 230.25 (3) (b) The ~~administrator~~ director may allow a register to expire after
19 3 months, but only after considering the impact of such an action on the policy of this
20 state to provide for equal employment opportunity and to take affirmative action, as
21 specified in s. 230.01 (2).

22 **SECTION 3745.** 230.25 (4) of the statutes is amended to read:

23 230.25 (4) (a) The ~~administrator~~ director may establish a new and separate
24 register for a specific position or class only when in the ~~administrator's~~ director's

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1 judgment there is no appropriate existing register from which appointments may be
2 made.

3 (b) The ~~administrator~~ director may establish separate registers for various
4 geographic areas of the state if the needs of the service so require, provided proper
5 publicity has been given of the intent to establish such registers.

6 **SECTION 3746.** 230.25 (5) of the statutes is amended to read:

7 230.25 (5) Notwithstanding sub. (2) (a), if an appointing authority elects to
8 appoint a disabled veteran to a vacant position on a noncompetitive basis under s.
9 230.275 and the appointing authority has requested a certification for the position,
10 the ~~administrator~~ director shall provide the appointing authority the names of all
11 disabled veterans certified for appointment to the position and who satisfy the
12 condition specified in s. 230.275 (1) (a) and the names of all such disabled veterans
13 who are on any other employment register that is identified by the appointing
14 authority.

15 **SECTION 3747.** 230.26 (1) of the statutes is amended to read:

16 230.26 (1) The ~~administrator~~ director may provide by rule for selection and
17 appointment for limited term appointments, which are provisional appointments or
18 appointments for less than 1,044 hours per year.

19 **SECTION 3748.** 230.26 (1m) of the statutes is amended to read:

20 230.26 (1m) An appointing authority may not appoint a person who is not a
21 state resident to a limited term appointment unless approved by the ~~administrator~~
22 director.

23 **SECTION 3749.** 230.26 (2) of the statutes is amended to read:

24 230.26 (2) If there are urgent reasons for filling a vacancy in any position in
25 the classified service and the ~~administrator~~ director is unable to certify to the

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1 appointing authority, upon requisition by the latter, a list of persons eligible for
2 appointment from an appropriate employment register, the appointing authority
3 may nominate a person to the ~~administrator~~ director for noncompetitive
4 examination. If the nominee is certified by the ~~administrator~~ director as qualified,
5 the nominee may be appointed provisionally to fill the vacancy until an appointment
6 can be made from a register established after announcement of competition for the
7 position, except that no provisional appointment may be continued for more than 45
8 working days after the date of certification from the register. Successive
9 appointments may not be made under this subsection. This subsection does not
10 apply to a person appointed to a vacant position in the classified service under s.
11 230.275.

12 **SECTION 3750.** 230.26 (5) of the statutes is amended to read:

13 230.26 (5) If the ~~administrator~~ director determines that an agency is not in
14 compliance with the requirements of, or rules related to, sub. (1), (1m) or (2)
15 regarding a particular employee, the ~~administrator~~ director shall direct the
16 appointing authority to terminate the employee.

17 **SECTION 3751.** 230.27 (1m) (b) of the statutes is amended to read:

18 230.27 (1m) (b) The ~~administrator~~ director may waive the prohibition under
19 par. (a) if there is a critical need for employees in a specific classification or position
20 or a critical shortage of residents of this state possessing the skills or qualifications
21 required for a position.

22 **SECTION 3752.** 230.27 (2) of the statutes is amended to read:

23 230.27 (2) Subject to s. 230.275, the ~~administrator~~ director may provide by rule
24 for the selection and appointment of a person to a project position.

25 **SECTION 3753.** 230.27 (2k) of the statutes is amended to read:

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1 230.27 (2k) If an appointing authority selects, for a project position, a person
2 who is not a veteran or is not a person the hiring of whom would serve affirmative
3 action purposes, the appointing authority shall make and retain a written record of
4 the appointing authority's reasons for selecting the person who was appointed. The
5 appointing authority shall make the written records available to the ~~office~~ division
6 and annually submit a report to the ~~office~~ division summarizing the reasons
7 contained in the written records. The ~~office~~ division shall annually prepare a report
8 summarizing, for each agency, the information submitted by appointing authorities
9 under this subsection.

10 **SECTION 3754.** 230.275 (1) (d) of the statutes is amended to read:

11 230.275 (1) (d) The appointing authority notifies the ~~administrator~~ director in
12 writing that the position is to be filled with a disabled veteran on a noncompetitive
13 basis.

14 **SECTION 3755.** 230.28 (1) (a) of the statutes is amended to read:

15 230.28 (1) (a) All original and all promotional appointments to permanent,
16 sessional and seasonal positions, with the exception of those positions designated as
17 supervisor or management under s. 111.81, in the classified service shall be for a
18 probationary period of 6 months, but the ~~administrator~~ director at the request of the
19 appointing authority and in accordance with the rules related thereto may extend
20 any such period for a maximum of 3 additional months. Dismissal may be made at
21 any time during such periods. Upon such dismissal, the appointing authority shall
22 report to the ~~administrator~~ director and to the employee removed, the dismissal and
23 the reason therefor. The ~~administrator~~ director may remove an employee during the
24 employee's probationary period if the ~~administrator~~ director finds, after giving notice

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1 and an opportunity to be heard, that such employee was appointed as a result of
2 fraud or error.

3 **SECTION 3756.** 230.28 (1) (b) of the statutes is amended to read:

4 230.28 (1) (b) The ~~administrator~~ director may authorize a longer probationary
5 period not to exceed 2 years for any administrative, technical or professional
6 position, in order to provide the appointing authority assurance that the employee
7 has had adequate exposure to the various responsibilities which are a part of the
8 position or classification.

9 **SECTION 3757.** 230.28 (1) (bm) (intro.) of the statutes is amended to read:

10 230.28 (1) (bm) (intro.) At the request of an appointing authority and an
11 employee, the ~~administrator~~ director may authorize, at any time before the
12 completion of the probationary period, an extended probationary period of up to one
13 additional year for an individual with a disability, as defined in s. 111.32 (8), who is
14 the employee to allow the employee to do any of the following:

15 **SECTION 3758.** 230.28 (1) (c) of the statutes is amended to read:

16 230.28 (1) (c) Upon request by the appointing authority, the ~~administrator~~
17 director may waive any portion of the lengthened probationary period but in no case
18 before a 6-month probationary period has been served.

19 **SECTION 3759.** 230.28 (3) of the statutes is amended to read:

20 230.28 (3) If an employee is removed from a position during the probationary
21 period, and the ~~administrator~~ director determines that the person is suitable for
22 appointment to another position, the person's name may be restored to the list from
23 which it was certified.

24 **SECTION 3760.** 230.28 (4) of the statutes is amended to read:

SENATE BILL 21**SECTION 3760**

1 230.28 (4) A person reinstated in an employing unit other than one in which
2 the person previously served in permanent status in the class in which the person
3 is being reinstated, an employee who transfers from one employing unit to another,
4 an employee who moves to a different employing unit in conjunction with a voluntary
5 demotion, and a person who had not obtained permanent status in class in a
6 supervisory or management position prior to appointment to another supervisory or
7 management position, may be required by the appointing authority to serve a
8 probationary period. Provisions for the duration of such probationary period shall
9 be provided in the rules of the ~~administrator~~ director.

10 **SECTION 3761.** 230.29 of the statutes is amended to read:

11 **230.29 Transfers.** A transfer may be made from one position to another only
12 if specifically authorized by the ~~administrator~~ director.

13 **SECTION 3762.** 230.30 (1) of the statutes is amended to read:

14 230.30 (1) Each agency shall constitute an employing unit for purposes of
15 personnel transactions, except where appropriate functional, organizational or
16 geographic breakdowns exist within the agency and except as provided in sub. (2).
17 These breakdowns may constitute a separate employing unit for one or more types
18 of personnel transactions under an overall employing unit plan if requested by the
19 appointing authority of that agency and approved by the ~~administrator~~ director. If
20 the ~~administrator~~ director determines, after conferring with the appointing
21 authority of the employing agency, that an employing unit is or has become
22 inappropriate to carry out sound personnel management practices due to factors
23 including, but not limited to, the size or isolated location of portions of the employing
24 unit, the ~~administrator~~ director may revise the employing unit structure of the
25 agency to effect the remedy required.

SENATE BILL 21**SECTION 3763**

1 **SECTION 3763.** 230.31 (1) (b) of the statutes is amended to read:

2 230.31 (1) (b) For a 3–year period from the date of separation, if on layoff status,
3 the person shall be placed, in inverse order of layoff, on an appropriate mandatory
4 restoration register for the unit used for layoff and on a restoration register for the
5 agency from which the person was laid off. Use of such registers shall be subject to
6 the rules of the ~~administrator~~ director.

7 **SECTION 3764.** 230.31 (2) of the statutes is amended to read:

8 230.31 (2) The ~~administrator~~ director may also provide for the reinstatement
9 of persons who have served in seasonal and sessional employment and for persons
10 who separate from a position while serving a probationary period.

11 **SECTION 3765.** 230.315 (1) (c) of the statutes is amended to read:

12 230.315 (1) (c) The employee has received a military leave of absence under s.
13 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V
14 of ch. 111, or under rules promulgated by the ~~office of employment relations~~ division
15 or is eligible for reemployment with the state under s. 321.64 after completion of his
16 or her service in the U.S. armed forces.

17 **SECTION 3766.** 230.32 (3) of the statutes is amended to read:

18 230.32 (3) (a) Any classified employee who leaves state service and enters the
19 armed forces of the United States shall, under this section, be granted written
20 military leave of absence by the appointing authority. Notice of such leave from state
21 service and the terms of any such leave shall be given in writing by the appointing
22 authority to the ~~director~~ administrator for purposes of record.

23 (b) Any classified employee who leaves state service for civilian employment
24 in response to a specific request or order of the federal government or any of its
25 agencies in connection with manpower redistribution and utilization shall, under

SENATE BILL 21**SECTION 3766**

1 this section, make written application to the appointing authority for civilian leave
2 of absence presenting such specific request or order of the federal government as
3 supporting evidence. Such civilian leave shall be allowed by the appointing
4 authority and its terms, which shall conform to the rules of the ~~director~~
5 administrator, shall be in writing. Notice of such leave from state service shall be
6 made in writing by the appointing authority to the ~~director~~ administrator for
7 purposes of record.

8 (c) All such military or civilian leaves of absence as heretofore may have been
9 granted are validated and shall be deemed to be sufficient and effective hereunder.
10 Such leaves shall be recorded with the ~~director~~ administrator.

11 **SECTION 3767.** 230.32 (4) of the statutes is amended to read:

12 230.32 (4) Any person appointed to fill the position of an employee on such
13 military or civilian leave shall be designated as a substitute or replacement employee
14 and upon the return and reemployment of the original employee the substitute
15 employee shall be transferred to a similar position with the same employing agency
16 if one is available, or if not, he or she shall be eligible for reinstatement or have the
17 right of restoration in accordance with this subchapter and the rules of the
18 ~~administrator~~ director. The status of any person who is appointed to fill the place
19 of an employee on military or civilian leave under this section shall be governed by
20 the rules of the ~~administrator~~ director pursuant thereto.

21 **SECTION 3768.** 230.32 (5) of the statutes is amended to read:

22 230.32 (5) The restoration of classified former employees of the state shall be
23 governed by this section and by the rules of the ~~administrator~~ director.

24 **SECTION 3769.** 230.33 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 3769**

1 230.33 (2) A person appointed to an unclassified position by an appointing
2 authority other than an appointing authority described under sub. (1), to a
3 department other than the one in which the person was a classified employee may
4 be granted a leave of absence without pay at the option of the person's former
5 appointing authority in accordance with the leave of absence provisions in the rules
6 of the ~~director~~ administrator. An employee granted a leave of absence shall have the
7 same restoration rights and reinstatement privileges as under sub. (1m). If not
8 granted a leave of absence, the employee shall be entitled only to the reinstatement
9 privileges under sub. (1m).

10 **SECTION 3770.** 230.339 of the statutes is repealed.

11 **SECTION 3771.** 230.34 (1) (c) of the statutes is amended to read:

12 230.34 (1) (c) The ~~director~~ administrator shall establish guidelines for uniform
13 application of this authority among the various agencies.

14 **SECTION 3772.** 230.34 (2) (b) of the statutes is amended to read:

15 230.34 (2) (b) The ~~administrator~~ director shall promulgate rules governing
16 layoffs and appeals therefrom and alternative procedures in lieu of layoff to include
17 voluntary and involuntary demotion and the exercise of a displacing right to a
18 comparable or lower class, as well as the subsequent employee right of restoration
19 or eligibility for reinstatement.

20 **SECTION 3773.** 230.34 (2m) of the statutes is amended to read:

21 230.34 (2m) Employees in positions funded by nonstate funds made available
22 contingent on special employee eligibility requirements such as length of prior
23 unemployment, specific occupational disadvantages or need for remedial work
24 experience, shall be exempt from inclusion with the employees whose positions are
25 in classes considered for layoff under sub. (2). In the case of reduction in force in such

SENATE BILL 21**SECTION 3773**

1 nonstate funded positions, layoffs and layoff procedures established pursuant to the
2 rules of the ~~administrator~~ director may be limited to employees whose positions are
3 dependent upon specific funding contingencies.

4 **SECTION 3774.** 230.34 (3) of the statutes is amended to read:

5 230.34 (3) The appointing authority shall confer with the ~~administrator~~
6 director relative to a proposed layoff a reasonable time before the effective date
7 thereof in order to assure compliance with the rules.

8 **SECTION 3775.** 230.34 (4) of the statutes is amended to read:

9 230.34 (4) Resignations shall be regulated by the rules of the ~~director~~
10 administrator.

11 **SECTION 3776.** 230.35 (1) (d) of the statutes is amended to read:

12 230.35 (1) (d) Annual leaves of absence shall not be cumulative except under
13 sub. (1p) and except that unused annual leave shall, subject to the rules of the
14 ~~director~~ administrator, be used in the year following the one in which it was earned,
15 but no employee shall lose any unused annual leave because the employee's work
16 responsibilities prevented the usage of the unused annual leave during the first 6
17 months of the year following the year in which it was earned.

18 **SECTION 3777.** 230.35 (1m) (f) of the statutes is amended to read:

19 230.35 (1m) (f) The continuous service of an employee eligible for annual leave
20 under this subsection shall not be considered interrupted if the employee was on an
21 approved leave of absence to participate in providing specialized disaster relief
22 services or if the employee leaves the service and is reemployed by the state in
23 another position covered under this subsection. Employees appointed to career
24 executive positions under s. 230.24 or positions designated in s. 19.42 (10) (L) or
25 20.923 (4), (7), (8), or (9) or authorized under s. 230.08 (2) (e) are not subject to the

SENATE BILL 21**SECTION 3777**

1 continuous service requirements under sub. (1) (g) if they are reemployed in any of
2 those positions, regardless of the duration of their absence. If the employees are
3 reemployed in a position other than a career executive position or a position
4 designated in s. 19.42 (10) (L) or 20.923 (4), (7), (8), or (9) or authorized under s.
5 230.08 (2) (e), continuous service shall be established in accordance with rules of the
6 ~~director~~ administrator.

7 **SECTION 3778.** 230.35 (1s) of the statutes is amended to read:

8 230.35 (1s) Annual leave of absence with pay for instructional staff employed
9 by the board of regents of the University of Wisconsin System who provide services
10 for a charter school established by contract under s. 118.40 (2r) (cm), 2013 stats.,
11 shall be determined by the governing board of the charter school established by
12 contract under s. 118.40 (2r) (cm), 2013 stats., as approved by the chancellor of the
13 University of Wisconsin–Parkside.

14 **SECTION 3779.** 230.35 (1s) of the statutes, as affected by 2015 Wisconsin Act
15 (this act), is repealed.

16 **SECTION 3780.** 230.35 (2) of the statutes is amended to read:

17 230.35 (2) Leave of absence with pay owing to sickness and leave of absence
18 without pay, other than annual leave and leave under s. 103.10, shall be regulated
19 by rules of the ~~director~~ administrator, except that unused sick leave shall accumulate
20 from year to year. After July 1, 1973, employees appointed to career executive
21 positions under the program established under s. 230.24 or positions designated in
22 s. 19.42 (10) (L) or 20.923 (4), (7), (8), and (9) or authorized under s. 230.08 (2) (e) shall
23 have any unused sick leave credits restored if they are reemployed in a career
24 executive position or in a position under s. 19.42 (10) (L) or 20.923 (4), (7), (8), and
25 (9) or authorized under s. 230.08 (2) (e), regardless of the duration of their absence.

SENATE BILL 21**SECTION 3780**

1 Restoration of unused sick leave credits if reemployment is to a position other than
2 those specified above shall be in accordance with rules of the ~~director~~ administrator.

3 **SECTION 3781.** 230.35 (2r) (b) of the statutes is amended to read:

4 230.35 (2r) (b) The ~~director~~ administrator may establish, by rule, a
5 catastrophic leave program that permits employees to donate certain types and
6 amounts of leave credits to other employees who have been absent from pay status
7 because of a catastrophic need for which there is no paid leave benefits or
8 replacement income available. The ~~director~~ administrator shall determine the types
9 and amounts of leave credits that may be donated.

10 **SECTION 3782.** 230.35 (3) (d) of the statutes is amended to read:

11 230.35 (3) (d) Employees of the state are entitled to reasonable paid leaves of
12 absence to compete in promotional examinations and interviews. The ~~director~~
13 administrator shall promulgate rules governing the lengths of time allowable for
14 such leaves, their frequency and the provisions for their use.

15 **SECTION 3783.** 230.35 (3) (e) 2. e. of the statutes is amended to read:

16 230.35 (3) (e) 2. e. The leave of absence conforms with any rules of the ~~director~~
17 administrator regarding leaves of absence to provide specialized disaster relief
18 services.

19 **SECTION 3784.** 230.35 (3) (e) 5. of the statutes is amended to read:

20 230.35 (3) (e) 5. The ~~director~~ administrator may promulgate any rules
21 necessary to implement this paragraph.

22 **SECTION 3785.** 230.35 (5) (b) of the statutes is amended to read:

23 230.35 (5) (b) The standard basis of employment shall be divided into 5 work
24 days of 8 hours each except as provided under s. 230.215 (5), and except that when
25 the conditions of employment cannot be satisfied by adhering to this division or when

SENATE BILL 21**SECTION 3785**

1 the public would not be inconvenienced, deviations may be permitted upon
2 recommendation of the appointing authority and subsequent approval by the
3 ~~director~~ administrator.

4 **SECTION 3786.** 230.36 (1m) (b) 2. (intro.) of the statutes is amended to read:

5 230.36 (1m) (b) 2. (intro.) A conservation warden, conservation patrol boat
6 captain, conservation patrol boat engineer, member of the state patrol, state motor
7 vehicle inspector, ~~University of Wisconsin System police officer~~, security officer, or
8 security person, other state facilities police officer, special tax agent, excise tax
9 investigator employed by the department of revenue, and special criminal
10 investigation agent employed by the department of justice at all times while:

11 **SECTION 3787.** 230.36 (2m) (a) 14. of the statutes is amended to read:

12 230.36 (2m) (a) 14. A ~~University of Wisconsin System police officer or other~~
13 state facilities police officer and patrol officer.

14 **SECTION 3788.** 230.37 (1) of the statutes is amended to read:

15 230.37 (1) In cooperation with appointing authorities the ~~director~~
16 administrator shall establish an employee performance evaluation program to
17 provide a continuing record of employee development and, when applicable, to serve
18 as a basis for pertinent personnel actions. Similar evaluations shall be conducted
19 during the probationary period but may not infringe upon the authority of the
20 appointing authority to retain or dismiss employees during the probationary period.

21 **SECTION 3789.** 230.40 (6) of the statutes is amended to read:

22 230.40 (6) The ~~administrator~~ director shall administer this section.

23 **SECTION 3790.** 230.43 (5) of the statutes is amended to read:

24 230.43 (5) TAXPAYERS' SUITS. The right of any taxpayer to bring any action to
25 restrain the payment of compensation to any person appointed to or holding any

SENATE BILL 21**SECTION 3790**

1 office or place of employment in violation of this subchapter shall not be limited or
2 denied by reason of the fact that the office or place of employment has been classified
3 as, or determined to be, not subject to competitive examination; however, any
4 judgment or injunction in any such action shall be prospective only, and shall not
5 affect payments already made or due to such persons by the proper disbursing
6 officers, in accordance with the rules of the ~~director~~ administrator in force at the time
7 of such payments.

8 **SECTION 3791.** 230.44 (1) (a) of the statutes is amended to read:

9 230.44 (1) (a) *Decision made or delegated by ~~administrator~~ director.* Appeal of
10 a personnel decision under this subchapter made by the ~~administrator~~ director or by
11 an appointing authority under authority delegated by the ~~administrator~~ director
12 under s. 230.05 (2).

13 **SECTION 3792.** 230.44 (1) (b) of the statutes is amended to read:

14 230.44 (1) (b) *Decision made or delegated by ~~director~~ administrator.* Appeal of
15 a personnel decision under s. 230.09 (2) (a) or (d) or 230.13 (1) made by the ~~director~~
16 administrator or by an appointing authority under authority delegated by the
17 ~~director~~ administrator under s. 230.04 (1m).

18 **SECTION 3793.** 230.44 (1) (dm) of the statutes is amended to read:

19 230.44 (1) (dm) *Noncompetitive appointment of certain disabled veterans.* A
20 personnel action under s. 230.275 by an appointing authority that is alleged to be
21 illegal or an abuse of discretion. The ~~administrator~~ director and the office division
22 may not be a party to any such appeal.

23 **SECTION 3794.** 230.44 (4) (bm) of the statutes is amended to read:

24 230.44 (4) (bm) Upon request of an employee who files an appeal of the decision
25 of the ~~director~~ administrator made under s. 230.09 (2) (a) or (d), the appeal shall be

SENATE BILL 21**SECTION 3794**

1 heard by a commissioner or attorney employed by the commission serving as
2 arbitrator under rules promulgated for this purpose by the commission. In such an
3 arbitration, the arbitrator shall orally render a decision at the conclusion of the
4 hearing affirming, modifying or rejecting the decision of the ~~director~~ administrator.
5 The decision of the arbitrator is final and is not subject to review by the commission.
6 An arbitrator's decision may not be cited as precedent in any other proceeding before
7 the commission or before any court. The arbitrator shall promptly file his or her
8 decision with the commission. The decision of the arbitrator shall stand as the
9 decision of the commission. The decision of the commission is subject to review under
10 ss. 227.53 to 227.57 only on the ground that the decision was procured by corruption,
11 fraud or undue means or that the arbitrator or the commission exceeded the
12 arbitrator's or the commission's power. The record of a proceeding under this
13 paragraph shall be transcribed as provided in s. 227.44 (8).

14 **SECTION 3795.** 230.46 of the statutes is amended to read:

15 **230.46 Duties of council on affirmative action.** The council on affirmative
16 action ~~in the office~~ shall serve in a direct advisory capacity to the ~~director~~
17 administrator and as part of that relationship shall evaluate the progress of
18 affirmative action programs throughout the civil service system, seek compliance
19 with state and federal regulations and recommend improvements in the state's
20 affirmative action efforts as an employer. In carrying out its responsibilities, the
21 council may recommend legislation, consult with agency personnel and other
22 interested persons, conduct hearings and take other appropriate action to promote
23 affirmative action. The council shall report at least once per year to the governor and
24 the legislature.

25 **SECTION 3796.** 230.48 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 3796**

1 230.48 (2) PERSONNEL, FACILITIES AND EQUIPMENT. The ~~office~~ administrator shall
2 appoint, under the classified service, a secretary and such other employees as are
3 necessary to carry out the duties of the state employees suggestion board, and shall
4 provide such facilities and equipment as that board requires for the proper
5 performance of its work. The state employees suggestion board may request and
6 shall receive from any state department any assistance that it requires.

7 **SECTION 3797.** 230.90 (1) (c) of the statutes is amended to read:

8 230.90 (1) (c) “Governmental unit” means any association, authority, board,
9 commission, department, independent agency, institution, office, society or other
10 body in state government created or authorized to be created by the constitution or
11 any law, including the legislature, the office of the governor and the courts.
12 “Governmental unit” does not mean the University of Wisconsin Hospitals and
13 Clinics Authority, the University of Wisconsin System Authority, or any political
14 subdivision of the state or body within one or more political subdivisions which is
15 created by law or by action of one or more political subdivisions.

16 **SECTION 3798.** 230.90 (2) of the statutes is amended to read:

17 230.90 (2) An employee may bring an action in circuit court against his or her
18 employer or employer’s agent, including this state, if the employer or employer’s
19 agent retaliates, by engaging in a disciplinary action, against the employee because
20 the employee exercised his or her rights under the first amendment to the U.S.
21 constitution or article I, section 3, of the Wisconsin constitution by lawfully disclosing
22 information or because the employer or employer’s agent believes the employee so
23 exercised his or her rights. The employee shall bring the action within 2 years after
24 the action allegedly occurred or after the employee learned of the action, whichever
25 occurs last. No employee may bring an action against the ~~office~~ division of state

SENATE BILL 21**SECTION 3798**

1 ~~employment relations personnel management in the department of administration~~
2 as an employer's agent.

3 **SECTION 3799.** 231.02 (2) of the statutes is amended to read:

4 231.02 (2) The authority shall appoint an executive director and associate
5 executive director who shall not be members of the authority and who shall serve at
6 the pleasure of the authority. They shall receive such compensation as the authority
7 fixes, except that the compensation of the executive director shall not exceed the
8 maximum of the salary range established under s. 20.923 (1) for positions assigned
9 to executive salary group ~~4~~ 6 and the compensation of each other employee of the
10 authority shall not exceed the maximum of the salary range established under s.
11 20.923 (1) for positions assigned to executive salary group 3. The executive director
12 or associate executive director or other person designated by resolution of the
13 authority shall keep a record of the proceedings of the authority and shall be
14 custodian of all books, documents, and papers filed with the authority, the minute
15 book or journal of the authority, and its official seal. The executive director or
16 associate executive director or other person may cause copies to be made of all
17 minutes and other records and documents of the authority and may give certificates
18 under the official seal of the authority to the effect that such copies are true copies,
19 and all persons dealing with the authority may rely upon such certificates.

20 **SECTION 3800.** 231.27 (1) of the statutes is amended to read:

21 231.27 (1) In this section, “minority business”, “minority financial adviser” and
22 “minority investment firm” mean a business, financial adviser and investment firm,
23 respectively, certified by ~~the department of administration~~ under s. ~~16.287~~ 203.07
24 (2).

25 **SECTION 3801.** 231.29 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 3801**

1 231.29 (1) In this section, “business,” “financial adviser,” and “investment firm”
2 mean a business, financial adviser, and investment firm certified by the department
3 of administration under s. ~~16.283~~ 203.03 (3).

4 **SECTION 3802.** 232.05 (3) of the statutes is amended to read:

5 232.05 (3) The corporation may not:

6 (a) Sell, exchange, or otherwise divest itself of the Bradley center to a sports
7 and entertainment district under subch. VI of ch. 229.

8 (b) Dissolve and wind up its affairs, ~~unless the legislature enacts a law ordering~~
9 ~~dissolution or except as provided in s. 232.07~~ upon the sale, exchange, or other
10 divestiture of the Bradley center.

11 **SECTION 3803.** 233.01 (3) of the statutes is amended to read:

12 233.01 (3) “Board of regents” means the board of regents of the University of
13 Wisconsin System Authority.

14 **SECTION 3804.** 233.04 (7) (e) of the statutes is amended to read:

15 233.04 (7) (e) Any provision necessary to ensure that the general management
16 and operation of the on-campus facilities are consistent with the mission of the
17 University of Wisconsin System and responsibilities of the University of Wisconsin
18 System Authority specified in ss. 36.01 and ~~36.09~~ 36.11.

19 **SECTION 3805.** 233.10 (3) (c) 4. of the statutes is amended to read:

20 233.10 (3) (c) 4. Grant to the carry-over employee military leave, treatment of
21 military leave, jury service leave and voting leave in accordance with s. 230.35 (3)
22 and (4) (e) and, to the extent applicable, rules of the office division of state
23 employment relations personnel management in the department of administration
24 governing such leaves for employees in the classified service as of the last day of the

SENATE BILL 21**SECTION 3805**

1 employee's employment as a state employee if the employee was entitled to those
2 benefits on that day.

3 **SECTION 3806.** 233.10 (3r) (b) 1. of the statutes is amended to read:

4 233.10 (3r) (b) 1. Enter into an employment contract for such period with the
5 carry-over employee. For such period, the contract shall provide the carry-over
6 employee with the same procedural guarantees provided to persons having academic
7 staff appointments under s. 36.15, 2013 stats., on June 29, 1996.

8 **SECTION 3807.** 233.10 (3r) (b) 3. of the statutes is amended to read:

9 233.10 (3r) (b) 3. Grant to the carry-over employee, except when he or she is
10 on an unpaid leave of absence, a paid holiday on each of the days specified as a
11 holiday in policies and procedures established by the board of regents under s. 36.15
12 (2), 2013 stats., as of the last day of the employee's employment as a state employee
13 and any holiday compensatory time off that may be specified in policies and
14 procedures established by the board of regents under s. 36.15 (2), 2013 stats., as of
15 the last day of the employee's employment in the academic staff appointment.

16 **SECTION 3808.** 233.10 (3r) (b) 5. of the statutes is amended to read:

17 233.10 (3r) (b) 5. Grant to the carry-over employee military leave, treatment
18 of military leave, jury service leave and voting leave in accordance with policies and
19 procedures established by the board of regents under s. 36.15 (2), 2013 stats., and,
20 as of the last day of the employee's employment in the academic staff appointment.

21 **SECTION 3809.** 233.10 (3r) (b) 6. of the statutes is amended to read:

22 233.10 (3r) (b) 6. Grant to the carry-over employee the same opportunity for
23 any employee training that may be provided under policies and procedures
24 established by the board of regents under s. 36.15 (2), 2013 stats., as of the last day
25 of his or her employment in the academic staff appointment.

SENATE BILL 21**SECTION 3810**

1 **SECTION 3810.** 233.10 (4) of the statutes is amended to read:

2 233.10 (4) Notwithstanding the requirement that an employee be a state
3 employee, a carry-over employee of the authority who was employed in a position in
4 the classified service immediately prior to beginning employment with the authority
5 shall, from June 29, 1996, to June 30, 1997, have the same transfer rights under s.
6 230.29 and the rules of the office division of state employment relations personnel
7 management in the department of administration governing transfers as a person
8 who holds a position in the classified service.

9 **SECTION 3811.** Chapter 234 (title) of the statutes is repealed.

10 **SECTION 3812.** Subchapter I (title) of chapter 234 [precedes 234.01] of the
11 statutes is renumbered subchapter IV (title) of chapter 235 [precedes 235.40] and
12 amended to read:

13 **CHAPTER 235**

14 SUBCHAPTER IV

15 GENERAL PROVISIONS; HOUSING AND

16 ECONOMIC DEVELOPMENT PROGRAMS

17 **SECTION 3813.** 234.01 (intro.) of the statutes is renumbered 235.40 (intro.) and
18 amended to read:

19 **235.40 Definitions.** (intro.) In this chapter subchapter:

20 **SECTION 3814.** 234.01 (1) of the statutes is repealed.

21 **SECTION 3815.** 234.01 (2) of the statutes is repealed.

22 **SECTION 3816.** 234.01 (3) of the statutes is repealed.

23 **SECTION 3817.** 234.01 (3m) of the statutes is renumbered 235.40 (3m) and
24 amended to read:

SENATE BILL 21**SECTION 3817**

1 235.40 (3m) “Collateral” means a 3rd-party note, mortgage, guaranty,
2 insurance policy, bond, letter of credit, security agreement, or other instrument
3 securing the repayment of ~~an economic development loan or a mortgage loan.~~

4 **SECTION 3818.** 234.01 (4) of the statutes is renumbered 235.40 (4).

5 **SECTION 3819.** 234.01 (4m) of the statutes is repealed.

6 **SECTION 3820.** 234.01 (4n) of the statutes is repealed.

7 **SECTION 3821.** 234.01 (5) of the statutes is renumbered 235.40 (5).

8 **SECTION 3822.** 234.01 (5k) of the statutes is renumbered 235.40 (5k).

9 **SECTION 3823.** 234.01 (5m) of the statutes is renumbered 235.40 (5m) and
10 amended to read:

11 235.40 (5m) “Homeownership mortgage loan” has the meaning given under s.
12 ~~234.59~~ 235.59 (1) (f).

13 **SECTION 3824.** 234.01 (6) of the statutes is renumbered 235.40 (6), and 235.40
14 (6) (a) and (b), as renumbered, are amended to read:

15 235.40 (6) (a) If the corporation receives any loan or advance from the authority
16 under this ~~chapter~~ subchapter, it may enter into an agreement with the authority
17 providing for regulation with respect to rents, profits, dividends, and disposition of
18 property or franchises; and,

19 (b) If the corporation receives a loan or advance under this ~~chapter~~ subchapter,
20 the chairperson of the board of the authority, or his or her designee, acting with the
21 prior approval of the ~~majority of the members of the authority~~ board, may, if he or
22 she determines that any such loan or advance is in jeopardy of not being repaid, that
23 the proposed development for which such loan or advance was made is in jeopardy
24 of not being constructed, or that the corporation is not carrying out the intent and
25 purposes of this ~~chapter~~ subchapter, appoint to the board of directors of such

SENATE BILL 21**SECTION 3824**

1 corporation a number of new directors, which number shall be sufficient to constitute
2 a majority of such that board of directors, notwithstanding any other provision of
3 such articles of incorporation or of any other provision of law.

4 **SECTION 3825.** 234.01 (7) of the statutes is renumbered 235.40 (7).

5 **SECTION 3826.** 234.01 (7m) of the statutes is renumbered 235.40 (7m) and
6 amended to read:

7 235.40 (7m) “Housing rehabilitation loan” means a low interest housing
8 rehabilitation loan as defined in s. ~~234.49~~ 235.49 (1) (f) and (fm).

9 **SECTION 3827.** 234.01 (8) of the statutes is renumbered 235.40 (8), and 235.40
10 (8) (a) and (b), as renumbered, are amended to read:

11 235.40 (8) (a) As a condition of acceptance of a loan or advance under this
12 ~~chapter~~ subchapter, the limited–profit entity shall enter into an agreement with the
13 authority providing for limitations of rents, profits, dividends, and disposition of
14 property or franchises; ~~and~~.

15 (b) If the limited–profit entity receives a loan or advance under this ~~chapter~~
16 subchapter, the chairperson of the board of directors of the authority, or his or her
17 designee, acting with the prior approval of the ~~majority of members of the authority~~
18 board, may, if he or she determines that any such loan or advance is in jeopardy of
19 not being repaid, that the proposed development for which such loan or advance was
20 made is in jeopardy of not being constructed, or that the limited–profit entity is
21 otherwise not carrying out the intent and purposes of this ~~chapter~~ subchapter,
22 appoint to the board of directors or other comparable controlling body of such
23 limited–profit entity a number of new directors or persons, which number shall be
24 sufficient to constitute a voting majority of such board or controlling body,

SENATE BILL 21**SECTION 3827**

1 notwithstanding any other provisions of the limited-profit entity's articles of
2 incorporation or other documents of organization, or of any other provisions of law.

3 **SECTION 3828.** 234.01 (9) of the statutes is renumbered 235.40 (9), and 235.40
4 (9) (a) 5., as renumbered, is amended to read:

5 235.40 (9) (a) 5. That if the corporation receives a loan or advance under this
6 ~~chapter subchapter~~, the chairperson of the board of directors of the authority, or his
7 or her designee, acting with the prior approval of the ~~majority of the members of the~~
8 authority board, may, on determination that any such loan or advance is in jeopardy
9 of not being repaid, that the proposed development for which such loan or advance
10 was made is in jeopardy of not being constructed, that some part of the net income
11 or net earnings of the corporation is inuring to the benefit of any private person, that
12 the corporation is in some manner controlled or under the direction of or acting in
13 the substantial interest of any private person seeking to derive benefit or gain
14 therefrom or seeking to eliminate or minimize losses in any dealings or transactions
15 therewith, or that the corporation is not carrying out the intent and purposes of this
16 ~~chapter subchapter~~, appoint to the board of directors of such corporation a number
17 of new directors, which number shall be sufficient to constitute a majority of such
18 board, notwithstanding any other provisions of such articles of incorporation or of
19 any other provisions of law.

20 **SECTION 3829.** 234.01 (10) of the statutes is renumbered 235.40 (10) and
21 amended to read:

22 235.40 (10) "Persons and families of low and moderate income" means persons
23 and families who cannot afford to pay the amounts at which private enterprise,
24 without ~~federally-aided~~ federally aided mortgages or loans from the authority, can
25 provide a substantial supply of decent, safe and sanitary housing and who fall within

SENATE BILL 21**SECTION 3829**

1 income limitations set by the authority in its ~~rules~~ policies and procedures. In
2 determining such income limitations the authority shall consider the amounts of the
3 total income of such persons available for housing needs, the size of the family, the
4 cost and condition of available housing facilities, standards established for various
5 federal programs, and any other factors determined by the authority to be
6 appropriate in arriving at such limitations. Among low- or moderate-income
7 persons and families, preference shall be given to those displaced by governmental
8 action.

9 **SECTION 3830.** 234.02 of the statutes is repealed.

10 **SECTION 3831.** 234.03 of the statutes is repealed.

11 **SECTION 3832.** 234.032 of the statutes is repealed.

12 **SECTION 3833.** 234.034 of the statutes is renumbered 235.401.

13 **SECTION 3834.** 234.04 of the statutes is renumbered 235.402, and 235.402 (2),
14 as renumbered, is amended to read:

15 235.402 (2) The authority may make or participate in the making and enter
16 into commitments for the making of long-term mortgage loans to eligible sponsors
17 of housing projects for occupancy by persons and families of low and moderate
18 income, or for the making of homeownership mortgage loans or housing
19 rehabilitation loans or loans for the refinancing of qualified subprime loans under
20 s. ~~234.592~~ 235.592 to persons and families of low and moderate income, an applicant
21 under s. ~~234.59~~ or ~~234.592~~ 235.59 to 235.592, or other eligible beneficiaries as defined
22 in s. ~~234.49~~ 235.49. The loans may be made only upon the determination by the
23 authority that they are not otherwise available from private lenders upon reasonably
24 equivalent terms and conditions. The authority may not make a loan to a person
25 whose name appears on the statewide support lien docket under s. 49.854 (2) (b),

SENATE BILL 21**SECTION 3834**

1 unless the person provides to the authority a payment agreement that has been
2 approved by the county child support agency under s. 59.53 (5) and that is consistent
3 with rules promulgated under s. 49.858 (2) (a). The authority may employ, for such
4 compensation as it determines, the services of any financial institution in connection
5 with any loan.

6 **SECTION 3835.** 234.05 of the statutes is renumbered 235.403.

7 **SECTION 3836.** 234.06 of the statutes is renumbered 235.404.

8 **SECTION 3837.** 234.07 of the statutes is renumbered 235.405, and 235.405 (1),
9 as renumbered, is amended to read:

10 235.405 (1) Except as provided in sub. (2), a limited-profit entity ~~which~~ that
11 receives loans from the authority may not make distributions, other than from funds
12 contributed to the limited-profit entity by stockholders, partners, members, or
13 holders of beneficial interest in the limited-profit entity, in any one year with respect
14 to a project financed by the authority in excess of 6% of its equity in such project on
15 a cumulative basis. The equity in a project shall consist of the difference between the
16 amount of the mortgage loan and the total project cost. Total project cost shall
17 include construction or rehabilitation costs including job overhead and a builder's
18 and sponsor's profit and risk fee, architectural, engineering, legal, and accounting
19 costs, organizational expenses, land value, interest, and financing charges paid
20 during construction, the cost of landscaping and off-site improvements, whether or
21 not such costs have been paid in cash or in a form other than cash. With respect to
22 every project the authority shall, pursuant to ~~rules~~ policies and procedures adopted
23 by it, establish the entity's equity at the time of making of the final mortgage advance
24 and, for purposes of this section, that figure shall remain constant during the life of
25 the authority's loan with respect to such project. Upon the dissolution of the

SENATE BILL 21**SECTION 3837**

1 limited-profit entity any surplus in excess of the distributions allowed by this section
2 shall be paid to the authority. For this purpose surplus shall not be deemed to include
3 any increase in net worth of any limited-profit entity by reason of a reduction of
4 mortgage indebtedness, by amortization or similar payments or by reason of the sale
5 or disposition of any assets of a limited-profit entity to the extent such surplus can
6 be attributed to any increase in market value of any real or tangible personal
7 property accruing during the period the assets were owned and held by the
8 limited-profit entity.

9 **SECTION 3838.** 234.08 (title) of the statutes is renumbered 235.02 (title).

10 **SECTION 3839.** 234.08 (1) of the statutes is renumbered 235.02 (1) and amended
11 to read:

12 235.02 (1) The authority may issue its negotiable notes and bonds in such
13 principal amount, as, in the opinion of the authority, is necessary to provide sufficient
14 funds for achieving its corporate purposes, ~~including the purchase of certain~~
15 ~~mortgages and securities and the making of secured loans for low- and~~
16 ~~moderate-income housing, for the rehabilitation of existing structures and for the~~
17 ~~construction of facilities appurtenant thereto as provided in this chapter; for the~~
18 ~~making of secured loans to assist eligible elderly homeowners in paying property~~
19 ~~taxes and special assessments; for the payment of interest on notes and bonds of the~~
20 ~~authority during construction; for the establishment of reserves to secure such notes~~
21 ~~and bonds; for the provision of moneys for the housing development fund in order to~~
22 ~~make temporary loans to sponsors of housing projects as provided in this chapter;~~
23 ~~and for all other expenditures of the authority incident to and necessary or~~
24 ~~convenient to carry out its corporate purposes and powers.~~

25 **SECTION 3840.** 234.08 (2) of the statutes is renumbered 235.02 (2).

SENATE BILL 21**SECTION 3841**

1 **SECTION 3841.** 234.08 (3) of the statutes is renumbered 235.02 (3).

2 **SECTION 3842.** 234.08 (4) of the statutes is renumbered 235.02 (4).

3 **SECTION 3843.** 234.08 (5) of the statutes is repealed.

4 **SECTION 3844.** 234.08 (6) of the statutes is repealed.

5 **SECTION 3845.** 234.08 (7) of the statutes is renumbered 235.02 (7).

6 **SECTION 3846.** 234.09 of the statutes is renumbered 235.021 and amended to
7 read:

8 **235.021 Same Notes and bonds; authorization; terms.** The authority's
9 notes and bonds shall be authorized by resolution of the members of the authority
10 board; shall bear such date or dates, and shall mature at such time or times, in the
11 case of any note, or any renewal thereof, not exceeding 5 years, from the date of issue
12 of such original note, and in the case of any bond not exceeding 50 years from the date
13 of issue, as the resolution provides. The notes and bonds shall bear interest at such
14 rate or rates, be in such denominations of \$1,000 or more, be in such form, either
15 coupon or registered, carry such registration privileges, be executed in such manner,
16 be payable in such medium of payment, at such place and be subject to such terms
17 of redemption as the resolution provides. The bonds may be issued as serial bonds
18 payable in annual installments or as term bonds or as a combination thereof. The
19 notes and bonds of the authority may be sold by the authority, at public or private
20 sale, at the price determined by the authority.

21 **SECTION 3847.** 234.10 of the statutes is renumbered 235.0215, and 235.0215
22 (title) and (9), as renumbered, are amended to read:

23 **235.0215 (title) Same Notes and bonds; resolution authorizing**
24 **issuance, contents.**

SENATE BILL 21**SECTION 3847**

1 (9) Vesting in a trustee such property, rights, powers, and duties in trust as the
2 authority determines, which may include any or all of the rights, powers, and duties
3 of the trustee appointed by the noteholders or bondholders pursuant to s. ~~234.20~~
4 235.0265 and limiting or abrogating the right of the noteholders or bondholders to
5 appoint a trustee under s. ~~234.20~~ 235.0265 or limiting the rights, powers, and duties
6 of such trustee, in which event s. ~~234.20~~ 235.0265 shall not apply.

7 **SECTION 3848.** 234.11 of the statutes is renumbered 235.022 and amended to
8 read:

9 **235.022 Same Notes and bonds; validity and effect of pledge.** Any pledge
10 made by the authority shall be valid and binding from the time when the pledge is
11 made; the moneys or property so pledged and thereafter received by the authority
12 shall immediately be subject to the lien of such pledge without any physical delivery
13 thereof or further act; and the lien of any such pledge shall be valid and binding as
14 against all parties having claims of any kind in tort, contract, or otherwise against
15 the authority, irrespective of whether such parties have notice thereof. Neither the
16 resolution nor any other instrument by which a pledge is created need be recorded.

17 **SECTION 3849.** 234.12 of the statutes is renumbered 235.0225 and amended to
18 read:

19 **235.0225 Same Notes and bonds; personal liability of members of**
20 **authority.** Neither the members of the authority board, nor the members of a
21 committee established by the board, nor any person executing the notes or bonds
22 shall be liable personally on the notes or bonds or be subject to any personal liability
23 or accountability by reason of the issuance thereof.

24 **SECTION 3850.** 234.13 of the statutes is renumbered 235.023, and 235.023
25 (title), as renumbered, is amended to read:

SENATE BILL 21**SECTION 3850**

1 **235.023** (title) **Same Notes and bonds; purchase for cancellation.**

2 **SECTION 3851.** 234.14 of the statutes is renumbered 235.0235, and 235.0235
3 (title), as renumbered, is amended to read:

4 **235.0235** (title) **Same Notes and bonds; liability of state.**

5 **SECTION 3852.** 234.15 of the statutes is renumbered 235.024.

6 **SECTION 3853.** 234.16 of the statutes is renumbered 235.0245.

7 **SECTION 3854.** 234.165 of the statutes is renumbered 235.025, and 235.025 (2)
8 (dm), as renumbered, is amended to read:

9 235.025 (2) (dm) The authority shall allocate a portion of its surplus in a plan
10 prepared under par. (b) to the property tax deferral loan program under ss. ~~234.621~~
11 ~~to 234.626~~ 235.621 to 235.626.

12 **SECTION 3855.** 234.17 of the statutes is repealed.

13 **SECTION 3856.** 234.18 of the statutes is renumbered 235.0255 and amended to
14 read:

15 **235.0255 Limit on amount of outstanding bonds and notes.** The
16 authority may not issue notes and bonds that are secured by a capital reserve fund
17 to which s. ~~234.15~~ 235.024 (4) applies if, upon issuance, the total aggregate
18 outstanding principal amount of notes and bonds that are secured by a capital
19 reserve fund to which s. ~~234.15~~ 235.024 (4) applies would exceed \$600,000,000. This
20 section does not apply to bonds and notes issued to refund outstanding notes and
21 bonds.

22 **SECTION 3857.** 234.19 of the statutes is renumbered 235.026.

23 **SECTION 3858.** 234.20 of the statutes is renumbered 235.0265.

24 **SECTION 3859.** 234.21 of the statutes is renumbered 235.027 and amended to
25 read:

SENATE BILL 21**SECTION 3859**

1 **235.027 Trustee; additional powers.** The trustee, in addition to the powers
2 granted in s. ~~234.20~~ 235.0265 shall have all of the powers necessary or appropriate
3 for the exercise of any functions specifically set forth in this chapter or incident to
4 the general representation of noteholders or bondholders in the enforcement and
5 protection of their rights.

6 **SECTION 3860.** 234.22 of the statutes is renumbered 235.0271 and amended to
7 read:

8 **235.0271 Venue.** The venue of any action or proceeding by the trustee under
9 ss. ~~234.19, 234.20 and 234.21~~ 235.026, 235.0265, and 235.027 shall be in Dane
10 County.

11 **SECTION 3861.** 234.23 of the statutes is renumbered 235.0273.

12 **SECTION 3862.** 234.24 of the statutes is renumbered 235.0275.

13 **SECTION 3863.** 234.25 of the statutes is repealed.

14 **SECTION 3864.** 234.255 of the statutes is repealed.

15 **SECTION 3865.** 234.26 of the statutes is renumbered 235.0277.

16 **SECTION 3866.** 234.265 of the statutes is renumbered 235.0279 and amended
17 to read:

18 **235.0279 Records of the authority.** All records of the authority or any
19 corporation established by the authority shall be open to the public as provided in
20 s. 19.35 (1), except:

21 (1) Those records relating to pending grants, ~~economic development loans,~~
22 economic development projects, or housing projects ~~which that~~, in the opinion of the
23 authority, must remain confidential to protect the competitive nature of the grant,
24 loan, or project.

SENATE BILL 21**SECTION 3866**

1 (2) Records or portions of records consisting of personal or financial
2 information provided by a person seeking a grant or loan under s. 234.63, 2007
3 stats., or s. 234.04, 234.08, 234.49, 234.59, 234.592, 234.605, 234.61, 234.65, 234.67,
4 234.83, 234.84, 234.90, 234.905, 234.907, or 234.91, seeking a loan under ss. 234.621
5 to 234.626, seeking financial assistance under s. 234.66, 2005 stats., seeking
6 mortgage loan refinancing from a lender under s. 234.605, seeking investment of
7 funds under s. 234.03 (18m), or in which the authority has invested funds under s.
8 234.03 (18m), unless the person consents to disclosure of the information, tax credit,
9 or other assistance from the authority.

10 **SECTION 3867.** 234.28 of the statutes is renumbered 235.028.

11 **SECTION 3868.** 234.29 of the statutes is renumbered 235.0283.

12 **SECTION 3869.** 234.30 of the statutes is renumbered 235.0285.

13 **SECTION 3870.** 234.31 of the statutes is renumbered 235.0287.

14 **SECTION 3871.** 234.32 of the statutes is renumbered 235.0289.

15 **SECTION 3872.** 234.35 of the statutes is renumbered 235.0291, and 235.0291

16 (1), as renumbered, is amended to read:

17 235.0291 (1) In this section, “minority business”, “minority financial adviser”
18 and “minority investment firm” mean a business, financial adviser and investment
19 firm, respectively, certified by the department of administration under s. 16.287
20 203.07 (2).

21 **SECTION 3873.** 234.36 of the statutes is renumbered 235.0293, and 235.0293

22 (1), as renumbered, is amended to read:

23 235.0293 (1) In this section, “business,” “financial adviser,” and “investment
24 firm” mean a business, financial adviser, and investment firm certified by the
25 department of administration under s. 16.283 203.03 (3).

SENATE BILL 21**SECTION 3874**

1 **SECTION 3874.** 234.40 of the statutes is renumbered 235.409, and 235.409 (2),
2 (3) and (4), as renumbered, are amended to read:

3 235.409 (2) Bonds issued under the authority of this section are payable out
4 of revenues or moneys received from the repayment of veterans housing loans and
5 related funds made available in ss. ~~234.42~~ 235.42 and ~~234.43~~ 235.43. All assets and
6 liabilities created through the issuance of bonds to purchase mortgage loans
7 representing veterans housing loans are to be separate from all other assets and
8 liabilities of the authority. No funds of the veterans housing loan program may be
9 commingled with any other funds of the authority.

10 (3) It is the intent of the legislature that the authority be used to finance the
11 veterans housing program. Nothing in this ~~chapter~~ subchapter shall be construed
12 to supersede the powers vested by subch. III of ch. 45 in the department of veterans
13 affairs for carrying out program responsibilities for which debt has been incurred by
14 the authority.

15 (4) The limitations established in ss. ~~234.18, 234.50, 234.60, 234.61, and 234.65~~
16 235.0255, 235.50, 235.60, and 235.61 are not applicable to bonds issued under the
17 authority of this section. The authority may not have outstanding at any one time
18 bonds for veterans housing loans in an aggregate principal amount exceeding
19 \$61,945,000, excluding bonds being issued to refund outstanding bonds.

20 **SECTION 3875.** 234.41 of the statutes is renumbered 235.41, and 235.41 (3), as
21 renumbered, is amended to read:

22 235.41 (3) Moneys of the veterans housing loan fund may be invested as
23 provided in s. ~~234.03 (18)~~ policies and procedures established by the authority. All
24 such investments shall be the exclusive property of the fund. All earnings on or
25 income from such investments shall be credited to the fund, paid over to the

SENATE BILL 21**SECTION 3875**

1 department of veterans affairs and deposited in the veterans trust fund after
2 payment or repayment of any deficits arising in the veterans capital reserve fund and
3 after payment of expenses contained in sub. (4).

4 **SECTION 3876.** 234.42 of the statutes is renumbered 235.42, and 235.42 (1s)
5 and (4), as renumbered, are amended to read:

6 235.42 (1s) The authority shall establish the veterans capital reserve fund to
7 secure the veterans housing bonds sold pursuant to s. ~~234.40~~ 235.409, and shall pay
8 into the veterans capital reserve fund any moneys appropriated and made available
9 by the state for the purposes of such fund, any proceeds of sale of bonds, to the extent
10 provided in the resolution of the authority authorizing the issuance thereof and any
11 other moneys which are made available to the authority for the purpose of such fund
12 from any other source.

13 (4) To assure the continued operation and solvency of the authority for the
14 carrying out of the veterans housing loan program of this ~~chapter~~ subchapter, the
15 authority shall accumulate in the veterans capital reserve fund an amount equal to
16 the veterans capital reserve fund requirement. If at any time the veterans capital
17 reserve fund requirement exceeds the amount of the veterans capital reserve fund,
18 the chairperson of the authority shall certify to the secretary of administration, the
19 governor and the joint committee on finance, the amount necessary to restore the
20 veterans capital reserve fund to an amount equal to the veterans capital reserve fund
21 requirement. If such certification is received by the secretary of administration in
22 an even-numbered year prior to the completion of the budget compilation under s.
23 16.43, the secretary shall include the certified amount in the budget compilation. In
24 any case, the joint committee on finance shall introduce in either house, in bill form,
25 an appropriation of the amount so certified to the veterans capital reserve fund of the

SENATE BILL 21**SECTION 3876**

1 authority. Recognizing its moral obligation to do so, the legislature hereby expresses
2 its expectation and aspiration that, if ever called upon to do so, it shall make such
3 appropriation.

4 **SECTION 3877.** 234.43 of the statutes is renumbered 235.43, and 235.43 (1), as
5 renumbered, is amended to read:

6 235.43 (1) The authority shall establish the veterans housing bond redemption
7 fund. All mortgages purchased with moneys from the veterans housing loan fund
8 shall be the exclusive property of the bond redemption fund. All moneys received by
9 the authority from the repayment of veterans housing loans shall be deposited into
10 such fund to be used for the repayment of veterans housing bonds issued pursuant
11 to s. ~~234.40~~ 235.409.

12 **SECTION 3878.** 234.44 of the statutes is renumbered 235.44 and amended to
13 read:

14 **235.44 Validation of certain obligations and proceedings.**

15 Notwithstanding any provision of this chapter or any other law, in the absence of
16 fraud, all obligations issued prior to May 4, 1976 purportedly pursuant to ~~this~~
17 ~~chapter~~ ch. 234, 2013 stats., and all proceedings prior to such time taken purportedly
18 pursuant to ~~this chapter~~ ch. 234, 2013 stats., for the authorization and issuance of
19 such obligations or of obligations not yet issued, and the sale, execution, and delivery
20 of such obligations issued prior to May 4, 1976, are hereby validated, ratified,
21 approved, and confirmed, notwithstanding any lack of power, however patent, other
22 than constitutional, of the issuing authority or the governing body or officer thereof,
23 to authorize such obligations, or to sell, execute, or deliver the same, and
24 notwithstanding any defects or irregularities, however patent, other than
25 constitutional, in such proceeding or in such sale, execution, or delivery of such

SENATE BILL 21**SECTION 3878**

1 obligations. All such obligations issued prior to May 4, 1976 are binding, legal
2 obligations in accordance with their terms.

3 **SECTION 3879.** 234.49 of the statutes is renumbered 235.49, and 235.49 (1)
4 (intro.) and (2) (a) (intro.), 6. and 8., as renumbered, are amended to read:

5 235.49 (1) DEFINITIONS. (intro.) In ss. ~~234.49~~ 235.49 to ~~234.55~~ 235.55:

6 (2) (a) (intro.) The authority has the following powers for the purpose of
7 implementing this section, in addition to all other powers granted by this ~~chapter~~
8 subchapter:

9 6. To enter into contracts or agreements with authorized lenders and sponsors
10 providing for the maximum and minimum acceptable rates of interest to be charged
11 for various classifications of housing rehabilitation loans. In no event may the stated
12 rate of interest on any housing rehabilitation loan under this section exceed the
13 greater of 8% per year or 3% plus the rate necessary to fully repay interest and
14 principal on housing rehabilitation loan program bonds issued pursuant to s. ~~234.50~~
15 235.50.

16 8. To adopt procedures and forms necessary to effectuate the rehabilitation
17 program or to facilitate the marketing of bonds issued under s. ~~234.50~~ 235.50.

18 **SECTION 3880.** 234.50 of the statutes is renumbered 235.50, and 235.50 (1), (2)
19 and (4), as renumbered, are amended to read:

20 235.50 (1) The authority may issue its negotiable bonds in such principal
21 amount and of such length of maturity as, in the opinion of the authority, is necessary
22 to provide sufficient funds for purchasing housing rehabilitation loans or for funding
23 commitments for loans to lenders for housing rehabilitation loans; for purchasing
24 property tax deferral loans under s. ~~234.49~~ 235.49 (2) (a) 10.; for the establishment
25 of reserves to secure such bonds; and for all other expenditures of the authority

SENATE BILL 21**SECTION 3880**

1 incident to or necessary and convenient in connection therewith. The authority may,
2 whenever it deems refunding expedient, refund any bonds by the issuance of new
3 bonds whether the bonds to be refunded have or have not matured, and issue bonds
4 partly to refund bonds then outstanding and partly for the purpose authorized by
5 this section.

6 (2) Bonds issued under the authority of this section shall be special obligations
7 of the authority payable solely out of revenues, moneys or other property received in
8 connection with the housing rehabilitation loan program, including, without
9 limitation, repayments of housing rehabilitation loans, federal insurance or
10 guarantee payments, the proceeds of bonds issued under the authority of this
11 section, and the amounts made available under ss. ~~234.54~~ 235.54 and ~~234.55~~ 235.55.
12 All assets and liabilities created through the issuance of bonds to purchase housing
13 rehabilitation loans shall be separate from all other assets and liabilities of the
14 authority. No funds of the housing rehabilitation loan program may be commingled
15 with any other funds of the authority.

16 (4) The limitations established in ss. ~~234.18, 234.40, 234.60, 234.61, and 234.65~~
17 235.0255, 235.409, 235.60, and 235.61 are not applicable to bonds issued under the
18 authority of this section. The authority may not have outstanding at any one time
19 bonds for housing rehabilitation loans in an aggregate principal amount exceeding
20 \$100,000,000, excluding bonds being issued to refund outstanding bonds. The
21 authority shall consult with and coordinate the issuance of bonds with the building
22 commission prior to the issuance of bonds.

23 **SECTION 3881.** 234.51 of the statutes is renumbered 235.51, and 235.51 (1), (2)
24 (a) and (3), as renumbered, are amended to read:

SENATE BILL 21**SECTION 3881**

1 235.51 (1) There is established under the jurisdiction of the authority a housing
2 rehabilitation loan program administration fund. There shall be paid into such fund
3 the amounts appropriated under s. ~~20.490~~ 20.885 (2) (a) (ad), the amounts provided
4 in s. ~~234.55~~ 235.55, any amounts transferred by the authority to such fund from other
5 funds or sources and any other moneys which may be available to the authority for
6 the purpose of such fund from any other source.

7 (2) (a) To pay all administrative costs, expenses, and charges, including
8 origination fees and servicing fees, incurred in conducting the housing rehabilitation
9 loan program other than those described in ss. ~~234.53~~ 235.53 (4) and ~~234.55~~ 235.55
10 (2) (b).

11 (3) Moneys of the fund may be invested as provided in s. ~~234.03 (18)~~ policies
12 and procedures established by the authority. All such investments shall be the
13 exclusive property of the fund. All earnings on or income from such investments
14 shall be credited to the fund.

15 **SECTION 3882.** 234.52 of the statutes is renumbered 235.52, and 235.52 (1), (2)
16 and (3), as renumbered, are amended to read:

17 235.52 (1) There is established under the jurisdiction of the authority a housing
18 rehabilitation loan program loan-loss reserve fund. There shall be paid into such
19 fund the amounts appropriated under s. ~~20.490~~ 20.885 (2) (q), the amounts provided
20 under s. ~~234.55~~ 235.55, any amounts transferred by the authority to such fund from
21 other funds or sources and any other moneys which may be available to the authority
22 for the purposes of such fund from any other source.

23 (2) Subject to agreements with bondholders, the authority shall use moneys in
24 the fund solely for transfer to the housing rehabilitation loan program bond
25 redemption fund in amounts equal to losses on housing rehabilitation loans owned

SENATE BILL 21**SECTION 3882**

1 by that fund which are not made good by federal insurance or guarantee payments,
2 and solely for the purposes described in s. ~~234.55~~ 235.55 (2) (a). Any balance
3 remaining after payment or due provision for payment of all outstanding bonds
4 issued under the authority of s. ~~234.50~~ 235.50 shall be transferred to the housing
5 rehabilitation loan program administration fund.

6 (3) Moneys of the fund may be invested as provided in s. ~~234.03 (18)~~ policies
7 and procedures established by the authority. All such investments shall be the
8 exclusive property of the fund. All earnings on or income from such investments
9 shall be credited to the fund.

10 **SECTION 3883.** 234.53 of the statutes is renumbered 235.53, and 235.53 (1), (2)
11 and (3), as renumbered, are amended to read:

12 235.53 (1) The authority shall establish the housing rehabilitation loan fund.
13 All moneys resulting from the sale of bonds issued under the authority of s. ~~234.50~~
14 235.50, not including bonds issued to refund outstanding bonds, and unless credited
15 to the housing rehabilitation loan program capital reserve or bond redemption funds,
16 shall be credited to such fund.

17 (2) The authority shall use moneys in the fund for the purpose of purchasing
18 housing rehabilitation loans or for funding commitments for loans to lenders for
19 housing rehabilitation loans. All disbursements of funds under this section for
20 purchasing such loans shall be made payable to an authorized lender as defined in
21 s. ~~234.49~~ 235.49 (1) (b) or a duly authorized agent thereof.

22 (3) Moneys of the fund may be invested as provided in s. ~~234.03 (18)~~ policies
23 and procedures established by the authority. All such investments shall be the
24 exclusive property of the fund. All earnings on or income from such investments
25 shall be credited to the fund.

SENATE BILL 21**SECTION 3884**

1 **SECTION 3884.** 234.54 of the statutes is renumbered 235.54, and 235.54 (1r)
2 and (4) (a), as renumbered, are amended to read:

3 235.54 (1r) The authority shall establish the housing rehabilitation loan
4 program capital reserve fund to secure the bonds issued under the authority of s.
5 ~~234.50~~ 235.50, and shall pay into such fund any moneys appropriated and made
6 available by the state for the purposes of such fund, any proceeds of sale of housing
7 rehabilitation bonds to the extent provided in the resolution of the authority
8 authorizing the issuance thereof and any other moneys which are made available to
9 the authority for the purpose of such fund from any other source.

10 (4) (a) To assure the continued operation and solvency of the authority for the
11 carrying out of the public purposes of this ~~chapter~~ subchapter, the authority shall
12 accumulate in the capital reserve fund an amount equal to the capital reserve fund
13 requirement for such fund.

14 **SECTION 3885.** 234.55 of the statutes is renumbered 235.55, and 235.55 (1) and
15 (4), as renumbered, are amended to read:

16 235.55 (1) The authority shall establish the housing rehabilitation loan
17 program bond redemption fund. All housing rehabilitation loans purchased with
18 moneys from the housing rehabilitation loan fund or notes evidencing loans to
19 lenders from such fund for housing rehabilitation loans shall be the exclusive
20 property of such redemption fund. All moneys received from the repayment of such
21 loans, any amounts transferred by the authority to such fund pursuant to s. ~~234.52~~
22 235.52 or from other funds or sources, any federal insurance or guarantee payments
23 with respect to such loans, all moneys resulting from the sale of bonds for the purpose
24 of refunding outstanding housing rehabilitation bonds unless credited to the housing
25 rehabilitation loan program capital reserve fund, and any other moneys which may

SENATE BILL 21**SECTION 3885**

1 be available to the authority for the purpose of such fund, shall be deposited into such
2 fund to be used for the repayment of housing rehabilitation bonds issued under the
3 authority of s. ~~234.50~~ 235.50.

4 (4) Moneys of the fund may be invested as provided in s. ~~234.03 (18)~~ policies
5 and procedures established by the authority. All such investments shall be the
6 exclusive property of the fund. All earnings on or income from such investments
7 shall be credited to the fund.

8 **SECTION 3886.** 234.59 of the statutes is renumbered 235.59, and 235.59 (2) (e)
9 and (3) (bc) 3., as renumbered, are amended to read:

10 235.59 (2) (e) May enter into agreements to insure or provide additional
11 security for homeownership mortgage loans or bonds or notes issued under s. ~~234.60~~
12 235.60.

13 (3) (bc) 3. If the authority sets aside at least 20% of the proceeds of a bond or
14 note issuance under s. ~~234.60~~ 235.60 to fund home ownership mortgage loans for
15 eligible properties that are targeted area residences, the authority may apply up to
16 33% of the proceeds that are set aside for that purpose without regard to the income
17 of the applicant.

18 **SECTION 3887.** 234.592 of the statutes is renumbered 235.592, and 235.592 (1)
19 (a), (b) and (c) and (2) (c), as renumbered, are amended to read:

20 235.592 (1) (a) “Authorized lender” has the meaning given in s. ~~234.59~~ 235.59
21 (1) (a).

22 (b) “Eligible property” has the meaning given in s. ~~234.59~~ 235.59 (1) (d) 1.

23 (c) “Principal residence” has the meaning given in. s. ~~234.59~~ 235.59 (1) (j).

24 (2) (c) May enter into agreements to insure or provide additional security for
25 loans or bonds or notes issued under s. ~~234.60~~ 235.60.

SENATE BILL 21**SECTION 3888**

1 **SECTION 3888.** 234.60 of the statutes is renumbered 235.60, and 235.60 (1), (2),
2 (5) (c) and (9), as renumbered, are amended to read:

3 235.60 (1) The authority may issue its bonds or notes to fund homeownership
4 mortgage loans or the refinancing of qualified subprime loans under s. ~~234.592~~
5 235.592.

6 (2) The limitations in ss. ~~234.18, 234.40, 234.50, 234.61, and 234.65~~ 235.0255,
7 235.409, 235.50, and 235.61 do not apply to bonds or notes issued under this section.

8 (5) (c) The secretary of administration shall determine the date after which no
9 bond or note may be issued under this section for the purpose of financing the
10 acquisition or replacement of an existing mortgage under s. ~~234.592~~ 235.592.

11 (9) ~~The executive director of the~~ authority shall make every effort to encourage
12 participation in the homeownership mortgage loan program and the qualified
13 subprime loan refinancing program by women and minorities.

14 **SECTION 3889.** 234.605 of the statutes is renumbered 235.605, and 235.605 (1)
15 (a) and (2), as renumbered, are amended to read:

16 235.605 (1) (a) “Eligible property” has the meaning given in s. ~~234.59~~ 235.59
17 (1) (d) 1.

18 (2) Subject to the approval of all members of the board of directors of the
19 authority, the authority may establish and administer a homeowner eviction and
20 lien protection program to encourage the refinancing of mortgage loans by lenders
21 in order to facilitate the retention of eligible property by persons and families.

22 **SECTION 3890.** 234.61 of the statutes is renumbered 235.61, and 235.61 (1), as
23 renumbered, is amended to read:

24 235.61 (1) Upon the authorization of the department of health services, the
25 authority may issue bonds or notes and make loans for the financing of housing

SENATE BILL 21**SECTION 3890**

1 projects which are residential facilities as defined in s. 46.28 (1) (d) and the
2 development costs of those housing projects, if the department of health services has
3 approved the residential facilities for financing under s. 46.28 (2). The limitations
4 in ss. ~~234.18, 234.40, 234.50, 234.60, and 234.65~~ 235.0255, 235.409, 235.50, and
5 235.60 do not apply to bonds or notes issued under this section. The definition of
6 “nonprofit corporation” in s. ~~234.01~~ 235.40 (9) does not apply to this section.

7 **SECTION 3891.** 234.621 of the statutes is renumbered 235.621.

8 **SECTION 3892.** 234.622 (intro.) of the statutes is renumbered 235.622 (intro.)
9 and amended to read:

10 **235.622 Definitions.** (intro.) In ss. ~~234.621 to 234.626~~ 235.621 to 235.626:

11 **SECTION 3893.** 234.622 (1) of the statutes is renumbered 235.622 (1).

12 **SECTION 3894.** 234.622 (2m) of the statutes is repealed.

13 **SECTION 3895.** 234.622 (3) of the statutes is renumbered 235.622 (3).

14 **SECTION 3896.** 234.622 (3m) of the statutes is renumbered 235.622 (3m).

15 **SECTION 3897.** 234.622 (4) of the statutes is renumbered 235.622 (4).

16 **SECTION 3898.** 234.622 (5) of the statutes is renumbered 235.622 (5) and
17 amended to read:

18 235.622 (5) “Permitted obligations” means the total amount of outstanding
19 liens and judgments on the qualifying dwelling unit if that amount does not exceed
20 33% of the value of the unit as determined by the most recent assessment for property
21 tax purposes. For purposes of ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626, housing and
22 rehabilitation loans under s. ~~234.49~~ 235.49 and liens arising under ss. ~~234.621~~
23 235.621 to ~~234.626~~ 235.626 shall not be considered outstanding liens or judgments
24 in computing the amount of permitted obligations.

SENATE BILL 21**SECTION 3899**

1 **SECTION 3899.** 234.622 (6) of the statutes is renumbered 235.622 (6) and
2 amended to read:

3 235.622 (6) “Program” means the program under ss. ~~234.621~~ 235.621 to
4 ~~234.626~~ 235.626.

5 **SECTION 3900.** 234.622 (7) of the statutes is renumbered 235.622 (7) and
6 amended to read:

7 235.622 (7) “Qualifying dwelling unit” means a dwelling unit, not including a
8 mobile home as defined in s. 101.91 (10), located in this state, habitable as a
9 permanent residence and to which property taxes or special assessments are, or may
10 conveniently be, allocated and up to one acre of land appertaining to it held in the
11 same ownership as the dwelling unit. For purposes of ss. ~~234.621~~ 235.621 to ~~234.626~~
12 235.626, “qualifying dwelling unit” includes a unit in a condominium or in a
13 cooperative or an unincorporated cooperative association or in a multiunit dwelling
14 with 4 or fewer units, but in all of these 3 cases only the portion of taxes or special
15 assessments allocable to the unit lived in by the participant may qualify for loans
16 under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

17 **SECTION 3901.** 234.623 of the statutes is renumbered 235.623, and 235.623 (1)
18 and (3), as renumbered, are amended to read:

19 235.623 (1) The participant applies on forms prescribed by the authority for a
20 loan to pay property taxes or special assessments by June 30 of the year in which the
21 taxes or special assessments are payable on a qualifying dwelling unit and, except
22 as provided in s. ~~234.625~~ 235.625 (5), specifies the names of all co-owners.

23 (3) The participant keeps continuously in effect during the period that a loan
24 is outstanding under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 a fire and extended

SENATE BILL 21**SECTION 3901**

1 casualty insurance policy on the qualifying dwelling unit satisfactory to the
2 authority and permits the authority to be named on the policy as a lienholder.

3 **SECTION 3902.** 234.624 of the statutes is renumbered 235.624.

4 **SECTION 3903.** 234.625 of the statutes is renumbered 235.625, and 235.625 (1),
5 (2), (3), (4) (b) 1. and 6., (5), (9) and (10), as renumbered, are amended to read:

6 235.625 (1) The authority shall enter into agreements with participants and
7 their co-owners to loan funds to pay property taxes and special assessments on their
8 qualifying dwelling units. The maximum loan under ss. ~~234.621~~ 235.621 to ~~234.626~~
9 235.626 in any one year is limited to the lesser of \$3,525 or the amount obtained by
10 adding the property taxes levied on the qualifying dwelling unit for the year for
11 which the loan is sought, the special assessments levied on the dwelling unit, and the
12 interest and penalties for delinquency attributable to the property taxes or special
13 assessments. Loans shall bear interest at a rate equal to the prime lending rate at
14 the time the rate is set, as reported by the federal reserve board in federal reserve
15 statistical release H. 15, plus 1%. The executive director authority shall set the rate
16 no later than October 15 of each year, and that rate shall apply to loans made in the
17 following year.

18 (2) The authority shall have all powers ~~under s. 234.03~~ that are necessary or
19 convenient to the operation of a loan program, including, without limitation because
20 of enumeration, the power to enter into contracts, to pay or be paid for the
21 performance of services, to exercise all rights of a lienholder under subch. I of ch. 779,
22 and to perform other administrative actions that are necessary in the conduct of its
23 duties under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

24 (3) The authority shall adopt rules policies and establish procedures under
25 which applications for loans under this section may be submitted, reviewed, and

SENATE BILL 21**SECTION 3903**

1 approved; under which repayment of the loans are to be obtained; under which
2 disputes and claims concerning the loans are to be settled; and under which records
3 concerning are to be maintained.

4 (4) (b) 1. Transfer of the qualifying dwelling unit by any means except upon
5 transfer to a co-owner who resides in the unit and who is permitted to assume the
6 participant's account as provided in s. ~~234.624~~ 235.624.

7 6. The participant ceases to meet the eligibility requirements of s. ~~234.623~~
8 235.623, except as provided in sub. (5).

9 (5) If a participant in the program ceases to meet the eligibility requirements
10 of this section, the authority, rather than demanding repayment under sub. (4) (b),
11 may allow the participant to continue in the program, may allow the participant to
12 continue in the program but be ineligible for additional loans, or may require partial
13 settlement. The authority may also allow co-owners to be added to the loan
14 agreement if, ~~in the judgment of the executive director,~~ the authority determines that
15 the addition of co-owners does not significantly increase the authority's exposure to
16 risk under the loan agreement.

17 (9) Upon the making of the initial loan, a nonconsensual statutory lien in favor
18 of the authority to secure payment of the principal, interest, fees and charges due on
19 all loans, including loans made after the lien is filed, to the participant made under
20 ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 shall attach to the qualifying dwelling unit
21 in respect to which the loan is made. The qualifying dwelling unit shall remain
22 subject to the statutory lien until the payment in full of all loans and charges. If the
23 authority funds such loans from the proceeds of notes or bonds under s. ~~234.626~~
24 235.626, its right under the lien shall automatically accrue to the benefit of the
25 holders of those notes or bonds, without any action or assignment by the authority.

SENATE BILL 21**SECTION 3903**

1 When a loan becomes due and payable, the statutory lien hereby conferred may be
2 enforced by the authority or the holders of the notes or bonds or their representative,
3 as the case may be, in the same manner as a construction lien under ss. 779.09 to
4 779.12, except that neither the participant nor any co-owners or their personal
5 representatives, successors or assigns shall be personally liable for any deficiency
6 which may arise from the sale. At the time of disbursing the initial loan to a
7 participant, the authority shall record with the register of deeds of the county in
8 which the qualifying dwelling unit is located, on a form prescribed by the authority
9 which shall contain a legal description of the qualifying dwelling unit, a notice of the
10 loan made under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 and the existence of the
11 statutory lien arising therefrom. The register of deeds shall record the notice in the
12 land records and index it in the indexes maintained by the register of deeds. The
13 statutory lien created by this section shall have priority over any lien that originates
14 subsequent to the recording of the notice.

15 (10) If the property taxes or special assessments are paid, using a loan made
16 under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626, after the taxes or assessments are due,
17 the participant shall be liable for interest and penalty charges for delinquency under
18 ch. 74. Subject to sub. (1), the principal amount of loans made under this program
19 may include delinquency charges.

20 **SECTION 3904.** ~~234.626~~ of the statutes is renumbered ~~235.626~~, and ~~235.626~~ (1),
21 (2), (2m), (4), (6) and (7), as renumbered, are amended to read:

22 ~~235.626~~ (1) Loans made or authorized to be made under ss. ~~234.621~~ 235.621
23 to ~~234.626~~ 235.626 may be funded from the proceeds of notes and bonds issued
24 subject to and in accordance with ss. ~~234.08 to 234.14~~ 235.02 to 235.0235 and from
25 the fund under s. ~~234.165~~ 235.025.

SENATE BILL 21**SECTION 3904**

1 (2) The authority may create a system of funds and accounts, separate and
2 distinct from all other funds and accounts of the authority, consisting of moneys
3 received from notes and bonds, all revenues received in the repayment of loans made
4 under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626, except as provided in sub. (2m), and
5 any other revenues dedicated to it by the authority. The authority may pledge
6 moneys and revenues received or to be received by this system of funds and accounts
7 to secure bonds or notes issued for the program. The authority shall have all other
8 powers necessary and convenient to distribute the proceeds of the bonds, notes, and
9 loan repayments in accordance with its powers under this ~~chapter~~ subchapter.

10 (2m) Revenues received in the repayment of loans made under s. ~~234.165~~
11 235.025 shall be paid into the fund under s. ~~234.165~~ 235.025.

12 (4) The authority may adopt rules policies and procedures that restrict
13 eligibility in addition to the requirements of s. ~~234.623~~ 235.623 or require the
14 provision of additional security if, ~~in the executive director's judgment,~~ the authority
15 determines that the rules or security are required for the satisfactory issuance of
16 bonds or notes.

17 (6) Unless otherwise expressly provided in resolutions authorizing the
18 issuance of bonds or notes or in other agreements with the holders of bonds or notes,
19 each bond or note issued shall be on a parity with every other bond or note issued for
20 the funding of loans under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

21 (7) Recognizing its moral obligation to do so, the legislature expresses its
22 expectation and aspiration that, if ever called to do so, it shall make an appropriation
23 to make the authority whole for defaults on loans issued under ss. ~~234.621~~ 235.621
24 to ~~234.626~~ 235.626.

25 **SECTION 3905.** 234.65 of the statutes is repealed.

SENATE BILL 21**SECTION 3906**

1 **SECTION 3906.** Subchapter II (title) of chapter 234 [precedes 234.67] of the
2 statutes is renumbered subchapter V of chapter 235 [precedes 235.67].

3 **SECTION 3907.** 234.67 of the statutes is renumbered 235.67, and 235.67 (1) (e),
4 (2) (intro.) and (3), as renumbered, are amended to read:

5 235.67 (1) (e) “Participating lender” means a bank, credit union, savings bank,
6 savings and loan association or other person, who makes loans for working capital
7 or to finance physical plant needs, equipment or machinery and who has entered into
8 an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

9 (2) (intro.) A loan made by a participating lender before December 3, 1993, is
10 eligible for guarantee of collection from the Wisconsin development reserve fund
11 under s. ~~234.93~~ 235.93 if all of the following apply:

12 (3) **GUARANTEE OF COLLECTION.** The authority shall guarantee collection of a
13 percentage, not exceeding 90%, of the principal of any loan eligible for a guarantee
14 under sub. (2). The authority shall establish the percentage of the unpaid principal
15 of an eligible loan that will be guaranteed, using the procedures described in the
16 guarantee agreement under s. ~~234.93~~ 235.93 (2) (a). The authority may establish a
17 single percentage for all guaranteed loans or establish different percentages for
18 eligible loans on an individual basis.

19 **SECTION 3908.** 234.75 of the statutes is renumbered 235.75, and 235.75 (2) (c)
20 and (5) (a) and (c) (intro.), as renumbered, are amended to read:

21 235.75 (2) (c) The lender is the authority or a financial institution that enters
22 into an agreement under s. ~~234.93~~ 235.93 (2) (a).

23 (5) (a) Subject to par. (b), the authority may guarantee collection of all or part
24 of the unpaid principal of a loan eligible for guarantee under sub. (3). If the authority
25 guarantees all or part of a loan under this subsection, the authority shall establish

SENATE BILL 21**SECTION 3908**

1 the amount of the unpaid principal of an eligible loan that will be guaranteed using
2 the procedures described in the guarantee agreement under s. ~~234.93~~ 235.93 (2) (a).

3 (c) (intro.) Notwithstanding s. ~~234.51~~ 235.51 (2), the authority may transfer
4 moneys from the housing rehabilitation loan program administration fund to the
5 Wisconsin development reserve fund for a loan guarantee under this subsection if all
6 of the following conditions are met:

7 **SECTION 3909.** 234.83 of the statutes is renumbered 235.83, and 235.83 (1m)
8 (c), (3) (intro.) and (4), as renumbered, are amended to read:

9 235.83 (1m) (c) The lender enters into an agreement under s. ~~234.93~~ 235.93 (2)
10 (a).

11 **(3) ELIGIBLE LOANS.** (intro.) A loan is eligible for guarantee of collection from
12 the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following
13 apply:

14 **(4) GUARANTEE OF REPAYMENT.** The authority may guarantee repayment of a
15 portion of the principal of any loan eligible for a guarantee under sub. (1m). That
16 portion may not exceed 80% of the principal of the loan or \$750,000, whichever is less.
17 The authority shall establish the portion of the principal of an eligible loan that will
18 be guaranteed, using the procedures described in the agreement under s. ~~234.93~~
19 235.93 (2) (a). The authority may establish a single portion for all guaranteed loans
20 that do not exceed \$937,500 and a single portion for all guaranteed loans that exceed
21 \$937,500 or establish on an individual basis different portions for eligible loans that
22 do not exceed \$937,500 and different portions for eligible loans that exceed \$937,500.

23 **SECTION 3910.** 234.84 (title) of the statutes is renumbered 235.84 (title).

24 **SECTION 3911.** 234.84 (1) of the statutes is repealed.

SENATE BILL 21**SECTION 3912**

1 **SECTION 3912.** 234.84 (2) of the statutes is renumbered 235.84 (2), and 235.84
2 (2) (c), as renumbered, is amended to read:

3 235.84 (2) (c) The lender is a financial institution that enters into an agreement
4 under s. ~~234.932~~ 235.932 (3) (a).

5 **SECTION 3913.** 234.84 (3) of the statutes is renumbered 235.84 (3), and 235.84
6 (3) (intro.) and (c), as renumbered, are amended to read:

7 235.84 (3) **ELIGIBLE LOANS.** (intro.) A loan is eligible for guarantee of collection
8 from the Wisconsin job training reserve fund under s. ~~234.932~~ 235.932 if all of the
9 following apply:

10 (c) The interest rate on the loan, including any origination fees or other charges,
11 is approved by the ~~corporation~~ authority.

12 **SECTION 3914.** 234.84 (4) of the statutes is renumbered 235.84 (4) and amended
13 to read:

14 235.84 (4) **GUARANTEE OF COLLECTION.** (a) Subject to par. (b), the authority shall
15 guarantee collection of a percentage of the principal of, and all interest and any other
16 amounts outstanding on, any loan eligible for a guarantee under sub. (2). The
17 ~~corporation~~ authority shall establish the percentage of the principal of an eligible
18 loan that will be guaranteed, using the procedures described in the agreement under
19 s. ~~234.932~~ 235.932 (3) (a). The ~~corporation~~ authority may establish a single
20 percentage for all guaranteed loans or establish different percentages for eligible
21 loans on an individual basis.

22 (b) Except as provided in s. ~~234.932~~ 235.932 (4), the total outstanding
23 guaranteed principal amount of all loans that the authority may guarantee under
24 par. (a) may not exceed \$8,000,000.

25 **SECTION 3915.** 234.84 (5) (a) of the statutes is repealed.

SENATE BILL 21**SECTION 3916**

1 **SECTION 3916.** 234.84 (5) (b) of the statutes is renumbered 235.84 (5) and
2 amended to read:

3 235.84 (5) The ~~corporation~~ authority may charge a premium, fee, or other
4 charge to a borrower of a guaranteed loan under this section for the administration
5 of the loan guarantee.

6 **SECTION 3917.** 234.86 of the statutes is renumbered 235.86, and 235.86 (2)
7 (intro.) and (c) and (4) (a) and (b), as renumbered, are amended to read:

8 235.86 (2) GUARANTEE REQUIREMENTS. (intro.) The authority may use money
9 from the Wisconsin drinking water reserve fund under s. ~~234.932~~ 235.932 to
10 guarantee a loan under this section if all of the following apply:

11 (c) The lender is a financial institution that enters into an agreement under s.
12 ~~234.933~~ 235.933 (3) (a).

13 (4) (a) Subject to par. (b), the authority may guarantee collection of a
14 percentage, not exceeding 80%, of the principal of any loan eligible for a guarantee
15 under this section. The authority shall establish the percentage of the unpaid
16 principal of an eligible loan that will be guaranteed using the procedures described
17 in the guarantee agreement under s. ~~234.933~~ 235.933 (3) (a). The authority may
18 establish a single percentage for all guaranteed loans or establish different
19 percentages for eligible loans on an individual basis.

20 (b) Except as provided in s. ~~234.933~~ 235.933 (4), the total outstanding principal
21 amount of all guaranteed loans under par. (a) may not exceed \$3,000,000.

22 **SECTION 3918.** 234.86 (1) (c) of the statutes is amended to read:

23 234.86 (1) (c) “Local governmental unit” has the meaning given in s. 281.61 (1)
24 (a) (am), except that the term does not include a joint local water authority created
25 under s. 66.0823.

SENATE BILL 21**SECTION 3919**

1 **SECTION 3919.** 234.88 of the statutes is renumbered 235.88, and 235.88 (1) (c),
2 (2) (intro.) and (6), as renumbered, are amended to read:

3 235.88 (1) (c) “Participating lender” means a bank, production credit
4 association, credit union, savings bank, savings and loan association, or other person
5 who makes emergency heating assistance loans and who has entered into an
6 agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

7 (2) ELIGIBLE LOANS. (intro.) An emergency heating assistance loan made by a
8 participating lender is eligible for guarantee of collection under sub. (5) from the
9 Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following
10 apply:

11 (6) INTEREST REDUCTION. The authority shall pay, from the moneys in the
12 Wisconsin development reserve fund under s. ~~234.93~~ 235.93, to each participating
13 lender an amount equal to 3.5 percent of the principal amount of any guaranteed loan
14 to reduce interest payments on the guaranteed loan paid by an individual.

15 **SECTION 3920.** 234.90 of the statutes is renumbered 235.90, and 235.90 (1) (d)
16 and (2) (intro.), as renumbered, are amended to read:

17 235.90 (1) (d) “Participating lender” means a bank, production credit
18 association, credit union, savings bank, savings and loan association or other person
19 who makes agricultural production loans and who has entered into an agreement
20 with the authority under s. ~~234.93~~ 235.93 (2) (a).

21 (2) ELIGIBLE LOANS. (intro.) Except as provided in sub. (3j), an agricultural
22 production loan made by a participating lender is eligible for guarantee of collection
23 from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the
24 following apply:

SENATE BILL 21**SECTION 3921**

1 **SECTION 3921.** 234.905 of the statutes is renumbered 235.905, and 235.905 (1)
2 (f), (2) (intro.) and (4) (b), as renumbered, are amended to read:

3 235.905 (1) (f) “Participating lender” means a bank, production credit
4 association, credit union, savings bank, savings and loan association or other person
5 who makes agricultural production drought assistance loans and who has entered
6 into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

7 **(2) ELIGIBLE LOANS.** (intro.) An agricultural production drought assistance loan
8 made by a participating lender is eligible for guarantee of collection from the
9 Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following
10 apply:

11 **(4) (b)** Except as provided in s. ~~234.93~~ 235.93 (3), the total principal amounts
12 of all agricultural production drought assistance loans which the authority may
13 guarantee under par. (a) may not exceed \$30,000,000.

14 **SECTION 3922.** 234.907 of the statutes is renumbered 235.907, and 235.907 (1)
15 (e), (2) (intro.) and (3), as renumbered, are amended to read:

16 235.907 (1) (e) “Participating lender” means a bank, credit union, savings
17 bank, savings and loan association or other person, who makes loans for working
18 capital or to finance physical plant needs, equipment or machinery and who has
19 entered into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

20 **(2) ELIGIBLE LOANS.** (intro.) A loan made by a participating lender is eligible
21 for guarantee of collection from the Wisconsin development reserve fund under s.
22 ~~234.93~~ 235.93 if all of the following apply:

23 **(3) GUARANTEE OF COLLECTION.** The authority shall guarantee collection of a
24 percentage, not exceeding 90%, of the principal of any loan eligible for a guarantee
25 under sub. (2). The authority shall establish the percentage of the unpaid principal

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1 of an eligible loan that will be guaranteed, using the procedures described in the
2 guarantee agreement under s. ~~234.93~~ 235.93 (2) (a). The authority may establish a
3 single percentage for all guaranteed loans or establish different percentages for
4 eligible loans on an individual basis.

5 **SECTION 3923.** 234.91 of the statutes is renumbered 235.91, and 235.91 (1) (e)
6 and (2) (intro.), as renumbered, are amended to read:

7 235.91 (1) (e) “Participating lender” means a bank, farm credit service, credit
8 union, savings bank, savings and loan association or other person who makes loans
9 for the acquisition or improvement of agricultural assets and who has entered into
10 an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a). The term does not
11 include a seller under a land contract.

12 **(2) ELIGIBLE LOANS.** (intro.) A loan made by a participating lender is eligible
13 for guarantee of collection from the Wisconsin development reserve fund under s.
14 ~~234.93~~ 235.93 if all of the following apply:

15 **SECTION 3924.** 234.92 of the statutes is renumbered 235.92.

16 **SECTION 3925.** 234.93 of the statutes is renumbered 235.93, and 235.93 (1) (a),
17 (b), (cm) and (d) and (4) (a) 2. and 3. and (b) (intro.), as renumbered, are amended to
18 read:

19 235.93 (1) (a) Moneys appropriated to the authority under s. ~~20.490 (5) (a), (q)~~
20 20.885 (2) (qm), (r), and (s) or (3) (ap) or received by the authority for the Wisconsin
21 development reserve fund from any other source.

22 (b) Any income from investment of money in the Wisconsin development
23 reserve fund by the authority ~~under s. 234.03 (18).~~

SENATE BILL 21**SECTION 3925**

1 (cm) Any moneys transferred under 1999 Wisconsin Act 9, section 9125 (1), or
2 under s. ~~234.75~~ 235.75 (5) (c), from the housing rehabilitation loan program
3 administration fund.

4 (d) To be used for guaranteeing loans under s. ~~234.91~~ 235.91, fees collected
5 under s. ~~234.91~~ 235.91 (4).

6 (4) (a) 2. To fund guarantees under all of the programs guaranteed by funds
7 from the Wisconsin development reserve fund, except for the program under s.
8 ~~234.935~~, 1997 stats., and the program under s. ~~234.75~~ 235.75, at a ratio of \$1 of
9 reserve funding to \$4.50 of total outstanding principal and outstanding guaranteed
10 principal that the authority may guarantee under all of those programs.

11 3. To fund guarantees under the program under s. ~~234.935~~, 1997 stats., and the
12 program under s. ~~234.75~~ 235.75 at a ratio of \$1 of reserve funding to \$4 of total
13 principal and outstanding guaranteed principal that the authority may guarantee
14 under that program.

15 (b) (intro.) Annually on August 31, the ~~executive director of the~~ authority shall
16 provide to the secretary of administration and to the joint committee on finance a
17 signed statement that includes all of the following:

18 **SECTION 3926.** ~~234.932~~ of the statutes is renumbered ~~235.932~~, and ~~235.932~~ (2)
19 (intro.) and (b), as renumbered, are amended to read:

20 ~~235.932~~ (2) ESTABLISHMENT OF FUND. (intro.) There is established under the
21 jurisdiction and control of the authority, for the purpose of providing funds for
22 guaranteeing loans under s. ~~234.84~~ 235.84, a Wisconsin job training reserve fund,
23 consisting of all of the following:

24 (b) Any income from investment of money in the Wisconsin job training reserve
25 fund by the authority ~~under s. 234.03~~ (18).

SENATE BILL 21**SECTION 3927**

1 **SECTION 3927.** 234.933 of the statutes is renumbered 235.933, and 235.933 (1),
2 (2) (intro.) and (b), as renumbered, are amended to read:

3 235.933 (1) DEFINITION. In this section, “drinking water loan guarantee
4 program” means the program under s. ~~234.86~~ 235.86.

5 (2) ESTABLISHMENT OF FUND. (intro.) There is established under the jurisdiction
6 and control of the authority, for the purpose of providing funds for guaranteeing loans
7 under s. ~~234.86~~ 235.86, a Wisconsin drinking water reserve fund, consisting of all of
8 the following:

9 (b) Any income from investment of money in the Wisconsin drinking water
10 reserve fund by the authority ~~under s. 234.03 (18)~~.

11 **SECTION 3928.** Subchapter III (title) of chapter 234 [precedes 234.94] of the
12 statutes is renumbered subchapter VI (title) of chapter 235 [precedes 235.94].

13 **SECTION 3929.** 234.94 of the statutes is renumbered 235.94, and 235.94 (2) (b)
14 5. and (3), as renumbered, are amended to read:

15 235.94 (2) (b) 5. The corporation’s purpose is to promote the employment of
16 members of a target group through projects that meet the conditions specified in s.
17 ~~234.96~~ 235.96 (1) (a) to (d).

18 (3) “Community development finance company” means a corporation or a
19 limited partnership organized for profit under s. ~~234.95~~ 235.95.

20 **SECTION 3930.** 234.95 of the statutes is renumbered 235.95, and 235.95 (2), as
21 renumbered, is amended to read:

22 235.95 (2) The community development finance company shall issue stock or
23 partnership interests. The community development finance company shall invest
24 funds it receives from the sale of stock or partnership interests by purchasing capital
25 participation instruments under s. ~~234.96~~ 235.96.

SENATE BILL 21**SECTION 3931**

1 **SECTION 3931.** 234.96 of the statutes is renumbered 235.96.

2 **SECTION 3932.** 234.97 of the statutes is renumbered 235.97, and 235.97 (intro.)

3 and (2), as renumbered, are amended to read:

4 **235.97 Sale or purchase of stock or interest.** (intro.) Subject to s. 234.96
5 235.96 (1) (h), the authority shall do all of the following:

6 **(2)** Use funds received from contributions, gifts, or grants under s. ~~234.03~~ (32)
7 to purchase community development finance company stock or partnership interests
8 or make grants or loans to community development corporations.

9 **SECTION 3933.** 234.98 of the statutes is renumbered 235.98.

10 **SECTION 3934.** Chapter 235 of the statutes is created to read:

11 **CHAPTER 235**

12 **FORWARD WISCONSIN**

13 **DEVELOPMENT AUTHORITY**

14 **SUBCHAPTER I**

15 **GENERAL PROVISIONS**

16 **235.01 Definitions.** In this chapter:

17 **(1)** “Authority” means the Forward Wisconsin Development Authority.

18 **(2)** “Board” means the board of directors of the authority.

19 **235.011 Creation and organization.** **(1)** There is created a public body
20 corporate and politic, to be known as the “Forward Wisconsin Development
21 Authority.” The members of the board shall consist of 12 public members nominated
22 by the governor, and with the advice and consent of the senate appointed, to serve
23 4–year terms. All members shall be employed in the private sector.

24 **(2)** Seven members of the board constitutes a quorum for the purpose of
25 conducting its business and exercising its powers and for all other purposes. Action

SENATE BILL 21**SECTION 3934**

1 may be taken by the board upon a vote of a majority of a quorum. The board shall
2 elect a chairperson.

3 (3) A vacancy on the board shall be filled in the same manner as the original
4 appointment to the board for the remainder of the unexpired term.

5 (4) (a) A chief executive officer shall be nominated by the governor, approved
6 by the board, and with the advice and consent of the senate appointed, to serve at the
7 pleasure of the governor.

8 (b) A chief operating officer shall be nominated by the governor, and with the
9 approval of the board appointed, to serve at the pleasure of the governor.

10 (c) The board may delegate to the chief executive officer and chief operating
11 officer any powers and duties the board considers proper. The chief executive officer
12 and chief operating officer shall receive such compensation as may be determined by
13 the board.

14 (d) The governor shall coordinate with the chief executive officer as if the chief
15 executive officer were the secretary of a department in the executive branch of state
16 government who is appointed by the governor.

17 (5) All powers and duties assigned to the authority under this chapter shall be
18 exercised or carried out by the board, unless the board delegates the power or duty
19 to an employee of the authority or a committee established by the board.

20 **235.012 Powers of the board.** The board shall have all the powers necessary
21 or convenient to carry out the purposes and provisions of this chapter. In addition
22 to all other powers granted the board by law, the board may:

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

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

SENATE BILL 21**SECTION 3934**

1 **(3)** Maintain offices.

2 **(4)** Sue and be sued.

3 **(5)** Accept gifts, grants, loans, or other contributions from private or public
4 sources.

5 **(6)** Establish the authority's annual budget and monitor the fiscal
6 management of the authority.

7 **(7)** Make equity investments and execute contracts, securities, mortgages, and
8 other instruments required for the operation of the authority.

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

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

12 **(10)** Make loans and provide grants.

13 **(11)** Incur debt.

14 **(12)** Procure liability insurance.

15 **(13)** Enter into agreements regarding compensation, space, and other
16 administrative matters as are necessary to operate offices in other states and foreign
17 countries. Such agreements shall be subject to the approval of the secretary of
18 administration.

19 **(14)** Agree and comply with any conditions attached to federal financial
20 assistance.

21 **(15)** Lease real or personal property and to accept federal funds for and
22 participate in such federal housing programs as are enacted on May 4, 1976, or at
23 any future time, except that the authority may not accept without the consent of the
24 governor federal funds under federal housing programs enacted after May 8, 1982,

SENATE BILL 21**SECTION 3934**

1 if issuance of the authority's bonds or notes is not required to participate in the
2 programs.

3 (16) Establish and maintain a corporation organized under ch. 180 or 181.

4 **235.013 Duties of the board; mission.** The board shall develop and
5 implement economic development programs, and housing programs and projects, to
6 provide business, housing, and other support and expertise and assistance to persons
7 that are investing or creating jobs in Wisconsin, to support new business start-ups,
8 business expansion and growth, and home ownership in Wisconsin, and to provide
9 single and multifamily housing to persons and families of low and moderate income
10 in Wisconsin. The board may also develop and implement any other programs and
11 projects related to economic development or housing in Wisconsin.

12 **SECTION 3935.** 235.0279 (3) of the statutes is created to read:

13 235.0279 (3) Records consisting of information on the In Force Network or
14 other similar customer relationship management system maintained by the
15 authority, unless the information was published to the In Force Network or other
16 system by the authority or another economic development organization.

17 **SECTION 3936.** Subchapter II (title) of chapter 235 [precedes 235.03] of the
18 statutes is created to read:

19 **CHAPTER 235**

20 **SUBCHAPTER II**

21 **ECONOMIC DEVELOPMENT**

22 **SECTION 3937.** 235.03 (3) (ad), (ah), (ap) and (at) of the statutes are created to
23 read:

24 235.03 (3) (ad) That each recipient of a grant or loan under the program of at
25 least \$500,000 shall engage an independent certified public accountant to perform

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1 procedures, approved by the authority and consistent with applicable professional
2 standards of the American Institute of Certified Public Accountants, to determine
3 whether the grant or loan funds and any matching cash or in-kind match were
4 expended in accordance with the grant or loan contract.

5 (ah) That each recipient make available for inspection the documents
6 supporting the attestation submitted under par. (a).

7 (ap) That the contract with each grant or loan recipient shall include the
8 requirements under pars. (a) to (ah).

9 (at) The requirements of pars. (a) to (ap) do not apply to a department, as
10 defined in s. 15.01 (5), an independent agency, as defined in s. 15.01 (9), an authority
11 created under subch. II of ch. 114 or under ch. 231, 233, 235, 237, or 279, or the
12 University of Wisconsin System.

13 **SECTION 3938.** 235.137 of the statutes is created to read:

14 **235.137 Regional revolving loan fund grant program.** From the
15 appropriation under s. 20.885 (3) (am), and from moneys transferred by the authority
16 from existing programs, the authority shall establish a regional revolving loan fund
17 grant program. The authority shall establish policies and procedures relating to the
18 program, including all of the following:

19 (1) Grants shall be awarded to multicounty regions in proportionate amounts
20 based upon the percentage of the state population residing within each region.

21 (2) Grants shall be awarded only to regional organizations having sufficient
22 private sector involvement, as determined by the authority.

23 (3) The authority shall approve the structure, regional investment strategy,
24 and administrative guidelines of regional loan funds.

SENATE BILL 21**SECTION 3938**

1 (4) Each regional organization awarded a grant shall, at a time determined by
2 the authority, make a report to the authority containing information required by the
3 authority.

4 (5) For each regional organization awarded a grant, the authority may
5 annually assess a fee as a percentage of the moneys managed to the extent necessary
6 to reimburse the authority for costs incurred for oversight and management.

7 **SECTION 3939.** 235.16 (6) of the statutes is created to read:

8 235.16 (6) SUNSET. The authority may not award any tax benefits under this
9 section after June 30, 2015.

10 **SECTION 3940.** 235.17 (1) (b) of the statutes is created to read:

11 235.17 (1) (b) The authority may not certify a person for a tax credit under this
12 subsection if the person is not subject to the taxes imposed under s. 71.02, 71.08,
13 71.23, or 71.43, except that the authority may certify a nonprofit entity described
14 under section 501 (c) (3) of the Internal Revenue Code for a tax credit under this
15 subsection if the entity intends to sell or otherwise transfer the credit, as provided
16 under s. 71.07 (9m) (h), 71.28 (6) (h), or 71.47 (6) (h).

17 **SECTION 3941.** 235.17 (2) of the statutes is created to read:

18 235.17 (2) The authority may certify up to \$10,000,000 in tax credits under sub.
19 (1) in any calendar year.

20 **SECTION 3942.** 235.17 (3) of the statutes is created to read:

21 235.17 (3) In determining whether to certify a person for a tax credit under sub.
22 (1), the authority shall consider all of the following with respect to the activity for
23 which the tax credit is claimed:

24 (a) The number of full-time jobs that may be created.

SENATE BILL 21**SECTION 3942**

1 (b) The anticipated benefit to the state of the activity relative to the cost to the
2 state of the tax credit.

3 (c) The projected impact of the activity on the local economy.

4 (d) Whether the activity or investments associated with the activity would
5 occur without the tax credit.

6 (e) The number of tax credits that have been certified under sub. (1) in the same
7 county or municipality in prior years.

8 **SECTION 3942d.** 235.17 (4) of the statutes is created to read:

9 235.17 (4) For 4 years following receipt of a tax credit under sub. (1), the
10 original claimant shall report to the authority the total number of full-time jobs
11 created by the activity for which the credit was claimed. The authority shall report
12 to the department of revenue, at least once each calendar quarter, any claimant
13 whose activity created fewer full-time jobs than projected under sub. (3) (a). The
14 authority shall report to the department of revenue the name, address, and tax
15 identification number of the claimant, and the number of full-time jobs projected
16 and created.

17 **SECTION 3943.** 235.17 (5) of the statutes is created to read:

18 235.17 (5) The authority shall adopt policies and procedures for the
19 administration of this section, including all of the following:

20 (a) Process by which applicants may apply for certification under sub. (1).

21 (b) Certification of the tax credit, in accordance with sub. (3).

22 (c) Reporting requirements for certified claimants.

23 (d) Process and criteria for revocation of certification.

24 **SECTION 3944.** 235.30 (7) (e) of the statutes is created to read:

SENATE BILL 21**SECTION 3944**

1 235.30 (7) (e) In s. 235.308, “tax benefits” means the business development tax
2 credit under ss. 71.07 (3y), 71.28 (3y), and 71.47 (3y).

3 **SECTION 3945.** 235.303 (4) of the statutes is created to read:

4 235.303 (4) SUNSET. The corporation may not award any tax benefits under ss.
5 238.301 to 238.306 after June 30, 2015.

6 **SECTION 3946.** 235.308 of the statutes is created to read:

7 **235.308 Business development tax credit. (1) DEFINITION.** In this section,
8 “eligible position” means a full–time job offered by a person certified under sub. (2).

9 **(2) CERTIFICATION.** (a) The authority may certify a person to receive tax benefits
10 under this section if all of the following apply:

11 1. The person is operating or intends to operate a business in this state.

12 2. The person applies under this section and enters into a contract with the
13 authority.

14 (b) The certification of a person under par. (a) may remain in effect for no more
15 than 10 cumulative years.

16 **(3) ELIGIBILITY FOR TAX BENEFITS.** A person is eligible to receive tax benefits if,
17 in each year for which the person claims tax benefits under this section, the person
18 increases net employment in this state in the person’s business above the net
19 employment in this state in the person’s business during the year before the person
20 was certified under sub. (2), as determined by the authority under its policies and
21 procedures.

22 **(4) AWARDS, LIMITS, EXPIRATION.** (a) The authority may award all of the following
23 tax benefits to a person certified under sub. (2):

24 1. An amount equal to up to 10 percent of the amount of wages that the person
25 paid to an employee in an eligible position in the taxable year.

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1 2. An amount equal to up to 5 percent of the amount of wages that the person
2 paid to an employee in an eligible position in the taxable year, if the eligible position
3 is offered at the claimant's business in an economically distressed area, as
4 determined by the authority.

5 3. An amount equal to up to 50 percent of the person's training costs incurred
6 to undertake activities to enhance an employee's general knowledge, employability,
7 and flexibility in the workplace; to develop skills unique to the person's workplace
8 or equipment; or to develop skills that will increase the quality of the person's
9 product.

10 4. An amount equal to up to 3 percent of the person's personal property
11 investment and 5 percent of the person's real property investment in a capital
12 investment project, if the project involves a total capital investment of at least
13 \$1,000,000 or, if less than \$1,000,000, the project involves a capital investment that
14 is equal to at least \$10,000 per employee employed on the project.

15 5. An amount, as determined by the authority, equal to a percentage of the
16 amount of wages that the person paid to an employee in an eligible position in the
17 taxable year, if the eligible position was created or retained in connection with the
18 person's location or retention of the person's corporate headquarters in Wisconsin
19 and the job duties associated with the eligible position involve the performance of
20 corporate headquarters functions.

21 (b) Subject to a reallocation by the authority under s. 235.15 (3) (d), the
22 authority may allocate up to \$10,000,000 in tax benefits under this section in any
23 calendar year. Any unused allocation may be carried forward.

24 **(5) DUTIES.** (a) The authority shall notify the department of revenue, on at least
25 a quarterly basis, when the authority certifies a person to receive tax benefits.

SENATE BILL 21**SECTION 3946**

1 (b) The authority shall notify the department of revenue within 30 days of
2 revoking a certification made under sub. (2).

3 (c) The authority may require a person to repay any tax benefits the person
4 claims for a year in which the person failed to maintain an eligible position required
5 by an agreement under sub. (2) (b).

6 (d) The authority shall determine the maximum amount of the tax credits
7 under ss. 71.07 (3y), 71.28 (3y), and 71.47 (3y) that a certified business may claim and
8 shall notify the department of revenue of this amount on at least a quarterly basis.

9 (e) The authority shall annually verify the information submitted to it by the
10 person claiming tax benefits under ss. 71.07 (3y), 71.28 (3y), and 71.47 (3y).

11 (f) The authority shall adopt policies and procedures for the implementation
12 and operation of this section.

13 **SECTION 3947.** 235.609 of the statutes is created to read:

14 **235.609 Bonds for certain mortgages and securities and for the**
15 **housing development fund.** The authority may issue its negotiable notes and
16 bonds to do any of the following:

17 (1) Purchase certain mortgages and securities and make secured loans for
18 housing for persons and families of low and moderate income, for the rehabilitation
19 of existing structures, and for the construction of facilities appurtenant to existing
20 structures consistent with the provisions and purposes of this chapter.

21 (2) Make secured loans to assist eligible elderly homeowners in paying
22 property taxes and special assessments.

23 (3) Provide moneys for the housing development fund in order to make
24 temporary loans to sponsors of housing projects as provided in this subchapter.

25 **SECTION 3948.** 236.13 (2m) of the statutes is amended to read:

SENATE BILL 21**SECTION 3948**

1 236.13 **(2m)** As a further condition of approval when lands included in the plat
2 lie within 500 feet of the ordinary high-water mark of any lake, any navigable
3 stream, or any other body of navigable water or if land in the proposed plat involves
4 lake or navigable stream shorelands referred to in s. 236.16, the department of
5 natural resources, to prevent pollution of navigable waters, ~~or the department of~~
6 ~~safety and professional services,~~ and to protect the public health and safety, may
7 require assurance of adequate drainage areas for private on-site wastewater
8 treatment systems and building setback restrictions, or provisions by the owner for
9 public sewage disposal facilities for waters of the state, as defined in s. 281.01 (18),
10 industrial wastes, as defined in s. 281.01 (5), and other wastes, as defined in s. 281.01
11 (7). The public sewage disposal facilities may consist of one or more systems as the
12 department of natural resources ~~or the department of safety and professional~~
13 ~~services~~ determines on the basis of need for prevention of pollution of the waters of
14 the state or protection of public health and safety.

15 **SECTION 3949.** 237.07 (3) (a) of the statutes is amended to read:

16 237.07 **(3)** (a) For each fiscal year, the authority shall submit to the department
17 of administration an audited financial statement of the funding received by the
18 authority ~~from the department of natural resources under s. 237.08 (2) and by the~~
19 ~~authority~~ from contributions and other funding accepted by the authority under s.
20 237.08 (3).

21 **SECTION 3950.** 237.08 (2) of the statutes is repealed.

22 **SECTION 3951.** Chapter 238 (title) of the statutes is repealed.

23 **SECTION 3952.** Subchapter I (title) of chapter 238 [precedes 238.01] of the
24 statutes is repealed.

25 **SECTION 3953.** 238.01 (intro.) and (1) of the statutes are repealed.

SENATE BILL 21**SECTION 3954**

1 **SECTION 3954.** 238.01 (2) of the statutes is repealed.

2 **SECTION 3955.** 238.01 (3) of the statutes is renumbered 235.01 (3).

3 **SECTION 3956.** 238.02 of the statutes is repealed.

4 **SECTION 3957.** 238.03 (title) of the statutes is renumbered 235.03 (title) and
5 amended to read:

6 **235.03 (title) Duties of board the authority concerning economic**
7 **development.**

8 **SECTION 3958.** 238.03 (1) of the statutes is repealed.

9 **SECTION 3959.** 238.03 (2) of the statutes is renumbered 235.03 (2), and 235.03
10 (2) (intro.) and (c), as renumbered, are amended to read:

11 235.03 (2) (intro.) For each program developed and implemented by the ~~board~~
12 authority under this subchapter, the ~~board~~ authority shall do all of the following:

13 (c) Require that each recipient of a grant or loan under the program submit a
14 report to the ~~corporation~~ authority. Each contract with a recipient of a grant or loan
15 under the program must specify the frequency and format of the report to be
16 submitted to the ~~corporation~~ authority and the performance measures to be included
17 in the report.

18 **SECTION 3960.** 238.03 (3) of the statutes is renumbered 235.03 (3), and 235.03
19 (3) (intro.), (a) and (b) (intro.), as renumbered, are amended to read:

20 235.03 (3) (intro.) The ~~board~~ authority shall require for each economic
21 development program developed and implemented by the ~~board~~ authority all of the
22 following:

23 (a) That each recipient of a grant or loan under the program ~~of at least \$100,000~~
24 submit to the ~~corporation~~ authority, within 120 days after the end of the recipient's
25 fiscal year in which any grant or loan funds were expended, ~~—a schedule of~~

SENATE BILL 21**SECTION 3960**

1 expenditures of the grant or loan funds, including expenditures of any matching cash
2 or in-kind match or at a different time as provided in policies and procedures
3 approved by the board an attestation, signed by the director or principal officer of the
4 recipient to attest to the accuracy of the schedule of expenditures. The recipient shall
5 engage an independent certified public accountant to perform procedures, approved
6 by the corporation and consistent with applicable professional standards of the
7 American Institute of Certified Public Accountants, to determine whether the grant
8 or loan funds and any matching cash or in-kind match were expended in accordance
9 with the grant or loan contract. The board shall also require the recipient of such a
10 grant or loan to make available for inspection the documents supporting the schedule
11 of expenditures. The board shall include the requirements under this paragraph in
12 the contract with grant or loan recipients. The attestation shall verify that the grant
13 or loan funds and any matching cash or in-kind match were expended in accordance
14 with the grant or loan contract.

15 (b) (intro.) That the board authority, if a recipient of a grant or loan under the
16 program submits false or misleading information to the ~~corporation~~ authority or fails
17 to comply with the terms of a contract entered into with the ~~corporation~~ authority,
18 without providing satisfactory explanation for the noncompliance, do all of the
19 following:

20 **SECTION 3961.** 238.04 of the statutes is repealed.

21 **SECTION 3962.** 238.045 of the statutes is repealed.

22 **SECTION 3963.** 238.046 of the statutes is renumbered 235.014, and 235.014 (1)
23 and (2), as renumbered, are amended to read:

24 235.014 (1) A member of the board or an employee of the ~~corporation~~ authority
25 to whom the board delegates its authority to contract shall notify the ~~corporation's~~

SENATE BILL 21**SECTION 3963**

1 authority's legal counsel or, if the ~~corporation's~~ legal counsel is unavailable, the chief
2 executive officer of the ~~corporation~~ authority if the member or employee has a direct
3 or indirect, private, pecuniary interest in a contract that is being negotiated, bid for,
4 or entered into with the ~~corporation~~ authority. If the ~~corporation's~~ authority's legal
5 counsel or chief executive officer is notified under this section, he or she shall report
6 the name of the individual from whom he or she received the notification and the
7 contract in which the individual has a private, pecuniary interest to the board. A
8 member or employee who notifies the ~~corporation's~~ authority's legal counsel or chief
9 executive officer under this section is not authorized to participate in the member's
10 or employee's capacity as a member of the board or an employee of the ~~corporation~~
11 authority in the making of the contract or to perform in regard to the contract some
12 official function requiring the exercise of discretion on the member's or employee's
13 part.

14 (2) An employee of the ~~corporation~~ authority shall notify the ~~corporation's~~
15 authority's legal counsel or, if the ~~corporation's~~ legal counsel is unavailable, the chief
16 executive officer of the ~~corporation~~ authority if the employee has a controlling
17 interest in an entity that is negotiating, bidding for, or entering into a contract with
18 the ~~corporation~~ authority. If the ~~corporation's~~ authority's legal counsel or chief
19 executive officer is notified under this section, he or she shall report the name of the
20 individual from whom he or she received the notification and the contract at issue
21 to the board. The board shall prohibit the ~~corporation~~ authority from entering into
22 any contract with an entity in which an employee of the ~~corporation~~ authority has
23 a controlling interest.

24 **SECTION 3964.** 238.05 of the statutes is repealed.

SENATE BILL 21**SECTION 3965**

1 **SECTION 3965.** 238.06 of the statutes is renumbered 235.015 and amended to
2 read:

3 **235.015 Liability limited.** Neither the state nor any political subdivision of
4 the state, nor any officer, employee, or agent of the state or a political subdivision of
5 the state who is acting within the scope of employment or agency, is liable for any
6 debt, obligation, act, or omission of the ~~corporation~~ authority.

7 **SECTION 3966.** 238.07 of the statutes is renumbered 235.016, and 235.016 (1),
8 (2) (intro.), (3) and (4), as renumbered, are amended to read:

9 235.016 (1) Annually, by January October 1, the ~~board~~ authority shall submit
10 to the chief clerk of each house of the legislature, for distribution to the legislature
11 under s. 13.172 (2), a report identifying the economic development and housing
12 programs and projects that the ~~board~~ authority intends to develop and implement
13 during the current ~~calendar~~ fiscal year.

14 (2) (intro.) Annually, no later than October 1, the ~~board~~ authority shall submit
15 to the joint legislative audit committee and the chief clerk of each house of the
16 legislature, for distribution to the legislature under s. 13.172 (2), a report for the
17 previous fiscal year on each of the economic development programs of the ~~corporation~~
18 authority that contains all of the following:

19 (3) The ~~board~~ authority shall make readily accessible to the public on an
20 Internet-based system the information required under sub. (2).

21 (4) Annually, beginning in 2014 2016, the board shall have an independent
22 audit conducted of the ~~corporation's~~ authority's financial statements for the previous
23 fiscal year and submit the audit report to the joint legislative audit committee and
24 the chief clerk of each house of the legislature, for distribution to the legislature
25 under s. 13.172 (2).

SENATE BILL 21**SECTION 3967**

1 **SECTION 3967.** 238.08 of the statutes is repealed.

2 **SECTION 3968.** 238.09 of the statutes is renumbered 235.017, and 235.017 (1),
3 (2) and (3), as renumbered, are amended to read:

4 235.017 (1) When the ~~corporation~~ authority is required to publicly solicit
5 proposals from multiple vendors of goods or services.

6 (2) How the ~~corporation~~ authority is to evaluate proposals from multiple
7 vendors.

8 (3) How the ~~corporation~~ authority is to assess any conflict of interest a vendor
9 may have if the vendor sells goods or services to the ~~corporation~~ authority.

10 **SECTION 3969.** 238.10 of the statutes is renumbered 235.018, and 235.018 (1)
11 to (4), as renumbered, are amended to read:

12 235.018 (1) ALLOCATION. The ~~corporation~~ authority shall establish under 26
13 USC 146 and administer a system for the allocation of the volume cap on the issuance
14 of private activity bonds, as defined under 26 USC 141 (a), among all municipalities,
15 as defined in s. 67.01 (5), and any corporation formed on behalf of those
16 municipalities, and among this state, the Wisconsin Health and Educational
17 Facilities Authority, the Wisconsin Aerospace Authority, and the ~~Wisconsin Housing~~
18 ~~and Economic Development Authority~~ authority.

19 (2) AMENDMENT TO ALLOCATION. At any time prior to December 31 in any year,
20 the ~~corporation~~ authority may adopt rules policies and procedures to revise the
21 allocation system established for that year under sub. (1), except that any revision
22 under this subsection does not apply to any allocation under which the recipient of
23 that allocation has adopted a resolution authorizing the issuance of a private activity
24 bond, as defined in 26 USC 141 (a).

SENATE BILL 21**SECTION 3969**

1 **(3) CONDITIONS.** The ~~corporation~~ authority may establish any procedure for,
2 and place any condition upon, the granting of an allocation under this section which
3 the ~~corporation~~ authority deems to be in the best interest of the state including a
4 requirement that a cash deposit, at a rate established by the ~~corporation~~ authority,
5 be a condition for an allocation.

6 **(4) CERTIFICATION.** If the ~~corporation~~ authority receives notice of the issuance
7 of a bond under an allocation under subs. (1) to (3), the ~~corporation~~ authority shall
8 certify that that bond meets the requirements of 26 USC 146.

9 **SECTION 3970.** 238.11 of the statutes is renumbered 235.11, and 235.11 (1), (2)
10 and (5), as renumbered, are amended to read:

11 **235.11 (1)** The ~~corporation~~ authority shall prescribe the notice forms to be used
12 under s. 66.1103 (4m) (a) 1. The ~~corporation~~ authority shall include on the forms a
13 requirement for information on the number of jobs the person submitting the notice
14 expects to be eliminated, created, or maintained on the project site and elsewhere in
15 this state by the project which is the subject of the notice. The ~~corporation~~ authority
16 shall prescribe the forms to be used under s. 66.1103 (4m) (b).

17 **(2)** If the ~~corporation~~ authority receives a notice under s. 66.1103 (4m) (a), the
18 ~~corporation~~ authority shall estimate, no later than 20 days after receipt of the notice,
19 whether the project that is the subject of the notice is expected to eliminate, create,
20 or maintain jobs on the project site and elsewhere in this state and the net number
21 of jobs expected to be eliminated, created, or maintained as a result of the project.

22 **(5)** The ~~corporation~~ authority shall issue an estimate made under sub. (2) to
23 the city, village, town, or county which will issue the bonds to finance the project
24 which is the subject of the estimate.

SENATE BILL 21**SECTION 3971**

1 **SECTION 3971.** 238.12 of the statutes is renumbered 235.12 and amended to
2 read:

3 **235.12 Repayment of grants, loans, and tax benefits.** (1) In this section,
4 “tax benefits” means the credits under ss. 71.07 ~~(2dd), (2de), (2di), (2dj), (2dL), (2dm),~~
5 ~~(2dr), (2ds), (2dx), (3g), and (3t),~~ 71.28 ~~(1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds),~~
6 ~~(1dx), (3g), and (3t),~~ 71.47 ~~(1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3g), and~~
7 ~~(3t),~~ and 76.636.

8 (2) ~~The corporation~~ authority may not award a grant or loan under this chapter
9 to a person or certify a person to receive tax benefits unless ~~the corporation~~ authority
10 enters into an agreement with the person that requires the person to repay the grant,
11 loan, or tax benefits if, within 5 years after receiving the grant or loan or being
12 certified to receive tax benefits, the person ceases to conduct in this state the
13 economic activity for which the person received the grant or loan or for which the
14 person was certified to receive tax benefits and commences substantially the same
15 economic activity outside this state.

16 **SECTION 3972.** 238.125 of the statutes is repealed.

17 **SECTION 3973.** 238.127 of the statutes is renumbered 235.127, and 235.127 (2)
18 (intro.), (c) (intro.), (e), (h) and (j), as renumbered, are amended to read:

19 235.127 (2) (intro.) ~~The corporation~~ authority shall establish and administer
20 a state main street program to coordinate state and local participation in programs
21 offered by the national main street center, created by the national trust for historic
22 preservation, to assist municipalities in planning, managing and implementing
23 programs for the revitalization of business areas. ~~The corporation~~ authority shall
24 do all of the following:

SENATE BILL 21**SECTION 3973**

1 (c) (intro.) With help from interested individuals and organizations, develop a
2 plan describing the objectives of the state main street program and the methods by
3 which the ~~corporation~~ authority shall:

4 (e) Annually select, upon application, up to 5 municipalities to participate in
5 the state main street program. The program for each municipality shall conclude
6 after 3 years, except that the program for each municipality selected after July 29,
7 1995, shall conclude after 5 years. The ~~corporation~~ authority shall select program
8 participants representing various geographical regions and populations. A
9 municipality may apply to participate, and the ~~corporation~~ authority may select a
10 municipality for participation, more than one time. In selecting a municipality,
11 however, the ~~corporation~~ authority may give priority to those municipalities that
12 have not previously participated.

13 (h) Provide training, technical assistance and information on the revitalization
14 of business areas to municipalities which do not participate in the state main street
15 program. The ~~corporation~~ authority may charge reasonable fees for the services and
16 information provided under this paragraph.

17 (j) The ~~corporation~~ authority shall expend at least \$250,000 annually on the
18 state main street program.

19 **SECTION 3974.** 238.13 of the statutes, as affected by 2015 Wisconsin Act (this
20 act), is renumbered 235.13, and 235.13 (2) (a) (intro.), (3) (intro.) and (f) and (5), as
21 renumbered, are amended to read:

22 235.13 (2) (a) (intro.) The ~~corporation~~ authority may make a grant to a person
23 if all of the following apply:

24 (3) (intro.) The ~~corporation~~ authority may consider the following criteria in
25 making awards under this section:

SENATE BILL 21**SECTION 3974**

1 (f) Any other factors considered by the corporation to be authority considers
2 relevant to assessing the viability and feasibility of the project.

3 (5) Before the corporation authority awards a grant under this section, the
4 corporation authority shall consider the recommendations of the department of
5 natural resources.

6 **SECTION 3975.** 238.13 (2) (b) 2. of the statutes is repealed.

7 **SECTION 3976.** 238.13 (2) (b) 3. of the statutes is created to read:

8 238.13 (2) (b) 3. The recipient of a grant under this section shall contribute to
9 the project an amount that is equal to at least 50 percent of the amount of the grant.

10 **SECTION 3977.** 238.13 (5) of the statutes is amended to read:

11 238.13 (5) Before the corporation awards a grant under this section, the
12 corporation shall consider the recommendations of ~~the department of administration~~
13 ~~and~~ the department of natural resources.

14 **SECTION 3978.** 238.133 of the statutes is renumbered 235.133, and 235.133 (2)
15 (title), (a), (b), (c) and (d), (3) (intro.), (4), (5) (intro.) and (c), (6) and (7), as
16 renumbered, are amended to read:

17 235.133 (2) (title) DUTIES OF THE CORPORATION AUTHORITY.

18 (a) The corporation authority shall administer a program to award brownfield
19 site assessment grants from the appropriation under s. ~~20.192 (1)~~ 20.885 (3) (s) to
20 local governmental units for the purposes of conducting any of the eligible activities
21 under sub. (3).

22 (b) The corporation authority may not award a grant to a local governmental
23 unit under this section if that local governmental unit caused the environmental
24 contamination that is the basis for the grant request.

SENATE BILL 21**SECTION 3978**

1 (c) The ~~corporation~~ authority may only award grants under this section if the
2 person that caused the environmental contamination that is the basis for the grant
3 request is unknown, cannot be located or is financially unable to pay the cost of the
4 eligible activities.

5 (d) The ~~corporation~~ authority shall establish criteria as necessary to
6 administer the program. The ~~corporation~~ authority may limit the total amount of
7 funds that may be used to cover the costs of each category of eligible activity
8 described in sub. (3).

9 **(3) ELIGIBLE ACTIVITIES.** (intro.) The ~~corporation~~ authority may award grants
10 to local governmental units to cover the costs of the following activities:

11 **(4) APPLICATION FOR GRANT.** The applicant shall submit an application on a form
12 prescribed by the ~~corporation~~ authority and shall include any information that the
13 ~~corporation~~ authority finds necessary to calculate the amount of a grant.

14 **(5) GRANT CRITERIA.** (intro.) The ~~corporation~~ authority shall consider the
15 following criteria when determining whether to award a grant:

16 (c) Other criteria that the ~~corporation~~ authority finds necessary to calculate the
17 amount of a grant.

18 **(6) LIMITATION OF GRANT.** The total amount of all grants awarded to a local
19 governmental unit in a fiscal year under this section shall be limited to an amount
20 equal to 15% of the available funds appropriated under s. ~~20.192 (1)~~ 20.885 (3) (s) for
21 the fiscal year.

22 **(7) MATCHING FUNDS.** The ~~corporation~~ authority may not distribute a grant
23 unless the applicant contributes matching funds equal to 20% of the grant. Matching
24 funds may be in the form of cash or in-kind contribution or both.

SENATE BILL 21**SECTION 3979**

1 **SECTION 3979.** 238.135 of the statutes is renumbered 235.135 and amended to
2 read:

3 **235.135 Grants to regional economic development organizations.** The
4 ~~corporation~~ authority shall award annual grants to regional economic development
5 organizations to fund marketing activities. The amount of each grant may not exceed
6 \$100,000 or the amount of matching funds the organization obtains from sources
7 other than the ~~corporation~~ authority or the state, whichever is less.

8 **SECTION 3980.** 238.15 of the statutes, as affected by 2015 Wisconsin Act (this
9 act), is renumbered 235.15, and 235.15 (1) (intro.) and (m) 1. (intro.) and c., (2) and
10 (3) (a), (b), (d) (intro.), 1. and 2. a. and b., (dm) and (e), as renumbered, are amended
11 to read:

12 **235.15 (1) ANGEL INVESTMENT TAX CREDITS.** (intro.) The ~~corporation~~ authority
13 shall implement a program to certify businesses for purposes of s. 71.07 (5d). A
14 business desiring certification shall submit an application to the ~~corporation~~
15 authority in each taxable year for which the business desires certification. The
16 business shall specify in its application the investment amount it wishes to raise and
17 the ~~corporation~~ authority may certify the business and determine the amount that
18 qualifies for purposes of s. 71.07 (5d). Except as provided in policies and procedures
19 under sub. (3) (dm), the ~~corporation~~ authority may certify or recertify a business for
20 purposes of s. 71.07 (5d) only if the business satisfies all of the following conditions:

21 (m) 1. (intro.) It agrees that it will not relocate outside of this state during the
22 3 years after it receives an investment for which a person may claim a tax credit
23 under s. 71.07 (5d) and agrees to pay the ~~corporation~~ authority a penalty, in an
24 amount determined under subd. 2., if the business relocates outside of this state
25 during that 3-year period. For the purposes of this paragraph, except as provided

SENATE BILL 21**SECTION 3980**

1 in policies and procedures under sub. (3) (dm), a business relocates outside of this
2 state when the business locates more than 51 percent of any of the following outside
3 of this state:

4 c. The activities of the business's headquarters, as determined by the
5 ~~corporation~~ authority.

6 **(2) EARLY STAGE SEED INVESTMENT TAX CREDITS.** The ~~corporation~~ authority shall
7 implement a program to certify investment fund managers for purposes of ss. 71.07
8 (5b), 71.28 (5b), 71.47 (5b), and 76.638. An investment fund manager desiring
9 certification shall submit an application to the ~~corporation~~ authority. The
10 investment fund manager shall specify in the application the investment amount
11 that the manager wishes to raise and the ~~corporation~~ authority may certify the
12 manager and determine the amount that qualifies for purposes of ss. 71.07 (5b),
13 71.28 (5b), 71.47 (5b), and 76.638. In determining whether to certify an investment
14 fund manager, the ~~corporation~~ authority shall consider the investment fund
15 manager's experience in managing venture capital funds, the past performance of
16 investment funds managed by the applicant, the expected level of investment in the
17 investment fund to be managed by the applicant, and any other relevant factors. The
18 ~~corporation~~ authority may certify only investment fund managers that commit to
19 consider placing investments in businesses certified under sub. (1).

20 **(3) (a) *List of certified businesses and investment fund managers.*** The
21 ~~corporation~~ authority shall maintain a list of businesses certified under sub. (1) and
22 investment fund managers certified under sub. (2) and shall permit public access to
23 the lists through the ~~corporation's~~ authority's Internet Web site.

SENATE BILL 21**SECTION 3980**

1 (b) *Notification of department of revenue.* The ~~corporation~~ authority shall
2 notify the department of revenue of every certification issued under subs. (1) and (2)
3 and the date on which any such certification is revoked or expires.

4 (d) *Rules Administration.* (intro.) The ~~corporation~~ authority, in consultation
5 with the department of revenue, shall ~~adopt rules~~ establish policies and procedures
6 to administer this section.—~~The rules~~ and shall further define “bona fide angel
7 investment” for purposes of s. 71.07 (5d) (a) 1. ~~The rules shall limit the aggregate~~
8 ~~amount of tax credits under s. 71.07 (5d) that may be claimed for investments in~~
9 ~~businesses certified under sub. (1) at \$3,000,000 per calendar year for calendar years~~
10 ~~beginning after December 31, 2004, and before January 1, 2008, \$5,500,000 per~~
11 ~~calendar year for calendar years beginning after December 31, 2007, and before~~
12 ~~January 1, 2010, \$6,500,000 for calendar year 2010, and \$20,000,000 per calendar~~
13 ~~year for calendar years beginning after December 31, 2010, plus, for taxable years~~
14 ~~beginning after December 31, 2010, an additional \$250,000 for tax credits that may~~
15 ~~be claimed for investments in nanotechnology businesses certified under sub. (1).~~
16 ~~The rules shall also limit the aggregate amount~~ and of the tax credits under ss. 71.07
17 (5b), 71.28 (5b), 71.47 (5b), and 76.638 that may be claimed for investments paid to
18 fund managers certified under sub. (2) at \$3,500,000 per calendar year for calendar
19 years beginning after December 31, 2004, and before January 1, 2008, \$6,000,000 per
20 calendar year for calendar years beginning after December 31, 2007, and before
21 January 1, 2010, \$8,000,000 for calendar year 2010, and \$20,500,000 is \$30,000,000
22 per calendar year for calendar years beginning after December 31, 2010, plus, for
23 taxable years beginning after December 31, 2010, an additional \$250,000 for tax
24 credits that may be claimed for investments in nanotechnology businesses certified
25 under sub. (1). The rules policies and procedures shall also provide that, for calendar

SENATE BILL 21**SECTION 3980**

1 years beginning after December 31, 2007, a person who receives a credit under ss.
2 s. 71.07 (5b) and or (5d), 71.28 (5b), 71.47 (5b), or 76.638 must keep the investment
3 in a certified business, or with a certified fund manager, for no less than 3 years,
4 unless the person's investment becomes worthless, as determined by the ~~corporation~~
5 authority, during the 3-year period or the person has kept the investment for no less
6 than 12 months and a bona fide liquidity event, as determined by the ~~corporation~~
7 authority, occurs during the 3-year period. The ~~rules~~ policies and procedures shall
8 permit the ~~corporation~~ authority to reallocate credits under this section that are
9 unused in any calendar year to a person eligible for tax benefits, as defined under s.
10 ~~238.16~~ 235.16 (1) (d), if all of the following apply:

11 1. The ~~corporation~~ authority notifies the joint committee on finance in writing
12 of its proposed reallocation.

13 2. a. The cochairpersons of the joint committee on finance fail to notify the
14 ~~corporation~~ authority, within 14 working days after the date of the ~~corporation's~~
15 authority's notification under subd. 1., that the committee has scheduled a meeting
16 for the purpose of reviewing the proposed reallocation.

17 b. The cochairpersons of the joint committee on finance notify the ~~corporation~~
18 authority that the committee has approved the proposed reallocation.

19 (dm) The ~~corporation's~~ authority's policies and procedures under this
20 subsection shall permit the ~~corporation~~ authority to waive one or more of the
21 requirements under sub. (1) (a), (b), (h), and (m) 1. based on standards the
22 ~~corporation~~ authority establishes in the policies and procedures. The ~~corporation~~
23 authority may not waive a requirement under sub. (1) (a), (b), (h), or (m) 1. unless
24 the board approves the standards in the policies and procedures and the waiver
25 complies with those standards.

SENATE BILL 21**SECTION 3980**

1 (e) *Transfer.* A person who is eligible to claim a credit under s. 71.07 (5b), 71.28
2 (5b), 71.47 (5b) or (5d), or 76.638 may sell or otherwise transfer the credit to another
3 person who is subject to the taxes or fees imposed under s. 71.02, 71.23, 71.47, or
4 subch. III of ch. 76, if the person was certified to claim the credit after December 31,
5 2014 and if the person receives prior authorization from the investment fund
6 manager, for a credit under s. 71.07 (5b), 71.28 (5b), 71.47 (5b), or 76.638, and the
7 investment fund manager, or the claimant under s. 71.07 (5d) for the sale or other
8 transfer of a credit under s. 71.07 (5d), notifies the ~~corporation~~ authority and the
9 department of revenue of the transfer and submits with the notification a copy of the
10 transfer documents. No person may sell or otherwise transfer a credit as provided
11 in this paragraph more than once in a 12-month period. The ~~corporation~~ authority
12 may charge any person selling or otherwise transferring a credit under this
13 paragraph a fee equal to 5 percent of the credit amount sold or transferred.

14 **SECTION 3981.** 238.15 (1) (intro.) of the statutes is amended to read:

15 238.15 (1) ANGEL INVESTMENT TAX CREDITS. (intro.) The corporation shall
16 implement a program to certify businesses for purposes of s. 71.07 (5d). A business
17 desiring certification shall submit an application to the corporation in each taxable
18 year for which the business desires certification. The business shall specify in its
19 application the investment amount it wishes to raise and the corporation may certify
20 the business and determine the amount that qualifies for purposes of s. 71.07 (5d).
21 The Except as provided in policies and procedures under sub. (3) (dm), the
22 corporation may certify or recertify a business for purposes of s. 71.07 (5d) only if the
23 business satisfies all of the following conditions:

24 **SECTION 3982.** 238.15 (1) (f) 1. b. of the statutes is amended to read:

SENATE BILL 21**SECTION 3982**

1 238.15 (1) (f) 1. b. Processing or assembling products, including medical
2 devices, pharmaceuticals, computer software, computer hardware, semiconductors,
3 any other innovative technology products, or other products that are produced using
4 manufacturing methods that are enabled by applying ~~proprietary~~ differentiating
5 technology.

6 **SECTION 3983.** 238.15 (1) (f) 1. c. of the statutes is amended to read:

7 238.15 (1) (f) 1. c. Services that are enabled by applying ~~proprietary~~
8 differentiating technology.

9 **SECTION 3984.** 238.15 (1) (f) 2. of the statutes is amended to read:

10 238.15 (1) (f) 2. It is undertaking pre-commercialization activity related to
11 ~~proprietary~~ differentiating technology that includes conducting research,
12 developing a new product or business process, or developing a service that is
13 principally reliant on applying ~~proprietary~~ differentiating technology.

14 **SECTION 3985.** 238.15 (1) (f) 3. of the statutes is created to read:

15 238.15 (1) (f) 3. It is a technology-based physician and health care consulting
16 business.

17 **SECTION 3986.** 238.15 (1) (f) 4. of the statutes is created to read:

18 238.15 (1) (f) 4. It is a retailer for whom at least 51 percent of its annual sales
19 originate on the Internet.

20 **SECTION 3987.** 238.15 (1) (g) of the statutes is amended to read:

21 238.15 (1) (g) It is not primarily engaged in real estate development,
22 insurance,
23 banking,
24 lending,
25 lobbying,
political consulting,
professional services provided by attorneys, accountants, business consultants, physicians, or health care consultants, except technology-based physician or health care consultants,
wholesale or retail trade, except retailers for whom at least 51 percent of annual

SENATE BILL 21**SECTION 3987**

1 income originates on the Internet; leisure; hospitality; transportation; or
2 construction, except construction of power production plants that derive energy from
3 a renewable resource, as defined in s. 196.378 (1) (h).

4 **SECTION 3988.** 238.15 (1) (L) of the statutes is amended to read:

5 238.15 (1) (L) For taxable years beginning after December 31, 2010 and before
6 January 1, 2015, it has not received more than \$8,000,000 in investments that have
7 qualified for tax credits under ss. 71.07 (5b) and (5d), 71.28 (5b), 71.47 (5b), and
8 76.638.

9 **SECTION 3989.** 238.15 (1) (Lg) of the statutes is created to read:

10 238.15 (1) (Lg) For taxable years beginning after December 31, 2014, it has not
11 received more than \$12,000,000 in investments that have qualified for tax credits
12 under ss. 71.07 (5b) and (5d), 71.28 (5b), 71.47 (5b), and 76.638.

13 **SECTION 3990.** 238.15 (1) (m) 1. (intro.) of the statutes is amended to read:

14 238.15 (1) (m) 1. (intro.) It agrees that it will not relocate outside of this state
15 during the 3 years after it receives an investment for which a person may claim a tax
16 credit under s. 71.07 (5d) and agrees to pay the corporation a penalty, in an amount
17 determined under subd. 2., if the business relocates outside of this state during that
18 3-year period. For the purposes of this paragraph, except as provided in policies and
19 procedures under sub. (3) (dm), a business relocates outside of this state when the
20 business locates more than 51 percent of any of the following outside of this state:

21 **SECTION 3991.** 238.15 (1) (m) 3. of the statutes is created to read:

22 238.15 (1) (m) 3. Subdivision 1. does not apply to a business that the
23 corporation certified for purposes of s. 71.07 (5d) before April 20, 2012, and that, in
24 reliance on that certification, executed a note or bond that is convertible to an equity
25 interest.

SENATE BILL 21**SECTION 3992**

1 **SECTION 3992.** 238.15 (3) (dm) of the statutes is created to read:

2 238.15 (3) (dm) The corporation's policies and procedures under this subsection
3 shall permit the corporation to waive one or more of the requirements under sub. (1)
4 (a), (b), (h), and (m) 1. based on standards the corporation establishes in the policies
5 and procedures. The corporation may not waive a requirement under sub. (1) (a), (b),
6 (h), or (m) 1. unless the board approves the standards in the policies and procedures
7 and the waiver complies with those standards.

8 **SECTION 3993.** 238.15 (3) (e) of the statutes is amended to read:

9 238.15 (3) (e) *Transfer.* A person who is eligible to claim a credit under s. 71.07
10 (5b) or (5d), 71.28 (5b), 71.47 (5b), or 76.638 may sell or otherwise transfer the credit
11 to another person who is subject to the taxes or fees imposed under s. 71.02, 71.23,
12 71.47, or subch. III of ch. 76, if the person was certified to claim the credit after
13 December 31, 2014 and if the person receives prior authorization from the
14 investment fund manager, for a credit under s. 71.07 (5b), 71.28 (5b), 71.47 (5b), or
15 76.638, and the investment fund manager then, or the claimant under s. 71.07 (5d)
16 for the sale or other transfer of a credit under s. 71.07 (5d), notifies the corporation
17 and the department of revenue of the transfer and submits with the notification a
18 copy of the transfer documents. No person may sell or otherwise transfer a credit as
19 provided in this paragraph more than once in a 12-month period. The corporation
20 may charge any person selling or otherwise transferring a credit under this
21 paragraph a fee equal to ~~1~~ 5 percent of the credit amount sold or transferred.

22 **SECTION 3994.** 238.16 of the statutes, as affected by 2015 Wisconsin Act (this
23 act), is renumbered 235.16, and 235.16 (1) (c) 2. (intro.), (2) (intro.) and (b), (3)
24 (intro.), (4) (b) 1. (intro.) and 2. and (c) and (5) (title), (a), (b), (c), (d), (e) and (f) (intro.)
25 and 1. (intro.), as renumbered, are amended to read:

SENATE BILL 21**SECTION 3994**

1 235.16 (1) (c) 2. (intro.) The ~~corporation~~ authority may grant exceptions to the
2 requirement under subd. 1. that a full-time job means a position in which an
3 individual, as a condition of employment, is required to work at least 2,080 hours per
4 year if all of the following apply:

5 (2) (intro.) The ~~corporation~~ authority may certify a person to receive tax
6 benefits under this section if all of the following apply:

7 (b) The person applies under this section and enters into a contract with the
8 ~~corporation~~ authority.

9 (3) ELIGIBILITY FOR TAX BENEFITS. (intro.) A person certified under sub. (2) may
10 receive tax benefits under this section if, in each year for which the person claims tax
11 benefits under this section, the person increases net employment in this state in the
12 person's business above the net employment in this state in the person's business
13 during the year before the person was certified under sub. (2), as determined by the
14 ~~corporation~~ authority under its policies and procedures, and one of the following
15 applies:

16 (4) (b) 1. (intro.) The ~~corporation~~ authority may award to a person certified
17 under sub. (2) tax benefits for each eligible employee in an amount equal to up to 10
18 percent of the wages paid by the person to that employee or \$10,000, whichever is
19 less, if that employee earned wages in the year for which the tax benefit is claimed
20 equal to one of the following:

21 2. The ~~corporation~~ authority may award to a person certified under sub. (2) tax
22 benefits in an amount to be determined by the ~~corporation~~ authority for costs
23 incurred by the person to undertake the training activities described in sub. (3) (c).

SENATE BILL 21**SECTION 3994**

1 (c) Subject to a reallocation by the ~~corporation~~ authority pursuant to policies
2 and procedures adopted under s. ~~238.15~~ 235.15 (3) (d), the ~~corporation~~ authority may
3 allocate up to \$10,000,000 in tax benefits under this section in any calendar year.

4 **(5)** (title) DUTIES OF THE ~~CORPORATION~~ AUTHORITY

5 (a) The ~~corporation~~ authority shall notify the department of revenue when the
6 ~~corporation~~ authority certifies a person to receive tax benefits.

7 (b) The ~~corporation~~ authority shall notify the department of revenue within 30
8 days of revoking a certification made under sub. (2).

9 (c) The ~~corporation~~ authority may require a person to repay any tax benefits
10 the person claims for a year in which the person failed to maintain employment
11 required by an agreement under sub. (2) (b).

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

15 (e) The ~~corporation~~ authority shall annually verify the information submitted
16 to the ~~corporation~~ authority by the person claiming tax benefits under ss. 71.07 (3q),
17 71.28 (3q), and 71.47 (3q).

18 (f) (intro.) The ~~corporation~~ authority shall adopt policies and procedures for the
19 implementation and operation of this section, including policies and procedures
20 relating to the following:

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

24 **SECTION 3995.** 238.16 (4) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 3995**

1 238.16 (4) (c) Subject to a reallocation by the corporation pursuant to ~~rules~~
2 policies and procedures adopted under s. 238.15 (3) (d), the corporation may allocate
3 up to \$5,000,000 in tax benefits under this section in any calendar year, except that
4 beginning on July 1, 2011, the corporation may allocate up to \$10,000,000 in tax
5 benefits under this section in any calendar year.

6 **SECTION 3996.** 238.16 (6) of the statutes is created to read:

7 238.16 (6) SUNSET. No tax benefits may be awarded under this section after
8 December 31, 2015.

9 **SECTION 3997.** 238.17 of the statutes is renumbered 235.17 (1) (a) and amended
10 to read:

11 235.17 (1) (a) For taxable years beginning after December 31, 2013, the
12 ~~corporation~~ authority may certify a person to claim a tax credit under s. 71.07 (9m),
13 71.28 (6), or 71.47 (6), if the ~~corporation~~ authority determines that the person is
14 conducting an eligible activity under s. 71.07 (9m), 71.28 (6), or 71.47 (6) preservation
15 or rehabilitation project. No person may claim a tax credit under s. 71.07 (9m), 71.28
16 (6), or 71.47 (6) without first being certified under this section subsection. The
17 ~~corporation~~ authority shall notify the department of revenue no later than January
18 15 of each year of the amount of the credits certified under this section subsection
19 and the name, address, and tax identification number of each person certified to
20 claim the credit. The ~~corporation~~ authority shall notify the department of revenue
21 of any revoked certification no later than 2 months after the revocation date.

22 **SECTION 3998.** 238.23 of the statutes is renumbered 235.23, and 235.23 (1), (2)
23 (a) and (b), (3) (a) (intro.), (b) (intro.), (c) and (d), (4) (a) (intro.) and (b) and (5) (intro.),
24 (e) and (g), as renumbered, are amended to read:

SENATE BILL 21**SECTION 3998**

1 235.23 (1) In this section, “tax credit” means a credit under s. 71.07 (~~2di~~), (2dm),
2 (2dx), or (3g), 71.28 (~~1di~~), (1dm), (1dx), or (3g), or 71.47 (~~1di~~), (1dm), (1dx), or (3g).

3 (2) (a) Except as provided in par. (c), the ~~corporation~~ authority may designate
4 up to 8 areas in the state as technology zones. A business that is located in a
5 technology zone and that is certified by the ~~corporation~~ authority under sub. (3) is
6 eligible for a tax credit as provided in sub. (3).

7 (b) The designation of an area as a technology zone shall be in effect for 10 years
8 from the time that the ~~corporation~~ authority first designates the area. Not more than
9 \$5,000,000 in tax credits may be claimed in a technology zone, except that the
10 ~~corporation~~ authority may allocate the amount of unallocated airport development
11 zone tax credits, as provided under s. ~~238.3995~~ 235.3995 (3) (b), to technology zones
12 for which the \$5,000,000 maximum allocation is insufficient. The ~~corporation~~
13 authority may change the boundaries of a technology zone during the time that its
14 designation is in effect. A change in the boundaries of a technology zone does not
15 affect the duration of the designation of the area or the maximum tax credit amount
16 that may be claimed in the technology zone.

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

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

22 (c) When the ~~corporation~~ authority certifies a business under this subsection,
23 the ~~corporation~~ authority shall establish a limit on the amount of tax credits that the
24 business may claim. Unless its certification is revoked, and subject to the limit on
25 the tax credit amount established by the ~~corporation~~ authority under this

SENATE BILL 21**SECTION 3998**

1 paragraph, a business that is certified may claim a tax credit for 3 years, except that
2 a business that experiences growth, as determined for that business by the
3 ~~corporation~~ authority under par. (d) and sub. (5) (e), may claim a tax credit for up to
4 5 years.

5 (d) The ~~corporation~~ authority shall enter into an agreement with a business
6 that is certified under this subsection. The agreement shall specify the limit on the
7 amount of tax credits that the business may claim, the extent and type of growth,
8 which shall be specific to the business, that the business must experience to extend
9 its eligibility for a tax credit, the business' baseline against which that growth will
10 be measured, any other conditions that the business must satisfy to extend its
11 eligibility for a tax credit, and reporting requirements with which the business must
12 comply.

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

15 (b) The ~~corporation~~ authority shall annually verify information submitted to
16 ~~the corporation~~ it under ss. 71.07 (~~2di~~), (2dm), (2dx), and (3g), 71.28 (~~1di~~), (1dm),
17 (1dx), and (3g), and 71.47 (~~1di~~), (1dm), (1dx), and (3g).

18 (5) (intro.) The ~~corporation~~ authority shall adopt rules policies and procedures
19 for the operation of this section, including rules policies and procedures related to all
20 of the following:

21 (e) Standards for extending a business's certification, including what
22 measures, in addition to job creation, the ~~corporation~~ authority will use to determine
23 the growth of a specific business and how the ~~corporation~~ authority will establish
24 baselines against which to measure growth.

SENATE BILL 21**SECTION 3998**

1 (g) The exchange of information between the ~~corporation~~ authority and the
2 department of revenue.

3 **SECTION 3999.** 238.26 of the statutes is repealed.

4 **SECTION 4000.** Subchapter II (title) of chapter 238 [precedes 238.30] of the
5 statutes is renumbered subchapter III (title) of chapter 235 [precedes 235.30].

6 **SECTION 4001.** 238.30 of the statutes is renumbered 235.30, and 235.30 (intro.),
7 (2g), (2m) (b) (intro.) and (7) (b) 1. and 2., (c) and (d), as renumbered, are amended
8 to read:

9 **235.30 Definitions.** (intro.) In this section and ss. ~~238.301 to 238.395~~ 235.301
10 to 235.395 and ~~238.398~~ 235.398:

11 **(2g)** “Eligible activity” means an activity described under s. ~~238.302~~ 235.302.

12 **(2m)** (b) (intro.) The ~~corporation~~ authority may grant exceptions to the
13 requirement under par. (a) that a full-time job means a position in which an
14 individual, as a condition of employment, is required to work at least 2,080 hours per
15 year if all of the following apply:

16 **(7) (b) 1.** Except as provided in subd. 2., in s. ~~238.395~~ 235.395, “tax benefits”
17 means the ~~development zones investment credit under ss. 71.07 (2di), 71.28 (1di),~~
18 ~~and 71.47 (1di) and the development zones credit under ss. 71.07 (2dx), 71.28 (1dx),~~
19 71.47 (1dx), and 76.636. With respect to the development opportunity zones under
20 s. ~~238.395~~ 235.395 (1) (e) and (f), “tax benefits” also means the development zones
21 capital investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

22 2. With respect to the development opportunity zones under s. ~~238.395~~ 235.395
23 (1) (g), (h), and (i), “tax benefits” means the development zone credits under ss. 71.07
24 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636 and the development zones capital
25 investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

SENATE BILL 21**SECTION 4001**

1 (c) In s. ~~238.398~~ 235.398, “tax benefits” means the development zones capital
2 investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm) and the
3 development zones credits under ss. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636.

4 (d) In ss. ~~238.301 to 238.306~~ 235.301 to 235.306, “tax benefits” means the
5 economic development tax credit under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and
6 76.637.

7 **SECTION 4002.** 238.301 of the statutes is renumbered 235.301, and 235.301 (1)
8 (intro.) and (e), (2) (a) and (b) and (3) (intro.), (b), (c), (d) and (f), as renumbered, are
9 amended to read:

10 235.301 (1) APPLICATION. (intro.) Any person may apply to the ~~corporation~~
11 authority on a form prepared by the ~~corporation~~ authority for certification under this
12 section. The application shall include all of the following:

13 (e) Other information required by the ~~corporation~~ authority or the department
14 of revenue.

15 (2) (a) The ~~corporation~~ authority may certify a person who submits an
16 application under sub. (1) if, after conducting an investigation, the ~~corporation~~
17 authority determines that the person is conducting or intends to conduct at least one
18 eligible activity.

19 (b) The ~~corporation~~ authority shall provide a person certified under this section
20 and the department of revenue with a copy of the certification.

21 (3) CONTRACT. (intro.) A person certified under this section shall enter into a
22 written contract with the ~~corporation~~ authority. The contract shall include
23 provisions that detail all of the following:

SENATE BILL 21**SECTION 4002**

1 (b) Whether any of the eligible activities will occur in an economically
2 distressed area, as designated by the ~~corporation~~ authority under s. ~~238.304~~ 235.304
3 (1).

4 (c) Whether any of the eligible activities will benefit members of a targeted
5 group, as determined by the ~~corporation~~ authority under s. ~~238.304~~ 235.304 (2).

6 (d) A compliance schedule that includes a sequence of anticipated actions to be
7 taken or goals to be achieved by the person before the person may receive tax benefits
8 under s. ~~238.303~~ 235.303.

9 (f) If feasible, a determination of the tax benefits the person will be authorized
10 to claim under s. ~~238.303~~ 235.303 (2) if the person fulfills the terms of the contract.

11 **SECTION 4003.** 238.302 of the statutes is renumbered 235.302, and 235.302
12 (intro.), (1), (2) and (3), as renumbered, are amended to read:

13 **235.302 Eligible activities.** (intro.) A person who conducts or proposes to
14 conduct any of the following may be certified under s. ~~238.301~~ 235.301 (2):

15 (1) A project that creates and maintains for a period of time established by the
16 ~~corporation by rule~~ authority full-time jobs in addition to any existing full-time jobs
17 provided by the person.

18 (2) A project that involves a significant investment of capital, as defined by the
19 ~~corporation by rule~~ authority under s. ~~238.306~~ 235.306 (2) (b), by the person in new
20 equipment, machinery, real property, or depreciable personal property.

21 (3) A project that involves significant investments in the training or
22 reeducation of employees, as defined by the ~~corporation by rule~~ authority under s.
23 ~~238.306~~ 235.306 (2) (c), by the person for the purpose of improving the productivity
24 or competitiveness of the business of the person.

SENATE BILL 21**SECTION 4004**

1 **SECTION 4004.** 238.303 of the statutes is renumbered 235.303, and 235.303 (1)
2 (a), (am) and (b), (2) and (3), as renumbered, are amended to read:

3 235.303 (1) (a) Except as provided in pars. (am) and (b), and subject to a
4 reallocation by the ~~corporation pursuant to rules adopted~~ authority under s. ~~238.15~~
5 235.15 (3) (d), the total tax benefits available to be allocated by the ~~corporation~~
6 authority under ss. ~~238.301 to 238.306~~ 235.301 to 235.306 may not exceed the sum
7 of the tax benefits remaining to be allocated under s. 560.71 to 560.785, 2009 stats.,
8 s. 560.797, 2009 stats., s. 560.798, 2009 stats., s. 560.7995, 2009 stats., and s. 560.96,
9 2009 stats., on March 6, 2009, plus \$100,000,000.

10 (am) The ~~corporation~~ authority may initially allocate only \$61,000,000 of the
11 additional \$100,000,000 in tax benefits specified in par. (a). Before the ~~corporation~~
12 authority allocates the remaining \$39,000,000 in tax benefits specified in par. (a), the
13 ~~corporation~~ authority shall submit its plan for such allocation, including a report
14 that describes the intended use of the tax benefits, to the joint committee on finance.
15 If the cochairpersons of the committee do not notify the ~~corporation~~ authority within
16 14 working days after the date of the ~~corporation's~~ authority's submittal that the
17 committee has scheduled a meeting for the purpose of reviewing the plan, the plan
18 may be implemented and the remaining amount may be allocated as proposed by the
19 ~~corporation~~ authority. If, within 14 working days after the date of the ~~corporation's~~
20 authority's submittal, the cochairpersons of the committee notify the ~~corporation~~
21 authority that the committee has scheduled a meeting for the purpose of reviewing
22 the proposed plan, the plan may be implemented and the remaining amount
23 allocated only upon approval of the committee.

24 (b) The ~~corporation~~ authority may submit to the joint committee on finance a
25 request in writing to exceed the total tax benefits specified in par. (a). The

SENATE BILL 21**SECTION 4004**

1 ~~corporation~~ authority shall submit with its request a justification for seeking an
2 increase under this paragraph. The joint committee on finance, following its review,
3 may approve or disapprove an increase in the total tax benefits available to be
4 allocated under ss. ~~238.301 to 238.306~~ 235.301 to 235.306.

5 (2) **AUTHORITY TO CLAIM TAX BENEFITS.** The ~~corporation~~ authority may authorize
6 a person certified under s. ~~238.301~~ 235.301 (2) to claim tax benefits only after the
7 person has submitted a report to the ~~corporation~~ authority that documents to the
8 satisfaction of the ~~corporation~~ authority that the person has complied with the terms
9 of the contract under s. ~~238.301~~ 235.301 (3) and the requirements of any applicable
10 ~~rules policies and procedures~~ adopted under s. ~~238.306~~ 235.306 (2).

11 (3) **NOTICE OF ELIGIBILITY.** The ~~corporation~~ authority shall provide to the person
12 and to the department of revenue a notice of eligibility to receive tax benefits that
13 reports the amount of tax benefits for which the person is eligible.

14 **SECTION 4005.** 238.303 (1) (a) of the statutes is amended to read:

15 238.303 (1) (a) Except as provided in pars. (am) and (b), and subject to a
16 reallocation by the corporation pursuant to ~~rules adopted~~ under s. 238.15 (3) (d), the
17 total tax benefits available to be allocated by the corporation under ss. 238.301 to
18 238.306 may not exceed the sum of the tax benefits remaining to be allocated under
19 s. 560.71 to 560.785, 2009 stats., s. 560.797, 2009 stats., s. 560.798, 2009 stats., s.
20 560.7995, 2009 stats., and s. 560.96, 2009 stats., on March 6, 2009, plus
21 \$100,000,000.

22 **SECTION 4006.** 238.303 (4) of the statutes is created to read:

23 238.303 (4) **SUNSET.** No tax benefits may be awarded under ss. 238.301 to
24 238.306 after June 30, 2015.

SENATE BILL 21**SECTION 4007**

1 **SECTION 4007.** 238.304 of the statutes is renumbered 235.304, and 235.304
2 (intro.) and (1), as renumbered, are amended to read:

3 **235.304 Eligible activities in economically distressed areas and**
4 **benefiting members of targeted groups.** (intro.) The ~~corporation~~ authority may
5 authorize a person certified under s. ~~238.301~~ 235.301 (2) to claim additional tax
6 benefits under s. ~~238.303~~ 235.303 if, after conducting an investigation, the
7 ~~corporation~~ authority determines any of the following:

8 (1) The person conducts at least one eligible activity in an area designated by
9 the ~~corporation~~ authority as economically distressed. In designating an area as
10 economically distressed under this subsection, the ~~corporation~~ authority shall follow
11 the methodology established by rule under s. ~~238.306~~ 235.306 (2) (e).

12 **SECTION 4008.** 238.3045 of the statutes is renumbered 235.3045, and 235.3045
13 (1) (title), (a), (b) (intro.) and 4. and (c) 1., (2) (a) and (b), (3) and (4) (a) and (b), as
14 renumbered, are amended to read:

15 235.3045 (1) (title) APPLICATION AND CORPORATION APPROVAL. (a) An applicant
16 for certification for tax benefits under s. ~~238.301~~ 235.301 may submit with its
17 application under s. ~~238.301~~ 235.301 (1) an application to the ~~corporation~~ authority
18 on a form prescribed by the ~~corporation~~ authority to transfer those tax benefits to
19 another person under this section. The application shall include the name, address,
20 and tax identification number of the person to whom the applicant intends to
21 transfer the tax benefits and any other information the ~~corporation~~ authority
22 requires. The ~~corporation~~ authority shall notify the applicant of the ~~corporation's~~
23 authority's determination concerning the transfer of tax benefits when the
24 ~~corporation~~ authority notifies the applicant of the ~~corporation's~~ authority's
25 certification determination under s. ~~238.301~~ 235.301.

SENATE BILL 21**SECTION 4008**

1 (b) (intro.) The ~~corporation~~ authority may approve the transfer of tax benefits
2 under this section if the ~~corporation~~ authority certifies the applicant under par. (a)
3 for tax benefits under s. ~~238.301~~ 235.301 and finds that the applicant meets at least
4 one of the following conditions:

5 4. Intends to expand its operations in this state, and that expansion will result
6 in the applicant making a significant capital investment in property located in this
7 state, as determined by the ~~corporation~~ authority.

8 (c) 1. Subject to subd. 2., a person that receives an approval under par. (b) shall
9 transfer tax benefits in accordance with the terms of the application under par. (a)
10 after the ~~corporation~~ authority authorizes the person to claim tax benefits under s.
11 ~~238.303~~ 235.303 (2) and provides the notice of eligibility under s. ~~238.303~~ 235.303 (3).
12 The notice of eligibility shall contain all relevant information concerning a transfer
13 of tax benefits under this section. The person to whom tax benefits are transferred
14 may carry forward, beginning on the date of the notice of eligibility, any unused
15 amount of the value of those tax benefits as provided under the appropriate provision
16 in ch. 71 or in s. 76.636.

17 (2) (a) If the ~~corporation~~ authority revokes a person's certification for tax
18 benefits under s. ~~238.305~~ 235.305, and, at the time of revocation, that person has
19 transferred those tax benefits under this section, that person shall be liable for the
20 full value of the tax benefits, and the person to whom the tax benefits were
21 transferred may not claim any tax benefits that were not claimed prior to revocation.

22 (b) The ~~corporation~~ authority shall notify the department of revenue of a
23 revocation of tax benefits subject to par. (a), including the value of the tax benefits
24 for which the person is liable.

SENATE BILL 21**SECTION 4008**

1 (3) ANNUAL REPORT. Annually, the ~~corporation~~ authority shall submit a report
2 to the joint committee on finance that provides a detailed assessment of the progress
3 to date of the program under this section.

4 (4) (a) Except as provided in par. (b), the ~~corporation~~ authority may not
5 authorize the transfer of tax benefits under this section that total more than
6 \$15,000,000, and the ~~corporation~~ authority may not authorize the transfer of tax
7 benefits after 36 months after April 4, 2014.

8 (b) Upon expiration of the 36-month period under par. (a), the ~~corporation~~
9 authority may continue to authorize the transfer of tax benefits under this section
10 for up to an additional 36 months, and the ~~corporation~~ authority may authorize the
11 transfer of up to an additional \$15,000,000 in tax benefits, if the ~~corporation~~
12 authority determines that a continuation of the program under this section will
13 promote significant economic development in this state. Before the ~~corporation~~
14 authority authorizes the transfer of tax benefits under this paragraph, the chief
15 executive officer of the ~~corporation~~ authority shall notify the joint committee on
16 finance in writing that the ~~corporation~~ authority intends to continue authorizing the
17 transfer of tax benefits under this section. That notice shall state the reasons
18 supporting the ~~corporation's~~ authority's determination that the transfer of
19 additional tax benefits will promote significant economic development in this state.
20 If, within 14 working days after the date of that notice, the cochairpersons of the
21 committee do not notify the ~~corporation~~ authority that the committee has scheduled
22 a meeting to review the ~~corporation's~~ authority's proposed continuation of the
23 program, the ~~corporation~~ authority may proceed to authorize the transfer of
24 additional tax benefits under this section. If, within 14 working days after the date
25 of that notice, the cochairpersons of the committee notify the ~~corporation~~ authority

SENATE BILL 21**SECTION 4008**

1 that the committee has scheduled a meeting to review the proposed continuation of
2 the program, the ~~corporation~~ authority may proceed to authorize the transfer of
3 additional tax benefits only upon approval of the committee.

4 **SECTION 4009.** 238.305 of the statutes is renumbered 235.305, and 235.305
5 (intro.), (1) and (2), as renumbered, are amended to read:

6 **235.305 Revocation of certification.** (intro.) The ~~corporation~~ authority
7 shall revoke the certification of a person who does any of the following:

8 (1) Supplies false or misleading information to obtain certification under s.
9 ~~238.301~~ 235.301 (2).

10 (2) Supplies false or misleading information to obtain tax benefits under s.
11 ~~238.303~~ 235.303.

12 **SECTION 4010.** 238.306 of the statutes is renumbered 235.306, and 235.306
13 (intro.), (1) (a) and (b), (2) (intro.), (a), (b), (c), (d), (e) (intro.), (f), (g), (h), (i) and (k)
14 and (3), as renumbered, are amended to read:

15 **235.306 Responsibilities of the corporation authority.** (intro.) The
16 ~~corporation~~ authority shall do all of the following:

17 (1) (a) Annually verify information submitted to the department of revenue
18 under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and 76.637 by persons certified under
19 s. ~~238.301~~ 235.301 (2) and eligible to receive tax benefits under s. ~~238.303~~ 235.303.

20 (b) Notify and obtain written approval from the chief executive officer of the
21 ~~corporation~~ authority for any certification under sub. (2) (j).

22 (2) RULES POLICIES AND PROCEDURES. (intro.) Establish by rule policies and
23 procedures all of the following:

24 (a) A schedule of hourly wage ranges to be paid, and health insurance benefits
25 to be provided, to an employee by a person certified under s. ~~238.301~~ 235.301 (2) and

SENATE BILL 21**SECTION 4010**

1 the corresponding per employee tax benefit for which a person certified under s.
2 ~~238.301~~ 235.301 (2) may be eligible.

3 (b) A definition of “significant investment of capital” for purposes of s. ~~238.302~~
4 235.302 (2), together with a corresponding schedule of tax benefits for which a person
5 who is certified under s. ~~238.301~~ 235.301 (2) and who conducts a project described
6 in s. ~~238.302~~ 235.302 (2) may be eligible. The ~~corporation~~ authority shall include in
7 the definition required under this paragraph a schedule of investments that takes
8 into consideration the size or nature of the business.

9 (c) A definition of “significant investments in the training or reeducation of
10 employees” for purposes of s. ~~238.302~~ 235.302 (3), together with a corresponding
11 schedule of tax benefits for which a person who is certified under s. ~~238.301~~ 235.301
12 (2) and who conducts a project under s. ~~238.302~~ 235.302 (3) may be eligible.

13 (d) A schedule of tax benefits for which a person who is certified under s.
14 ~~238.301~~ 235.301 (2) and who conducts a project that will result in the location or
15 retention of a person’s corporate headquarters in Wisconsin may be eligible.

16 (e) (intro.) The methodology for designating an area as economically distressed
17 under s. ~~238.304~~ 235.304 (1). The methodology under this paragraph shall require
18 the ~~corporation~~ authority to consider the most current data available for the area and
19 for the state on the following indicators:

20 (f) A schedule of additional tax benefits for which a person who is certified
21 under s. ~~238.301~~ 235.301 (2) and who conducts an eligible activity described under
22 s. ~~238.304~~ 235.304 may be eligible.

23 (g) Reporting requirements, minimum benchmarks, and outcomes expected of
24 a person certified under s. ~~238.301~~ 235.301 (2) before that person may receive tax
25 benefits under s. ~~238.303~~ 235.303.

SENATE BILL 21**SECTION 4010**

1 (h) Policies, criteria, and methodology for allocating a portion of the tax benefits
2 available under s. ~~238.303~~ 235.303 to rural areas.

3 (i) Policies, criteria, and methodology for allocating a portion of the tax benefits
4 available under s. ~~238.303~~ 235.303 to small businesses.

5 (k) Procedures for implementing ss. ~~238.301 to 238.306~~ 235.301 to 235.306.

6 **(3) REPORTING.** Annually, 6 months after the report has been submitted under
7 s. ~~238.07~~ 235.016 (2), submit to the joint legislative audit committee and to the
8 appropriate standing committees of the legislature under s. 13.172 (3) a
9 comprehensive report assessing the program under ss. ~~238.301 to 238.306~~ 235.301
10 to 235.306. The report under this subsection shall update the applicable information
11 provided in the report under s. ~~238.07~~ 235.016 (2).

12 **SECTION 4011.** 238.31 of the statutes is renumbered 235.31, and 235.31 (1)
13 (intro.), (ac), (am), (b), (d) and (e) (intro.), 4. a. and d., (1m) (intro.) and (h), (2) and
14 (3) (intro.), as renumbered, are amended to read:

15 235.31 (1) (intro.) The ~~corporation~~ authority may designate an area as a
16 development zone if all of the following apply:

17 (ac) The ~~corporation~~ authority has invited a local governing body to nominate
18 the area under s. ~~238.315~~ 235.315.

19 (am) A local governing body nominates the area as described in s. ~~238.32~~
20 235.32.

21 (b) The ~~corporation~~ authority has evaluated the local governing body's
22 application as described in s. ~~238.325~~ 235.325.

23 (d) The area meets the applicable requirements under s. ~~238.335~~ 235.335.

24 (e) (intro.) The ~~corporation~~ authority determines all of the following:

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1 4. a. The unemployment rate in the area is higher than the state average for
2 the 18 months immediately preceding the date on which the application under s.
3 ~~238.32~~ 235.32 (2) or (3) was submitted to the ~~corporation~~ authority.

4 d. In the 36 months immediately preceding the date on which the application
5 under s. ~~238.32~~ 235.32 (2) or (3) was submitted to the ~~corporation~~ authority, a number
6 of workers in the area were permanently laid off by their employer or became
7 unemployed as a result of a business action subject to s. 109.07 (1m).

8 **(1m)** (intro.) In making a determination under sub. (1) (e), the ~~corporation~~
9 authority shall consider all of the following:

10 (h) Any other factors that the ~~corporation~~ authority considers relevant.

11 **(2)** In determining whether an area meets the requirements under sub. (1) (e)
12 or s. ~~238.335~~ 235.335, the ~~corporation~~ authority may rely on any data provided by the
13 local governing body that the ~~corporation~~ authority determines is relevant.

14 **(3)** (intro.) The ~~corporation~~ authority shall do all of the following:

15 **SECTION 4012.** 238.315 of the statutes is renumbered 235.315 and amended to
16 read:

17 **235.315 Invitation to nominate area.** If the ~~corporation~~ authority
18 determines that an area has experienced or is about to experience economic distress,
19 the ~~corporation~~ authority may invite local governing bodies in the area to nominate
20 the area as a development zone.

21 **SECTION 4013.** 238.32 of the statutes is renumbered 235.32, and 235.32 (1)
22 (intro.), (2) (intro.), (c), (d) and (i), (3) and (5), as renumbered, are amended to read:

23 235.32 **(1)** (intro.) A local governing body may nominate an area as a
24 development zone, if the ~~corporation~~ authority has invited the governing body to

SENATE BILL 21**SECTION 4013**

1 nominate the area under s. ~~238.315~~ 235.315 and if the governing body does all of the
2 following:

3 (2) (intro.) A local governing body may nominate the area as a development
4 zone by submitting an application to the ~~corporation~~ authority in a form prescribed
5 by the ~~corporation~~ authority. The application shall include all of the following:

6 (c) Evidence that the area meets at least 3 of the criteria under s. ~~238.31~~ 235.31
7 (1) (e) 4.

8 (d) Evidence that the area meets the applicable requirements of s. ~~238.335~~
9 235.335.

10 (i) Any other information required by the ~~corporation~~ authority.

11 (3) Two or more local governing bodies may submit a joint application
12 nominating an area as a development zone, subject to s. ~~238.335~~ 235.335 (2), if each
13 local governing body complies with subs. (1) and (2).

14 (5) The ~~corporation~~ authority may permit a local governing body to revise an
15 application that the ~~corporation~~ authority determines is inadequate or incomplete.

16 **SECTION 4014.** 238.325 of the statutes is renumbered 235.325 and amended to
17 read:

18 **235.325 Evaluation by corporation authority.** (1) The ~~corporation~~
19 authority shall evaluate applications received under s. ~~238.32~~ 235.32 (2) and (3).

20 (2) Subject to s. ~~238.335~~ 235.335 (5), the ~~corporation~~ authority may reduce the
21 size of an area nominated as a development zone, if the ~~corporation~~ authority
22 determines the boundaries as proposed by the local governing body in an application
23 under s. ~~238.32~~ 235.32 (2) or (3) are inconsistent with the purpose of the development
24 zone program. Any nominated area which is reduced under this subsection need not
25 comply with s. ~~238.335~~ 235.335 (1) and (4).

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1 **(3)** After evaluating an application submitted under s. ~~238.32~~ 235.32 (2) or (3),
2 the ~~corporation~~ authority may approve the application, subject to any reduction in
3 the size of the nominated area under sub. (2). If the ~~corporation~~ authority approves
4 the application, the ~~corporation~~ authority shall designate the area as a development
5 zone, subject to s. ~~238.31~~ 235.31, and notify the local governing body.

6 **SECTION 4015.** 238.335 of the statutes is renumbered 235.335, and 235.335 (6)
7 (a) 2. and (c) and (7), as renumbered, are amended to read:

8 235.335 **(6)** (a) 2. Each area meets at least 3 of the criteria listed in s. ~~238.31~~
9 235.31 (1) (e) 4.

10 (c) If an application is submitted by the governing body of a county under s.
11 ~~238.32~~ 235.32 (2) or (3), up to 4 separate areas may be nominated or designated as
12 one development zone, if par. (a) 1. to 3. applies.

13 **(7)** The ~~corporation~~ authority may waive the requirements of this section in a
14 particular case, if the ~~corporation~~ authority determines that application of the
15 requirement is impractical with respect to a particular development zone.

16 **SECTION 4016.** 238.34 of the statutes is renumbered 235.34, and 235.34 (1), (2),
17 (3) (intro.) and (a), (4), (5) and (6), as renumbered, are amended to read:

18 235.34 **(1)** Except as provided under sub. (6), at any time after a development
19 zone is designated by the ~~corporation~~ authority, a local governing body may submit
20 an application to change the boundaries of the development zone. If the boundary
21 change reduces the size of a development zone, the local governing body shall explain
22 why the area excluded should no longer be in a development zone. The ~~corporation~~
23 authority may require the local governing body to submit additional information.

24 **(2)** The ~~corporation~~ authority may approve an application for a boundary
25 change if the development zone, as affected by the boundary changes, meets the

SENATE BILL 21**SECTION 4016**

1 applicable requirements of s. ~~238.335~~ 235.335 and 3 of the criteria under s. ~~238.31~~
2 235.31 (1) (e) 4.

3 (3) (intro.) If the ~~corporation~~ authority approves an application for a boundary
4 change under sub. (2), it shall do all of the following:

5 (a) Redetermine the limit on the tax benefits for the development zone
6 established under s. ~~238.345~~ 235.345 (2) (a).

7 (4) The change in the boundaries or tax benefits limit of a development zone
8 shall be effective on the day the ~~corporation~~ authority notifies the local governing
9 body under sub. (3) (b).

10 (5) No change in the boundaries of a development zone may affect the duration
11 of an area as a development zone under s. ~~238.345~~ 235.345 (1) (a). The ~~corporation~~
12 authority may consider a change in the boundary of a development zone when
13 evaluating an application for an extension of the designation of an area as a
14 development zone under s. ~~238.345~~ 235.345 (1) (b).

15 (6) The ~~corporation~~ authority may not accept any applications under sub. (1)
16 to change the boundaries of a development zone designated under s. ~~238.31~~ 235.31
17 on or after March 6, 2009.

18 **SECTION 4017.** 238.345 of the statutes is renumbered 235.345, and 235.345 (1)
19 (a) and (b), (2) (a), (am), (b), (c) 1. and 2. and (d) and (3) (intro.), (a) and (b), as
20 renumbered, are amended to read:

21 235.345 (1) (a) The designation of an area as a development zone shall be
22 effective for 240 months, beginning on the day the ~~corporation~~ authority notifies the
23 local governing body under s. ~~238.325~~ 235.325 (3) of the designation.

24 (b) The local governing body may apply to the ~~corporation~~ authority for one
25 60-month extension of the designation. The ~~corporation~~ authority shall adopt rules

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1 policies and procedures establishing criteria for approving an extension of a
2 designation of an area as a development zone under this subsection. No applications
3 may be accepted by the ~~corporation~~ authority under this paragraph on or after March
4 6, 2009.

5 (2) (a) When the ~~corporation~~ authority designates a development zone under
6 s. ~~238.31~~ 235.31, it shall establish a limit for tax benefits for the development zone
7 determined by allocating to the development zone a portion of \$38,155,000.

8 (am) Notwithstanding par. (a), the ~~corporation~~ authority may increase the
9 established limit for tax benefits for a development zone. The ~~corporation~~ authority
10 may not increase the limit for tax benefits established for any development zone
11 designated under s. ~~238.31~~ 235.31 on or after March 6, 2009.

12 (b) Annually the ~~corporation~~ authority shall estimate the amount of forgone
13 state revenue because of tax benefits claimed by persons in each development zone.

14 (c) 1. Ninety days after the day on which the ~~corporation~~ authority determines
15 that the forgone tax revenues under par. (b) will equal or exceed the limit for the
16 development zone established under par. (a) or (am).

17 2. The day that the ~~corporation~~ authority withdraws its designation of an area
18 as a development zone under sub. (3).

19 (d) The ~~corporation~~ authority shall immediately notify the local governing body
20 of a change in the expiration date of the development zone under par. (c).

21 (3) (intro.) The ~~corporation~~ authority may withdraw the designation of an area
22 as a development zone if any of the following applies:

23 (a) No person is certified as eligible to receive tax benefits under s. ~~238.365~~
24 235.365 (3) during the 12-month period beginning on the day the area is designated

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1 as a development zone and the ~~corporation~~ authority determines that the local
2 governing body that nominated the zone is not in compliance with s. ~~238.363~~ 235.363.

3 (b) No person is certified as eligible to receive tax benefits under s. ~~238.365~~
4 235.365 (3) during the 24-month period beginning on the day the area is designated
5 a development zone.

6 **SECTION 4018.** 238.35 of the statutes is renumbered 235.35, and 235.35 (intro.),
7 (6), (7), (8) and (10), as renumbered, are amended to read:

8 **235.35 Additional duties of the ~~corporation~~ authority.** (intro.) The
9 ~~corporation~~ authority shall do all of the following:

10 (6) Notify University of Wisconsin System Authority small business
11 development centers, the Wisconsin housing and development centers, the central
12 administration of all University of Wisconsin System Authority campuses and
13 regional planning commissions about the development zone program and encourage
14 those entities to provide advice to the ~~corporation~~ authority or local governing bodies
15 on ways to improve the development zone program.

16 (7) Prepare forms for the certification described under s. ~~238.365~~ 235.365 (5).

17 (8) Annually verify information submitted to the ~~corporation~~ authority under
18 s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or 76.636.

19 (10) Enter into an agreement with the local governing body of a 1st class city
20 where a development zone is designated under s. ~~238.31~~ 235.31 (3) (c) 1. to provide
21 efficient administration of the development zone program within the development
22 zone.

23 **SECTION 4019.** 238.363 of the statutes is renumbered 235.363, and 235.363 (1)
24 (intro.) and (c) and (4), as renumbered, are amended to read:

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1 235.363 (1) (intro.) If an area nominated by a local governing body is designated
2 as a development zone under s. ~~238.31~~ 235.31, the local governing body shall do all
3 of the following:

4 (c) Assist the ~~corporation~~ authority in the administration of the development
5 zone program.

6 (4) The local governing body of a 1st class city where a development zone is
7 designated under s. ~~238.31~~ 235.31 (3) (c) 1. shall enter into an agreement with the
8 ~~corporation~~ authority to provide efficient administration of the development zone
9 program within the development zone.

10 **SECTION 4020.** 238.365 of the statutes is renumbered 235.365, and 235.365
11 (intro.), (2), (3) (intro.), (b) and (j) and (5) (g) and (h), as renumbered, are amended
12 to read:

13 **235.365 Certification for tax benefits.** (intro.) The ~~corporation~~ authority
14 shall do all of the following:

15 (2) Determine whether a person applying for tax benefits engages or will
16 engage in economic activity that violates s. ~~238.38~~ 235.38 (1).

17 (3) (intro.) Subject to s. ~~238.38~~ 235.38, certify persons who are eligible to claim
18 tax benefits while an area is designated as a development zone, according to the
19 following criteria:

20 (b) The person's commitment not to engage in economic activity that violates
21 s. ~~238.38~~ 235.38 (1).

22 (j) Any other criteria established under ~~rules~~ policies and procedures adopted
23 by the ~~corporation~~ authority.

24 (5) (g) The limit under s. ~~238.368~~ 235.368 on tax benefits the person may claim
25 while an area is designated as a development zone.

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1 (h) Other information required by the ~~corporation~~ authority or the department
2 of revenue.

3 **SECTION 4021.** 238.368 of the statutes is renumbered 235.368, and 235.368 (1)
4 (a) and (b) (intro.), 1. and 2., (2) (intro.) and (b) and (3) (a) (intro.) and 1. and (b), as
5 renumbered, are amended to read:

6 235.368 (1) (a) The ~~corporation~~ authority shall establish a limit on the
7 maximum amount of tax benefits a person certified under s. ~~238.365~~ 235.365 (3) may
8 claim while an area is designated as a development zone.

9 (b) (intro.) When establishing a limit on tax benefits under par. (a), the
10 ~~corporation~~ authority shall do all of the following:

11 1. Consider all of the criteria described in s. ~~238.365~~ 235.365 (3) (a) to (e).

12 2. Establish a limit which does not greatly exceed a recommended limit,
13 established under ~~rules~~ policies and procedures adopted by the ~~corporation~~ authority
14 based on the cost, number and types of full-time jobs that will be created, retained,
15 or upgraded, including full-time jobs available to members of the targeted
16 population, as a result of the economic activity of the person certified under s.
17 ~~238.365~~ 235.365 (3).

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

21 (b) Revises the certification required under s. ~~238.365~~ 235.365 (5) and provides
22 a copy of the revised form to the department of revenue and the person whose limit
23 is increased under this subsection.

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

4 1. The limit is not consistent with the criteria listed under s. ~~238.365~~ 235.365
5 (3) (a) to (e).

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

9 **SECTION 4022.** 238.37 of the statutes is renumbered 235.37, and 235.37 (1)
10 (intro.) and (b) and (2), as renumbered, are amended to read:

11 235.37 (1) (intro.) The ~~corporation~~ authority shall revoke the certification of a
12 person certified under s. ~~238.365~~ 235.365 (3) if the person does any of the following:

13 (b) Becomes subject to revocation under s. ~~238.38~~ 235.38 (1).

14 **(2)** The ~~corporation~~ authority shall notify the department of revenue within 30
15 days of revoking a certification under sub. (1).

16 **SECTION 4023.** 238.38 of the statutes is renumbered 235.38, and 235.38 (1)
17 (intro.), (1m), (2) (intro.) and (a) and (3) (a) and (b), as renumbered, are amended to
18 read:

19 235.38 (1) (intro.) Except as provided in subs. (2) and (3), no person may be
20 certified under s. ~~238.365~~ 235.365 (3), or a person's certification may be revoked
21 under s. ~~238.37~~ 235.37, if the proposed new business, expansion of an existing
22 business, or other proposed economic activity in a development zone would do or does
23 any of the following:

24 **(1m)** No person may be certified under s. ~~238.365~~ 235.365 (3) on or after March
25 6, 2009.

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

4 (a) The total number of full-time jobs provided by the person in this state would
5 be reduced if the person were not certified under s. ~~238.365~~ 235.365 (3) or if the
6 person's certification were revoked.

7 (3) (a) Except as provided in pars. (b) and (c), if the economic activity for which
8 a person is seeking certification under s. ~~238.365~~ 235.365 (3) is the relocation of a
9 business into a development zone from a location that is outside the development
10 zone but within the limits of a city, village, town, or federally recognized American
11 Indian reservation in which that development zone is located, the local governing
12 body that nominated that area as a development zone under s. ~~238.32~~ 235.32 shall
13 determine whether sub. (2) (a) or (b) applies.

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

20 **SECTION 4024.** ~~238.385~~ of the statutes is renumbered ~~235.385~~, and ~~235.385~~ (1)
21 (intro.) and (bm) and (2) (intro.), (b) and (c), as renumbered, are amended to read:

22 ~~235.385~~ (1) (intro.) For the development zone program under ss. ~~238.30~~ 235.30
23 and ~~238.31 to 238.38~~ 235.31 to 235.38, the development opportunity zone program
24 under s. ~~238.395~~ 235.395, and the enterprise development zone program under s.
25 ~~238.397~~ 235.397, the ~~corporation~~ authority shall adopt rules policies and procedures

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1 that further define a person's eligibility for tax benefits. The ~~rules~~ policies and
2 procedures shall do at least all of the following:

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

7 (2) (intro.) The ~~corporation~~ authority may by rule specify circumstances under
8 which the ~~corporation~~ authority may grant exceptions to any of the following:

9 (b) The requirement under ss. ~~238.30~~ 235.30 (2m) and ~~238.397~~ 235.397 (1) (am)
10 that an individual's pay must equal at least 150% of the federal minimum wage.

11 (c) The requirement under ss. ~~238.30~~ 235.30 (2m) and ~~238.397~~ 235.397 (1) (am)
12 that an individual's position must be regular, nonseasonal, and full-time and that
13 the individual must be required to work at least 2,080 hours per year, including paid
14 leave and holidays.

15 **SECTION 4025.** 238.395 of the statutes is renumbered 235.395, and 235.395 (1)
16 (a), (b), (c), (d), (e), (f), (g), (h) and (i), (2) (c), (d) 1. and 2. and (e) 1., 2. and 3., (3) (a)
17 1., 2., 3. and 4., (b) 9., (c) and (d), (4) (a) (intro.) and (b) and (5) (a) (intro.), 2. and 3.,
18 (b), (c), (d), (e) (intro.) and 3. and (f), as renumbered, are amended to read:

19 235.395 (1) (a) An area in the city of Beloit, the legal description of which is
20 provided to the ~~corporation~~ authority by the local governing body of the city of Beloit.

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

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

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

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

5 (f) For the Gateway Project, an area in the city of Beloit, the legal description
6 of which is provided to the ~~corporation~~ authority by the local governing body of the
7 city of Beloit.

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

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

12 (i) An area in the city of Beloit, the legal description of which is provided to the
13 ~~corporation~~ authority by the local governing body of the city of Beloit.

14 (2) (c) Annually, the ~~corporation~~ authority shall estimate the amount of forgone
15 state revenue because of tax benefits claimed by persons in each development
16 opportunity zone.

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

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

24 (e) 1. The ~~corporation~~ authority may extend the designation of an area under
25 sub. (1) (g) as a development opportunity zone for an additional 60 months if the

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1 ~~corporation~~ authority determines that an extension under this subdivision would
2 support economic development within the city. If the ~~corporation~~ authority extends
3 the designation of the area as a development opportunity zone, the limit for tax
4 benefits for the development opportunity zone under sub. (1) (g) is increased by
5 \$5,000,000.

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

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

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

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

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

19 (b) 9. Other information required by the ~~corporation~~ authority or the
20 department of revenue.

21 (c) The ~~corporation~~ authority shall notify the department of revenue of all
22 persons entitled to claim tax benefits under this subsection.

23 (d) The ~~corporation~~ authority annually shall verify information submitted to
24 the ~~corporation~~ authority under s. 71.07 (~~2di~~), (2dm), or (2dx), 71.28 (~~1di~~), (1dm), or
25 (~~1dx~~), 71.47 (~~1di~~), (1dm), or (1dx), or 76.636.

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1 (4) (a) (intro.) The ~~corporation~~ authority shall revoke the entitlement of a
2 person to claim tax benefits under sub. (3) if the person does any of the following:

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

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

9 2. The ~~corporation~~ authority determines that the economic activity of the other
10 person under subd. 1. would not have occurred but for the involvement of the person
11 to be certified for tax benefits under this subsection.

12 3. The person to be certified for tax benefits under this subsection will pass the
13 benefits through to the other person conducting the economic activity under subd.
14 1., as determined by the ~~corporation~~ authority.

15 (b) A person intending to claim tax benefits under this subsection shall submit
16 to the ~~corporation~~ authority an application, in the form required by the ~~corporation~~
17 authority, containing information required by the ~~corporation~~ authority and by the
18 department of revenue.

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

21 (d) The ~~corporation~~ authority annually shall verify information submitted to
22 the ~~corporation~~ authority under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), 71.47
23 (1dm) or (1dx), or 76.636.

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

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

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

5 **SECTION 4026.** 238.397 of the statutes is renumbered 235.397, and 235.397 (1)
6 (am), (c) and (d), (2) (a) (intro.) and 4. a. and d., (b) (intro.) and 8., (bg) (intro.), (br)
7 (intro.), (c), (d) and (e), (3) (a), (b) 11. and (c), (4) (a), (c), (d) and (g), (5) (a), (b) and (d)
8 1. and 2. and (6) (a) (intro.) and (b), as renumbered, are amended to read:

9 235.397 (1) (am) “Full-time job” has the meaning given in s. ~~238.30~~ 235.30
10 (2m).

11 (c) “Target population” has the meaning given in s. ~~238.30~~ 235.30 (6).

12 (d) “Tax benefits” has the meaning given in s. ~~238.30~~ 235.30 (7).

13 (2) (a) (intro.) Subject to pars. (c), (d), and (e), the ~~corporation~~ authority may
14 designate an area as an enterprise development zone for a project if the ~~corporation~~
15 authority determines all of the following:

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

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

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

25 8. Any other factors that the ~~corporation~~ authority considers relevant.

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

4 (br) (intro.) In making a determination under par. (bg), the ~~corporation~~
5 authority shall consider all of the following:

6 (c) The ~~corporation~~ authority may not designate as an enterprise development
7 zone, or as any part of an enterprise development zone, an area that is located within
8 the boundaries of an area that is designated as a development opportunity zone
9 under s. ~~238.395~~ 235.395, the designation of which is in effect.

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

14 (e) The ~~corporation~~ authority may not designate any area as an enterprise
15 development zone on or after March 6, 2009.

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

20 (b) 11. Any other information required by the ~~corporation~~ authority or the
21 department of revenue.

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

24 (4) (a) Except as provided in par. (h), if the ~~corporation~~ authority approves a
25 project plan under sub. (3) and designates the area in which the person submitting

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1 the project plan conducts or intends to conduct the project as an enterprise
2 development zone under the criteria under sub. (2), the ~~corporation~~ authority shall
3 certify the person as eligible for tax benefits.

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

8 (d) The ~~corporation~~ authority shall notify the department of revenue of all
9 persons entitled to claim tax benefits under this section, except that the ~~corporation~~
10 authority shall notify the office of the commissioner of insurance of all persons
11 entitled to claim the credit under s. 76.636.

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

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

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

21 (d) 1. Notwithstanding the length of time specified by the ~~corporation~~ authority
22 under par. (a), the designation of an area as an enterprise development zone shall
23 expire 90 days after the day on which the ~~corporation~~ authority determines that the
24 forgone tax revenues under par. (c) will equal or exceed the limit established for the
25 enterprise development zone.

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

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

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

11 **SECTION 4027.** 238.398 of the statutes is renumbered 235.398, and 235.398 (2)
12 (a) and (b), (3) (a) and (b), (4) (a) (intro.) and (b) and (5) (intro.) and (e), as renumbered,
13 are amended to read:

14 235.398 **(2)** (a) Except as provided under par. (c), the ~~corporation~~ authority may
15 designate one area in the state as an agricultural development zone. The area must
16 be located in a rural municipality. An agricultural business that is located in an
17 agricultural development zone and that is certified by the ~~corporation~~ authority
18 under sub. (3) is eligible for tax benefits as provided in sub. (3).

19 (b) The designation of an area as an agricultural development zone shall be in
20 effect for 10 years from the time that the ~~corporation~~ authority first designates the
21 area. Not more than \$5,000,000 in tax benefits may be claimed in an agricultural
22 development zone, except that the ~~corporation~~ authority may allocate the amount of
23 unallocated airport development zone tax credits, as provided under s. ~~238.3995~~
24 235.3995 (3) (b), to agricultural development zones for which the \$5,000,000
25 maximum allocation is insufficient. The ~~corporation~~ authority may change the

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1 boundaries of an agricultural development zone during the time that its designation
2 is in effect. A change in the boundaries of an agricultural development zone does not
3 affect the duration of the designation of the area or the maximum tax benefit amount
4 that may be claimed in the agricultural development zone.

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

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

17 (4) (a) (intro.) The ~~corporation~~ authority shall notify the department of revenue
18 of all the following:

19 (b) The ~~corporation~~ authority shall annually verify information submitted to
20 the ~~corporation~~ authority under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), 71.47
21 (1dm) or (1dx), or 76.636.

22 (5) (intro.) The ~~corporation~~ authority shall adopt ~~rules~~ policies and procedures
23 for the operation of this section, including ~~rules~~ policies and procedures related to all
24 of the following:

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1 (e) The exchange of information between the ~~corporation~~ authority and the
2 department of revenue.

3 **SECTION 4028.** 238.399 of the statutes, as affected by 2015 Wisconsin Act ...
4 (this act), is renumbered 235.399, and 235.399 (1) (am) 2. (intro.), (3) (a), (b) (intro.),
5 (bm), (c) and (d), (5) (intro.), (b), (c) 1. a. and b. and 2. b. and c., (d) 1. and (e), (5m) and
6 (6) (a), (b) (intro.), (c), (d), (e), (f) and (g) (intro.) and 1. (intro.), as renumbered, are
7 amended to read:

8 235.399 (1) (am) 2. (intro.) The ~~corporation~~ authority may grant exceptions to
9 the requirement under subd. 1. that a full-time employee means an individual who,
10 as a condition of employment, is required to work at least 2,080 hours per year if all
11 of the following apply:

12 (3) (a) The ~~corporation~~ authority may designate not more than 30 enterprise
13 zones.

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

16 (bm) The ~~corporation~~ authority shall specify whether an enterprise zone
17 designated under par. (a) is located in a tier I county or municipality or a tier II county
18 or municipality.

19 (c) The ~~corporation~~ authority shall, to the extent possible, give preference to the
20 greatest economic need.

21 (d) Notwithstanding pars. (b) and (c), the ~~corporation~~ authority shall designate
22 as enterprise zones at least 3 areas comprising political subdivisions whose
23 populations total less than 5,000 and at least 2 areas comprising political
24 subdivisions whose populations total 5,000 or more but less than 30,000. In
25 designating an enterprise zone under this paragraph, the ~~corporation~~ authority may

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1 consider indicators of an area's economic need and the effect of designation on other
2 economic development activities.

3 (5) CERTIFICATION. (intro.) The ~~corporation~~ authority may certify for tax
4 benefits any of the following:

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

9 (c) 1. a. The business enters into an agreement with the ~~corporation~~ authority
10 to claim tax benefits only for years during which the business maintains the
11 increased level of personnel.

12 b. The business offers compensation and benefits for the same type of work to
13 its employees working in the enterprise zone that are at least as favorable as those
14 offered to its employees working in this state but outside the zone, as determined by
15 the ~~corporation~~ authority.

16 2. b. The business enters into an agreement with the ~~corporation~~ authority to
17 claim tax benefits only for years during which the business maintains the capital
18 investment.

19 c. The business offers compensation and benefits for the same type of work to
20 its employees working in the zone that are at least as favorable as those offered to
21 its employees working in this state but outside the zone, as determined by the
22 ~~corporation~~ authority.

23 (d) 1. The business is a manufacturer with a significant supply chain in the
24 state, as determined by the ~~corporation~~ authority.

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

4 **(5m)** ADDITIONAL TAX BENEFITS FOR SIGNIFICANT CAPITAL EXPENDITURES. If the
5 ~~corporation~~ authority determines that a business certified under sub. (5) makes a
6 significant capital expenditure in the enterprise zone, the ~~corporation~~ authority may
7 certify the business to receive additional tax benefits in an amount to be determined
8 by the ~~corporation~~ authority, but not exceeding 10 percent of the business' capital
9 expenditures. The ~~corporation~~ authority shall, in a manner determined by the
10 ~~corporation~~ authority, allocate the tax benefits a business is certified to receive under
11 this subsection over the remainder of the time limit of the enterprise zone under sub.
12 (4).

13 **(6)** (a) The ~~corporation~~ authority shall notify the department of revenue when
14 the ~~corporation~~ authority certifies a business to receive tax benefits.

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

17 (c) The ~~corporation~~ authority shall notify the department of revenue within 30
18 days of a revocation under par. (b).

19 (d) The ~~corporation~~ authority may require a business to repay any tax benefits
20 the business claims for a year in which the business failed to maintain employment
21 levels or a significant capital investment in property required by an agreement under
22 sub. (5) (c).

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

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1 (f) The ~~corporation~~ authority shall annually verify the information submitted
2 to the ~~corporation~~ authority under ss. 71.07 (3w), 71.28 (3w), or 71.47 (3w).

3 (g) (intro.) The ~~corporation~~ authority shall adopt policies and procedures
4 specifying all of the following:

5 1. (intro.) The definitions of a tier I county or municipality and a tier II county
6 or municipality. The ~~corporation~~ authority may consider all of the following
7 information when establishing the definitions required under this subdivision:

8 **SECTION 4029.** 238.399 (3) (a) of the statutes is amended to read:

9 238.399 (3) (a) The corporation may designate not more than ~~20~~ 30 enterprise
10 zones.

11 **SECTION 4030.** 238.3995 of the statutes is renumbered 235.3995, and 235.3995
12 (1) (b) and (c), (2) (a) (intro.) and 4., (b) (intro.) and 8., (c) 1. and 2. and (d), (3) (a), (b),
13 (c) and (d) 1. and 2., (4) (a) (intro.) and 10., (am), (ar), (b) 1., (c) (intro.) and (d) and
14 (5), as renumbered, are amended to read:

15 235.3995 (1) (b) “Full-time job” has the meaning given in s. ~~238.30~~ 235.30 (2m).

16 (c) “Target population” has the meaning given in s. ~~238.30~~ 235.30 (6).

17 (2) (a) (intro.) Subject to pars. (c) and (e), the ~~corporation~~ authority may
18 designate an area as an airport development zone if the ~~corporation~~ authority
19 determines all of the following:

20 4. That the airport development project is not likely to occur or continue
21 without the ~~corporation~~ authority designation of the area as an airport development
22 zone.

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

25 8. Any other factors that the ~~corporation~~ authority considers relevant.

SENATE BILL 21**SECTION 4030**

1 (c) 1. The ~~corporation~~ authority may not designate as an airport development
2 zone, or as any part of an airport development zone, an area that is located within
3 the boundaries of an area that is designated as a development zone under s. ~~238.31~~
4 235.31, as a development opportunity zone under s. ~~238.395~~ 235.395, or as an
5 enterprise development zone under s. ~~238.397~~ 235.397.

6 2. The ~~corporation~~ authority shall give the department of transportation the
7 opportunity to review and comment on any proposed designation under this
8 subsection and the department of transportation may deny any such designation if
9 the department of transportation determines that the designation would
10 compromise the airport's safety or utility. The department of transportation may
11 also review and comment on any land use or compatibility issues related to any
12 proposed designation under this subsection.

13 (d) Notwithstanding pars. (a) to (c), and except as provided in par. (e), the
14 ~~corporation~~ authority shall designate as an airport development zone the area
15 within the boundaries of Adams, Fond du Lac, Green Lake, Juneau, Langlade,
16 Lincoln, Marathon, Marquette, Menominee, Oneida, Portage, Price, Shawano,
17 Taylor, Waupaca, Waushara, Winnebago, Wood, and Vilas counties.

18 **(3)** (a) When the ~~corporation~~ authority designates an area as an airport
19 development zone, the ~~corporation~~ authority shall specify the length of time, not to
20 exceed 84 months, that the designation is effective, subject to par. (d). The
21 ~~corporation~~ authority shall notify each person certified for tax benefits in an airport
22 development zone, the department of revenue, the department of transportation, the
23 ~~Wisconsin Housing and Economic Development Authority~~, and the governing body
24 of each county, city, village, town, and federally recognized American Indian tribe or

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1 band in which territory of the airport development zone is located of the designation
2 of and expiration date of the airport development zone.

3 (b) When the ~~corporation~~ authority designates an area as an airport
4 development zone, the ~~corporation~~ authority shall establish a limit, not to exceed
5 \$3,000,000, for tax benefits applicable to the airport development zone, except that
6 the ~~corporation~~ authority shall limit the amount of tax benefits applicable to the
7 airport development zone designated under sub. (2) (d) to \$750,000. The total tax
8 benefits applicable to all airport development zones may not exceed \$9,000,000, less
9 any amount allocated to technology zones under s. ~~238.23~~ 235.23 (2) (b) and to
10 agricultural development zones under s. ~~238.398~~ 235.398 (2) (b), and except that the
11 total amount allocated to all technology zones under s. ~~238.23~~ 235.23 (2) (b) and to
12 all agricultural development zones under s. ~~238.398~~ 235.398 (2) (b), may not exceed
13 \$6,000,000. The ~~corporation~~ authority may not reallocate amounts as provided
14 under this paragraph on or after January 1, 2010, except that the ~~corporation~~
15 authority may, after 48 months from the month of any designation under this section,
16 evaluate the area designated as an airport development zone and reallocate the
17 amount of available tax benefits.

18 (c) Annually, the ~~corporation~~ authority shall estimate the amount of forgone
19 state revenue because of tax benefits claimed by persons in each airport development
20 zone.

21 (d) 1. Notwithstanding the length of time specified by the ~~corporation~~ authority
22 under par. (a), the designation of an area as an airport development zone shall expire
23 90 days after the day on which the ~~corporation~~ authority determines that the forgone
24 tax revenues estimated under par. (c) will equal or exceed the limit established for
25 the airport development zone.

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1 2. The ~~corporation~~ authority shall immediately notify each person certified for
2 tax benefits in an airport development zone, the department of revenue, the
3 department of transportation, the ~~Wisconsin Housing and Economic Development~~
4 ~~Authority~~, and the governing body of each county, city, village, town, and federally
5 recognized American Indian tribe or band in which territory of the airport
6 development zone is located of a change in the expiration date of the airport
7 development zone under this paragraph.

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

11 10. Any other information required by the ~~corporation~~ authority or the
12 department of revenue.

13 (am) A person that intends to operate a business in the airport development
14 zone designated under sub. (2) (d) may submit to the ~~corporation~~ authority an
15 application and a business plan that includes all of the information required under
16 par. (a). In approving business plans submitted under this paragraph, the
17 ~~corporation~~ authority shall give higher priority to airport development projects
18 located or proposed to be located in areas that have a low median household income,
19 as determined by the ~~corporation~~ authority.

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

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

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1 (c) (intro.) The ~~corporation~~ authority shall revoke a person's certification under
2 par. (b) when the designation of the applicable airport development zone expires or
3 if the person does any of the following:

4 (d) The ~~corporation~~ authority shall notify the department of revenue within 30
5 days after revoking a certification under par. (c).

6 **(5) VERIFICATION OF INFORMATION.** The ~~corporation~~ authority annually shall
7 verify information submitted to the ~~corporation~~ authority under ss. 71.07 (2dm) and
8 (2dx), 71.28 (1dm) and (1dx), and 71.47 (1dm) and (1dx) as it relates to airport
9 development zones.

10 **SECTION 4031.** 250.041 (1) (b) of the statutes is repealed.

11 **SECTION 4032.** 250.041 (1) (e) of the statutes is amended to read:

12 250.041 (1) (e) A permit under s. 254.47 (1), or 254.64 (1) (a) or (b) ~~or 255.08~~
13 ~~(2)~~.

14 **SECTION 4033.** 250.041 (1) (e) of the statutes, as affected by 2015 Wisconsin Act
15 (this act), is repealed.

16 **SECTION 4034.** 250.041 (1) (f) of the statutes is repealed.

17 **SECTION 4035.** 250.20 (2) (d) of the statutes is amended to read:

18 250.20 **(2)** (d) Work closely with all state agencies, including the board of
19 regents of the University of Wisconsin System Authority and the technical college
20 system board, with the University of Wisconsin Hospitals and Clinics Authority, with
21 the private sector and with groups concerned with issues of the health of
22 economically disadvantaged minority group members to develop long-term
23 solutions to health problems of minority group members.

24 **SECTION 4036.** 252.02 (4) of the statutes is amended to read:

SENATE BILL 21**SECTION 4036**

1 252.02 (4) The Except as provided in ss. 93.07 (24) (e) and 97.59, the
2 department may promulgate and enforce rules or issue orders for guarding against
3 the introduction of any communicable disease into the state, for the control and
4 suppression of communicable diseases, for the quarantine and disinfection of
5 persons, localities and things infected or suspected of being infected by a
6 communicable disease and for the sanitary care of jails, state prisons, mental health
7 institutions, schools, hotels and public buildings and connected premises. Any rule
8 or order may be made applicable to the whole or any specified part of the state, or to
9 any vessel or other conveyance. The department may issue orders for any city, village
10 or county by service upon the local health officer. Rules that are promulgated and
11 orders that are issued under this subsection supersede conflicting or less stringent
12 local regulations, orders or ordinances.

13 **SECTION 4037.** 252.04 (9m) of the statutes is created to read:

14 252.04 (9m) A pharmacist or pharmacy that administers a vaccine under this
15 section to a person 6 to 18 years of age shall update the Wisconsin Immunization
16 Registry established by the department within 24 hours of administering the
17 vaccine.

18 **SECTION 4038.** 252.12 (2) (a) 9. of the statutes is amended to read:

19 252.12 (2) (a) 9. ‘Grant for family resource center.’ The department shall award
20 a grant to develop and implement an African–American family resource center in the
21 city of Milwaukee that targets activities toward the prevention and treatment of HIV
22 infection and related infections, including hepatitis C virus infection, of minority
23 group members, as defined in s. ~~16.287~~ 203.07 (1) (f).

24 **SECTION 4039.** 252.12 (2) (c) 2. of the statutes is amended to read:

SENATE BILL 21**SECTION 4039**

1 252.12 (2) (c) 2. From the appropriation account under s. 20.435 (1) (am), the
2 department shall award \$75,000 in each fiscal year as grants for services to prevent
3 HIV infection and related infections, including hepatitis C virus infection. Criteria
4 for award of the grants shall include the criteria specified under subd. 1. The
5 department shall award 60% of the funding to applying organizations that receive
6 funding under par. (a) 8. and 40% of the funding to applying community-based
7 organizations that are operated by minority group members, as defined in s. ~~16.287~~
8 203.07 (1) (f).

9 **SECTION 4040.** 252.18 of the statutes is renumbered 97.59 and amended to
10 read:

11 **97.59 Handling foods.** No person in charge of any public eating place or other
12 establishment where food products to be consumed by others are handled may
13 knowingly employ any person handling food products who has a disease in a form
14 that is communicable by food handling. If required by the local health officer or any
15 officer of the department for the purposes of an investigation, any person who is
16 employed in the handling of foods or is suspected of having a disease in a form that
17 is communicable by food handling shall submit to an examination by the officer or
18 by a physician, physician assistant, or advanced practice nurse prescriber
19 designated by the officer. The expense of the examination, if any, shall be paid by the
20 person examined. Any person knowingly infected with a disease in a form that is
21 communicable by food handling who handles food products to be consumed by others
22 and any persons knowingly employing or permitting such a person to handle food
23 products to be consumed by others shall be punished as provided by s. ~~252.25~~ 97.72.

24 **SECTION 4041.** 252.23 of the statutes is renumbered 463.10, and 463.10 (title),
25 (2), (3) and (4) (a), as renumbered, are amended to read:

SENATE BILL 21**SECTION 4041**

1 **463.10** (title) **Regulation of tattooists and tattooing establishments.**

2 **(2)** DEPARTMENT; DUTY. Except as provided in ss. ~~250.041 and 252.241~~ 463.14,
3 the department shall provide uniform, statewide licensing and regulation of
4 tattooists and uniform, statewide licensing and regulation of tattoo establishments
5 under this section. The department shall inspect a tattoo establishment once before
6 issuing a license for the tattoo establishment under this section and may make
7 additional inspections that the department determines are necessary.

8 **(3)** LICENSE REQUIRED. Except as provided in sub. (5), no person may tattoo or
9 attempt to tattoo another, designate or represent himself or herself as a tattooist or
10 use or assume the title “tattooist” and no tattoo establishment may be operated
11 unless the person and the establishment are licensed by the department under this
12 section or by a local health department that is designated as the department’s agent
13 under s. ~~252.245~~ 463.16. Except as provided in s. 463.16, fees for licenses issued
14 under this section shall be as determined under s. 440.03 (9).

15 **(4)** (a) Except as provided in ss. ~~250.041 and 252.241~~ s. 463.14 and subject to
16 sub. (4m), standards and procedures, ~~including fee payment to offset the cost of~~
17 ~~licensing tattooists and tattoo establishments~~, for the annual issuance of licenses as
18 tattooists or as tattoo establishments to applicants under this section. The
19 department may not promulgate a rule that imposes a fee for a license under sub. (3)
20 on an individual who is eligible for the veterans fee waiver program under s. 45.44.

21 **SECTION 4042.** 252.24 of the statutes is renumbered 463.12, and 463.12 (2), (3)
22 and (4) (a), as renumbered, are amended to read:

23 463.12 **(2)** DEPARTMENT; DUTY. Except as provided in ss. ~~250.041 and 252.241~~
24 s. 463.14, the department shall provide uniform, statewide licensing and regulation
25 of body piercers and uniform, statewide licensing and regulation of body-piercing

SENATE BILL 21**SECTION 4042**

1 establishments under this section. The department shall inspect a body-piercing
2 establishment once before issuing a license for the body-piercing establishment
3 under this section and may make additional inspections that the department
4 determines are necessary.

5 (3) LICENSE REQUIRED. Except as provided in sub. (5), no person may pierce the
6 body of or attempt to pierce the body of another, designate or represent himself or
7 herself as a body piercer or use or assume the title “body piercer” unless the person
8 is licensed by the department under this section or by a local health department that
9 is designated as the department’s agent under s. 463.16. Except as provided in s.
10 463.16, fees for licenses issued under this section shall be as determined under s.
11 440.03 (9).

12 (4) (a) Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14 and subject to
13 sub. (4m), standards and procedures, ~~including fee payment to offset the cost of~~
14 ~~licensing body piercers and body-piercing establishments,~~ for the annual issuance
15 of licenses as body piercers or as body-piercing establishments to applicants under
16 this section. ~~The department may not promulgate a rule under which the~~
17 ~~department may charge an individual who is eligible for the veterans fee waiver~~
18 ~~program under s. 45.44 a fee to obtain a license under sub. (3).~~

19 **SECTION 4043.** 252.241 of the statutes is renumbered 463.14, and 463.14 (title),
20 (1), (1m), (3), (4) and (5), as renumbered, are amended to read:

21 **463.14 (title) Denial, nonrenewal and revocation of license or permit**
22 **based on delinquent taxes or unemployment insurance contributions. (1)**
23 Except as provided in sub. (1m), the department shall require each applicant to
24 provide the department with the applicant’s social security number, if the applicant
25 is an individual, or the applicant’s federal employer identification number, if the

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1 applicant is not an individual, as a condition of issuing or renewing a license under
2 s. ~~252.23 (2) or (4) (a) or 252.24 (2) or (4) (a)~~ 463.10 or 463.12, or a permit under s.
3 463.25.

4 (1m) If an individual who applies for or to renew a license or permit under sub.
5 (1) does not have a social security number, the individual, as a condition of obtaining
6 the license or permit, shall submit a statement made or subscribed under oath or
7 affirmation to the department that the applicant does not have a social security
8 number. The form of the statement shall be prescribed by the department of children
9 and families. A license or permit issued or renewed in reliance upon a false
10 statement submitted under this subsection is invalid.

11 (3) Except as provided in sub. (1m), the department shall deny an application
12 for the issuance or renewal of a license or permit specified in sub. (1) if the applicant
13 does not provide the information specified in sub. (1).

14 (4) The department shall deny an application for the issuance or renewal of a
15 license or permit specified in sub. (1), or shall revoke the license or permit specified
16 in sub. (1), if the department of revenue certifies under s. 73.0301 that the applicant
17 for or holder of the license or permit is liable for delinquent taxes.

18 (5) The department shall deny an application for the issuance or renewal of a
19 license or permit specified in sub. (1), or shall revoke the license or permit specified
20 in sub. (1), if the department of workforce development certifies under s. 108.227 that
21 the applicant for or holder of the license or permit is liable for delinquent
22 unemployment insurance contributions.

23 **SECTION 4044.** 252.245 of the statutes is renumbered 463.16, and 463.16 (1),
24 (2), (3), (4m), (5), (6), (8) and (9), as renumbered, are amended to read:

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1 463.16 (1) In the administration and enforcement of ss. ~~252.23 and 252.24~~
2 463.10 and 463.12, the department may enter into a written agreement with a local
3 health department with a jurisdictional area that has a population greater than
4 5,000, which designates the local health department as the department's agent in
5 issuing licenses to and making investigations or inspections of tattooists and tattoo
6 establishments and body piercers and body-piercing establishments. In a
7 jurisdictional area of a local health department without agent status, the
8 department of ~~health services~~ financial institutions and professional standards may
9 issue licenses, collect license fees established by rule under ss. ~~252.23 (4) (a) and~~
10 ~~252.24 (4) (a)~~ s. 440.03 (9) and make investigations or inspections of tattooists and
11 tattoo establishments and body piercers and body-piercing establishments. If the
12 department of financial institutions and professional standards designates a local
13 health department as its agent, the department of financial institutions and
14 professional standards or local health department may require no license for the
15 same operations other than the license issued by the local health department under
16 this subsection. If the designation is made and the services are furnished, the
17 department of financial institutions and professional standards shall reimburse the
18 local health department furnishing the service at the rate of 80% of the net license
19 fee per license per year issued in the jurisdictional area.

20 (2) A local health department designated as the department's agent under this
21 section shall meet standards promulgated under ss. ~~252.23~~ 463.10 (4) (a) and ~~252.24~~
22 463.12 (4) (a). The department shall annually evaluate the licensing, investigation
23 and inspection program of each local health department granted agent status. If, at
24 any time, a local health department designated as the department's agent fails to

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1 meet the standards, the department of ~~health services~~ financial institutions and
2 professional standards may revoke its agent status.

3 (3) The department shall provide education and training to agents designated
4 under this section to ensure uniformity in the enforcement of s. ~~252.23~~ 463.10 or
5 ~~252.24~~ 463.12 and rules promulgated under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12.

6 (4m) A local health department designated as the department's agent under
7 this section may contract with the department of ~~health services~~ financial
8 institutions and professional standards for the department of ~~health services~~
9 financial institutions and professional standards to collect fees and issue licenses
10 under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. The department of financial institutions
11 and professional standards shall collect from the local health department the actual
12 and reasonable cost of providing the services.

13 (5) If, under this section, a local health department becomes an agent or its
14 agent status is discontinued during a licensee's license year, the department of
15 ~~health services~~ financial institutions and professional standards and the local health
16 department shall divide any license fee paid by the licensee for that license year
17 according to the proportions of the license year occurring before and after the local
18 health department is designated as an agent or the agent status is discontinued. No
19 additional fee may be required during the license year due to the change in agent
20 status.

21 (6) A village, city or county may enact ordinances and a local board of health
22 may adopt regulations regarding the licensees and premises for which the local
23 health department is the designated agent under this section, which are stricter than
24 s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or rules promulgated by the department of health

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1 services under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. No such provision may conflict with
2 s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or with department rules.

3 (8) The department shall hold a hearing under ch. 227 if, in lieu of proceeding
4 under ch. 68, any interested person in the jurisdictional area of a local health
5 department that is designated as the department's agent under this section appeals
6 to the department of health ~~services~~ financial institutions and professional
7 standards alleging that a license fee for a tattooist or tattooist establishment or for
8 a body piercer or body-piercing establishment exceeds the license issuer's
9 reasonable costs of issuing licenses to, making investigations and inspections of, and
10 providing education, training and technical assistance to the tattooist or tattooist
11 establishment or to the body piercer or body-piercing establishment.

12 (9) The department shall promulgate rules establishing state fees for its costs
13 related to setting standards under ss. ~~252.23~~ 463.10 and ~~252.24~~ 463.12 and
14 monitoring and evaluating the activities of, and providing education and training to,
15 agent local health departments. The department may not promulgate a rule under
16 which a local health department may charge an individual who is eligible for the
17 veterans fee waiver program under s. 45.44 a state fee to obtain a license under s.
18 ~~252.23~~ 463.10 (3) or ~~252.24~~ 463.12 (3). Agent local health departments shall include
19 the state fees in the license fees established under sub. (4), collect the state fees and
20 reimburse the department for the state fees collected. For tattooists or tattoo
21 establishments and for body piercers or body-piercing establishments, the state fee
22 may not exceed 20% of the license fees established under s. ~~252.23~~ (4) (a) or ~~252.24~~
23 (4) (a) 440.03 (9).

24 **SECTION 4045.** 254.02 (3) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 4045**

1 254.02 (3) (a) The department of agriculture, trade and consumer protection,
2 the department of corrections, the department of safety and professional services,
3 and the department of natural resources shall enter into memoranda of
4 understanding with the department to establish protocols for the department to
5 review proposed rules of those state agencies relating to air and water quality,
6 occupational health and safety, institutional sanitation, toxic substances, indoor air
7 quality, ~~food protection~~ or waste handling and disposal.

8 **SECTION 4046.** 254.11 (13) of the statutes is amended to read:

9 254.11 (13) “Third-party payer” means a disability insurance policy that is
10 required to provide coverage for a blood lead test under s. 632.895 (10) (a); a health
11 maintenance organization or preferred provider plan under ch. 609; a health care
12 coverage plan offered by the state under s. 40.51 (6); a self-insured health plan
13 offered by a city or village under s. 66.0137 (4), a political subdivision or technical
14 college district under s. 66.0137 (4m), a town under s. 60.23 (25), a county under s.
15 59.52 (11) (c), or a school district under s. 120.13 (2) (b); or a health care plan operated
16 by a cooperative association organized under s. 185.981.

17 **SECTION 4047.** 254.115 (1) (c) of the statutes is repealed.

18 **SECTION 4048.** 254.115 (1) (d) of the statutes is repealed.

19 **SECTION 4049.** 254.19 of the statutes is amended to read:

20 **254.19 Asbestos testing fees.** Notwithstanding s. ~~36.25 (11) (f)~~ 250.08 (6), the
21 state laboratory of hygiene board shall impose a fee sufficient to pay for any asbestos
22 testing services which it provides.

23 **SECTION 4050.** 254.47 (title) of the statutes is renumbered 97.67 (title) and
24 amended to read:

25 **97.67 (title) Recreational permits licenses and fees.**

SENATE BILL 21**SECTION 4051**

1 **SECTION 4051.** 254.47 (1) of the statutes is renumbered 97.67 (1) and amended
2 to read:

3 **97.67 (1)** Except as provided in sub. (1g) and ~~ss. 250.041 and 254.115~~ s. 93.135,
4 the department or a local health department granted agent status under s. ~~254.69~~
5 ~~(2)~~ 97.615 (2) shall issue ~~permits~~ licenses to and regulate campgrounds and camping
6 resorts, recreational and educational camps and public swimming pools. No person
7 or state or local government who has not been issued a ~~permit~~ license under this
8 section may conduct, maintain, manage or operate a campground and camping
9 resort, recreational camp and educational camp or public swimming pool, as defined
10 by departmental rule.

11 **SECTION 4052.** 254.47 (1g) of the statutes is renumbered 97.67 (1g).

12 **SECTION 4053.** 254.47 (1m) of the statutes is renumbered 97.67 (1m) and
13 amended to read:

14 **97.67 (1m)** The department or a local health department granted agent status
15 under s. ~~254.69~~ 97.615 (2) may not, without a ~~preinspection~~ pre-licensing inspection,
16 grant a ~~permit~~ license to a person intending to operate a new public swimming pool,
17 campground, or recreational or educational camp or to a person intending to be the
18 new operator of an existing public swimming pool, campground, or recreational or
19 educational camp.

20 **SECTION 4054.** 254.47 (2) of the statutes is renumbered 97.67 (2) and amended
21 to read:

22 **97.67 (2) (a)** A separate ~~permit~~ license is required for each campground,
23 camping resort, recreational or educational camp, and public swimming pool. Except
24 as provided in par. (b) or (c), no ~~permit~~ license issued under this section is

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1 transferable from one premises to another or from one person, state or local
2 government to another.

3 (b) A ~~permit~~ license issued under this section may be transferred from an
4 individual to an immediate family member, as defined in s. ~~254.64~~ 97.605 (4) (a) 2.,
5 if the individual is transferring operation of the campground, camping resort,
6 recreational or educational camp, or public swimming pool to the immediate family
7 member.

8 (c) A sole proprietorship that reorganizes as a business entity, as defined in s.
9 179.70 (1), or a business entity that reorganizes as a sole proprietorship or a different
10 type of business entity may transfer a ~~permit~~ license issued under this section for a
11 campground, camping resort, recreational or educational camp, or public swimming
12 pool to the newly formed business entity or sole proprietorship if all of the following
13 conditions are satisfied:

14 1. The campground, camping resort, recreational or educational camp, or
15 public swimming pool remains at the location for which the ~~permit~~ license was
16 issued.

17 2. At least one individual who had an ownership interest in the sole
18 proprietorship or business entity to which the ~~permit~~ license was issued has an
19 ownership interest in the newly formed sole proprietorship or business entity.

20 **SECTION 4055.** 254.47 (2m) of the statutes is renumbered 97.67 (2m) and
21 amended to read:

22 97.67 (2m) Except as provided in ~~ss. 250.041 and 254.115~~ s. 93.135, the initial
23 issuance, renewal or continued validity of a ~~permit~~ license issued under this section
24 may be conditioned upon the requirement that the ~~permittee~~ licensee correct a
25 violation of this section, rules promulgated by the department under this section or

SENATE BILL 21**SECTION 4055**

1 ordinances adopted under s. ~~254.69~~ 97.615 (2) (g), within a period of time that is
2 specified. If the condition is not met within the specified period of time, the ~~permit~~
3 license is void.

4 **SECTION 4056.** 254.47 (3) of the statutes is repealed.

5 **SECTION 4057.** 254.47 (4) of the statutes is renumbered 97.67 (4) and amended
6 to read:

7 97.67 (4) ~~Permits~~ Licenses issued under this section expire on June 30, except
8 that ~~permits~~ licenses initially issued during the period beginning on April 1 and
9 ending on June 30 expire on June 30 of the following year. Except as provided in s.
10 ~~254.69~~ 97.615 (2) (d) and (e), the department shall promulgate rules that establish,
11 for ~~permits~~ licenses issued under this section, amounts of ~~permit~~ license fees,
12 ~~preinspection~~ pre-licensing inspection fees, reinspection fees, fees for operating
13 without a license, and late fees for untimely ~~permit~~ license renewal.

14 **SECTION 4058.** 254.47 (5) of the statutes is renumbered 97.67 (5) and amended
15 to read:

16 97.67 (5) No ~~permit~~ license may be issued under this section until all applicable
17 fees have been paid. If the payment is by check or other draft drawn upon an account
18 containing insufficient funds, the ~~permit~~ license applicant shall, within 15 days after
19 receipt of notice from the department of the insufficiency, pay by cashier's check or
20 other certified draft, money order or cash the fees from the department, late fees and
21 processing charges that are specified by rules promulgated by the department. If the
22 ~~permit~~ license applicant fails to pay all applicable fees, late fees and the processing
23 charges within 15 days after the applicant receives notice of the insufficiency, the
24 ~~permit~~ license is void. In an appeal concerning voiding of a ~~permit~~ license under this
25 subsection, the burden is on the ~~permit~~ license applicant to show that the entire

SENATE BILL 21**SECTION 4058**

1 applicable fees, late fees and processing charges have been paid. During any appeal
2 process concerning payment dispute, operation of the establishment in question is
3 ~~deemed~~ considered to be operation without a ~~permit~~ license.

4 **SECTION 4059.** 254.47 (5m) of the statutes is renumbered 97.67 (5m).

5 **SECTION 4060.** 254.47 (6) of the statutes is renumbered 97.67 (6).

6 **SECTION 4061.** 254.47 (7) of the statutes is renumbered 97.67 (7) and amended
7 to read:

8 97.67 (7) The department may not require that a swimming pool be staffed by
9 a lifeguard as a condition of receiving a ~~permit~~ license under this section if the
10 swimming pool is less than 2,500 square feet, the swimming pool is located in a
11 private club in the city of Milwaukee, and the club has a policy that prohibits a minor
12 from using the swimming pool when not accompanied by an adult.

13 **SECTION 4062.** Subchapter VII (title) of chapter 254 [precedes 254.61] of the
14 statutes is repealed.

15 **SECTION 4063.** 254.61 (title) of the statutes is repealed.

16 **SECTION 4064.** 254.61 (intro.) of the statutes is repealed.

17 **SECTION 4065.** 254.61 (1) of the statutes is renumbered 97.01 (1g).

18 **SECTION 4066.** 254.61 (2) of the statutes is repealed.

19 **SECTION 4067.** 254.61 (3) of the statutes is renumbered 97.01 (7).

20 **SECTION 4068.** 254.61 (3m) of the statutes is renumbered 97.01 (13g).

21 **SECTION 4069.** 254.61 (4) of the statutes is renumbered 97.01 (13r) and
22 amended to read:

23 97.01 (13r) “Public health and safety” means the highest degree of protection
24 against infection, contagion or disease and freedom from the danger of fire or
25 accident that can be reasonably maintained in the operation of a hotel, restaurant,

SENATE BILL 21**SECTION 4069**

1 tourist rooming house, bed and breakfast establishment, vending machine or
2 vending machine commissary.

3 **SECTION 4070.** 254.61 (5) of the statutes is renumbered 97.01 (14g), and 97.01
4 (14g) (intro.), as renumbered, is amended to read:

5 97.01 (14g) (intro.) “Restaurant” means any building, room or place where
6 ~~meals are prepared or served or sold~~ at which the predominant activity is the
7 preparation, service, or sale of meals to transients or the general public, ~~and~~
8 including all places used in connection with it and ~~includes~~ including any public or
9 private school lunchroom for which food service is provided by contract. “Meals” does
10 not include soft drinks, ice cream, milk, milk drinks, ices and confections.
11 “Restaurant” does not include:

12 **SECTION 4071.** 254.61 (5m) of the statutes is renumbered 97.01 (15b).

13 **SECTION 4072.** 254.61 (5r) of the statutes is renumbered 97.01 (15f).

14 **SECTION 4073.** 254.61 (6) of the statutes is renumbered 97.01 (15k).

15 **SECTION 4074.** 254.61 (7) of the statutes is renumbered 97.01 (15p).

16 **SECTION 4075.** 254.61 (8) of the statutes is renumbered 97.01 (15s) and
17 amended to read:

18 97.01 (15s) “Vending machine commissary” means any building, room or place
19 where the food, beverage, ingredients, containers, transport equipment or supplies
20 for vending machines are kept, handled, prepared or stored by a vending machine
21 operator. “Vending machine commissary” does not mean any place at which the
22 operator is licensed to manufacture, distribute or sell food products under ~~ch. 97~~ this
23 chapter.

24 **SECTION 4076.** 254.61 (9) of the statutes is renumbered 97.01 (15w).

25 **SECTION 4077.** 254.61 (10) of the statutes is renumbered 97.01 (15y).

SENATE BILL 21**SECTION 4078**

1 **SECTION 4078.** 254.62 of the statutes is renumbered 97.60.

2 **SECTION 4079.** 254.63 of the statutes is renumbered 97.603.

3 **SECTION 4080.** 254.64 of the statutes is renumbered 97.605, and 97.605 (title),
4 (1), (1m), (1p), (2), (3), (4) (b), (d) and (e) and (5), as renumbered, are amended to read:

5 **97.605 (title) Permit Lodging and vending licenses.** (1) (a) No person may
6 conduct, maintain, manage or operate a hotel, ~~restaurant, temporary restaurant,~~
7 tourist rooming house, vending machine commissary or vending machine if the
8 person has not been issued an annual permit license by the department or by a local
9 health department that is granted agent status under s. ~~254.69~~ 97.615 (2).

10 (b) No person may maintain, manage or operate a bed and breakfast
11 establishment for more than 10 nights in a year without having first obtained an
12 annual permit license from the department.

13 (c) Except as provided in s. ~~250.041~~ 93.135, no permit license may be issued
14 under this section until all applicable fees have been paid. If the payment is by check
15 or other draft drawn upon an account containing insufficient funds, the permit
16 license applicant shall, within 15 days after receipt of notice from the department of
17 the insufficiency, pay by cashier's check or other certified draft, money order or cash
18 the fees, late fees and processing charges that are specified by rules promulgated by
19 the department. If the permit license applicant fails to pay all applicable fees, late
20 fees and processing charges within 15 days after the applicant receives notice of the
21 insufficiency, the permit license is void. In an appeal concerning voiding of a permit
22 license under this paragraph, the burden is on the permit license applicant to show
23 that the entire applicable fees, late fees and processing charges have been paid.
24 During any appeal process concerning payment dispute, operation of the
25 establishment in question is deemed to be operation without a permit license.

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1 (d) If a person or establishment otherwise licensed under eh. 97 this chapter
2 is incidentally engaged in an activity for which a permit license is required under this
3 section, the department may, by rule, exempt the person or establishment from the
4 permit license requirement under this section. ~~Rules under this paragraph shall~~
5 ~~conform to a memorandum of understanding between the department and the~~
6 ~~department of agriculture, trade and consumer protection.~~

7 (1m) No county, city, village or town may require any permit license of, or
8 impose any permit license or inspection fee on, a vending machine operator, vending
9 machine commissary or vending machine permitted licensed under this subchapter
10 chapter.

11 (1p) Except as provided in s. ~~250.041~~ 93.135, the department may condition the
12 initial issuance, renewal or continued validity of a permit license issued under this
13 section on correction by the permittee licensee of a violation of this subchapter, rules
14 promulgated by the department under this subchapter or ordinances or regulations
15 adopted under s. ~~254.69~~ 97.615 (2) (g), within a specified period of time. If the
16 permittee licensee fails to meet the condition within the specified period of time, the
17 permit license is void.

18 (2) Except as provided in sub. (3), a separate permit license is required for each
19 hotel, tourist rooming house, bed and breakfast establishment, or vending machine
20 commissary.

21 (3) (a) A bulk milk dispenser may be operated in a restaurant without a
22 vending machine or vending machine operator permit license.

23 (b) A restaurant may operate as a vending machine commissary without a
24 vending machine commissary permit license.

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1 (4) (b) Except as provided in par. (d) or (e), no permit license is transferable from
2 one premises to another or from one person to another.

3 (d) The holder of a permit license issued under this section may transfer the
4 permit license to an individual who is an immediate family member if the holder is
5 transferring operation of the hotel, tourist rooming house, bed and breakfast
6 establishment, or vending machine to the immediate family member.

7 (e) A sole proprietorship that reorganizes as a business entity or a business
8 entity that reorganizes as either a sole proprietorship or a different type of business
9 entity may transfer a permit license issued under this section for operation of an a
10 hotel, tourist rooming house, bed and breakfast establishment, or vending machine
11 commissary to the newly formed business entity or sole proprietorship if the
12 following conditions are satisfied:

13 1. The hotel, tourist rooming house, bed and breakfast establishment, or
14 vending machine commissary remains at the location for which the permit license
15 was issued.

16 2. At least one individual who had an ownership interest in the sole
17 proprietorship or business entity to which the permit license was issued has an
18 ownership interest in the newly formed sole proprietorship or business entity.

19 (5) (a) Except as provided in par. (b), all permits licenses expire on June 30,
20 except that permits licenses initially issued during the period beginning on April 1
21 and ending on June 30 expire on June 30 of the following year.

22 (b) 1. The local health department of a city of the 1st class that has entered into
23 an agreement with the department under s. ~~254.69~~ 97.615 (2) may issue a permit
24 license for a ~~restaurant~~ or bed and breakfast establishment required under this

SENATE BILL 21**SECTION 4080**

1 section at any time during the year. A ~~permit~~ license issued under this subdivision
2 shall expire one year from the date of its issuance.

3 2. The holder of a ~~permit~~ license for a ~~restaurant or~~ bed and breakfast
4 establishment may request an extension to the term of a ~~permit~~ license issued under
5 this section by the local health department of a city of the 1st class that has entered
6 into an agreement with the department under s. ~~254.69~~ 97.615 (2) for the purpose
7 of aligning the annual term of any other license or permit issued to that ~~permit~~
8 license holder with the annual term of a ~~permit~~ license to be issued to that ~~permit~~
9 license holder under subd. 1. The local health department may require a ~~permit~~
10 license holder that receives an extension under this subdivision to pay a prorated fee
11 in an amount determined by dividing the ~~permit~~ license fee imposed under s. ~~254.69~~
12 97.615 (2) by 12 and multiplying the quotient by the number of months by which the
13 ~~permit~~ license issued under this section is extended under this subdivision.

14 **SECTION 4081.** 254.65 of the statutes is renumbered 97.607 and amended to
15 read:

16 **97.607 Preinspection Pre-licensing inspection.** (1) The department or
17 a local health department granted agent status under s. ~~254.69~~ 97.615 (2) may not
18 grant a ~~permit~~ license to a person intending to operate a new hotel, tourist rooming
19 house, bed and breakfast establishment, ~~restaurant~~ or vending machine commissary
20 or to a person intending to be the new operator of an existing hotel, tourist rooming
21 house, bed and breakfast establishment, ~~restaurant~~ or vending machine commissary
22 without a ~~preinspection~~ pre-licensing inspection. This section does not apply to a
23 ~~temporary restaurant or~~ when a ~~permit~~ license is transferred under s. ~~254.64~~ 97.605
24 (4) (d) or (e).

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1 (2) Agents designated by the department under s. ~~254.69~~ 97.615 (1) shall make
2 preinspections pre-licensing inspections of vending machine commissaries as
3 required under this subsection and shall be reimbursed for those services at the rate
4 of 80% of the ~~preinspection~~ pre-licensing inspection fee designated in this
5 subsection. Agents designated by the department under s. ~~254.69~~ 97.615 (2) shall
6 make preinspections pre-licensing inspections of hotels, restaurants and tourist
7 rooming houses and establish and collect ~~preinspection~~ pre-licensing inspection fees
8 under s. ~~254.69~~ 97.615 (2) (d).

9 **SECTION 4082.** 254.66 of the statutes is renumbered 97.307 and amended to
10 read:

11 **97.307 Average annual surveys.** The department or a local health
12 department granted agent status under s. ~~254.69 (2)~~ 97.41 shall annually make a
13 number of inspections of restaurants in this state that shall equal the number of
14 restaurants for which annual ~~permits~~ licenses are issued under s. ~~254.64 (1) (a)~~
15 97.30.

16 **SECTION 4083.** 254.67 of the statutes is renumbered 97.61.

17 **SECTION 4084.** 254.68 of the statutes is renumbered 97.613 and amended to
18 read:

19 **97.613 Fees.** Except as provided in s. ~~254.69~~ 97.615 (2) (d) and (e), the
20 department shall promulgate rules that establish, for ~~permits~~ licenses issued under
21 s. ~~254.64~~, ~~permit~~ 97.605, license fees, ~~preinspection~~ pre-licensing inspection fees,
22 reinspection fees, fees for operating without a ~~permit~~ license, late fees for untimely
23 ~~permit~~ renewal, fees for comparable compliance or variance requests, and fees for
24 ~~pre-permit~~ pre-license review of restaurant plans.

SENATE BILL 21**SECTION 4085**

1 **SECTION 4085.** 254.69 of the statutes is renumbered 97.615, and 97.615 (2)
2 (title), (am), (b), (c), (d), (dm), (e), (f), (g), (h) and (j) 1. and 2., as renumbered, are
3 amended to read:

4 **97.615 (2)** (title) ~~HOTELS, RESTAURANTS, TOURIST ROOMING HOUSES, AND OTHER~~
5 ~~ESTABLISHMENTS.~~ (am) In the administration of this subchapter or s. ~~254.47~~ 97.67,
6 the department may enter into a written agreement with a local health department
7 with a jurisdictional area that has a population greater than 5,000, which designates
8 the local health department as the department's agent in issuing ~~permits~~ licenses to
9 and making investigations or inspections of hotels, ~~restaurants, temporary~~
10 ~~restaurants,~~ tourist rooming houses, bed and breakfast establishments,
11 campgrounds and camping resorts, recreational and educational camps, and public
12 swimming pools. In a jurisdictional area of a local health department without agent
13 status, the department of ~~health services~~ may issue ~~permits~~ licenses, collect fees
14 established by rule under s. ~~254.68~~ 97.613 and make investigations or inspections
15 of hotels, ~~restaurants, temporary restaurants,~~ tourist rooming houses, bed and
16 breakfast establishments, campgrounds and camping resorts, recreational and
17 educational camps, and public swimming pools. If the department designates a local
18 health department as its agent, the department or local health department may
19 require no ~~permit~~ license for the same operations other than the ~~permit~~ license
20 issued by the local health department under this subsection. The department shall
21 ~~coordinate~~ oversee the designation of agents under this subsection ~~with the~~
22 ~~department of agriculture, trade and consumer protection~~ to ensure that, to the
23 extent feasible, the same local health department is granted agent status under this
24 subsection and under s. 97.41. ~~Except as otherwise provided by the department, a~~
25 ~~local health department granted agent status shall regulate all types of~~

SENATE BILL 21**SECTION 4085**

1 establishments for which this subchapter permits the department of health services
2 to delegate regulatory authority.

3 (b) A local health department granted agent status under this subsection shall
4 meet standards promulgated, by rule, by the department of health services. The
5 department shall annually evaluate the licensing, investigation and inspection
6 program of each local health department granted agent status. If, at any time, a local
7 health department granted agent status fails to meet the standards, the department
8 of health services agriculture, trade and consumer protection may revoke its agent
9 status.

10 (c) The department shall provide education and training to agents designated
11 under this subsection to ensure uniformity in the enforcement of this subchapter, s.
12 ~~254.47~~ 97.67 and rules promulgated under this subchapter and s. ~~254.47~~ 97.67.

13 (d) Except as provided in par. (dm), a local health department granted agent
14 status under this subsection shall establish and collect the ~~permit~~ license fee for each
15 type of establishment specified in par. (am). The local health department may
16 establish separate fees for ~~preinspections~~ pre-licensing inspections of new
17 establishments, for ~~preinspections~~ pre-licensing inspections of existing
18 establishments for which a person intends to be the new operator or for the issuance
19 of duplicate ~~permits~~ licenses. No fee may exceed the local health department's
20 reasonable costs of issuing ~~permits~~ licenses to, making investigations and
21 inspections of, and providing education, training and technical assistance to the
22 establishments, plus the state fee established under par. (e). A local health
23 department granted agent status under this subsection or under s. 97.41 may issue
24 a single ~~permit~~ license and establish and collect a single fee which authorizes the

SENATE BILL 21**SECTION 4085**

1 operation on the same premises of more than one type of establishment for which it
2 is granted agent status under this subsection or under s. 97.41.

3 (dm) A local health department granted agent status under this subsection
4 may contract with the department of health services for the department of health
5 services to collect fees and issue ~~permits~~ licenses. The department shall collect from
6 the local health department the actual and reasonable cost of providing the services.

7 (e) The department shall establish state fees for its costs related to setting
8 standards under this subchapter and s. ~~254.47~~ 97.67 and monitoring and evaluating
9 the activities of, and providing education and training to, agent local health
10 departments. Agent local health departments shall include the state fees in the
11 ~~permit~~ license fees established under par. (d), collect the state fees and reimburse the
12 department for the state fees collected. For each type of establishment specified in
13 par. (am), the state fee may not exceed 20% of the ~~permit~~ license fees charged under
14 ss. ~~254.47~~ 97.67 and ~~254.68~~ 97.613.

15 (f) If, under this subsection, a local health department becomes an agent or its
16 agent status is discontinued during a ~~permittee's~~ permit licensee's license year, the
17 department of health services and the local health department shall divide any
18 permit license fee paid by the ~~permittee~~ licensee for that permit license year
19 according to the proportions of the ~~permit~~ license year occurring before and after the
20 local health department's agent status is granted or discontinued. No additional fee
21 may be required during the ~~permit~~ license year due to the change in agent status.

22 (g) A village, city or county may adopt ordinances and a local board of health
23 may adopt regulations regarding the ~~permittees~~ licensees and premises for which
24 the local health department is the designated agent under this subsection, which are
25 stricter than this subchapter, s. ~~254.47~~ 97.67, or rules promulgated by the

SENATE BILL 21**SECTION 4085**

1 department of ~~health services~~ under this subchapter or s. ~~254.47~~ 97.67. No such
2 provision may conflict with this subchapter or with department rules.

3 (h) This subsection does not limit the authority of the department to inspect
4 hotels, tourist rooming houses, bed and breakfast establishments, or vending
5 machine commissaries in jurisdictional areas of local health departments where
6 agent status is granted if it inspects in response to an emergency, for the purpose of
7 monitoring and evaluating the local health department's licensing, inspection and
8 enforcement program or at the request of the local health department.

9 (j) 1. A ~~permit~~ license fee established by a local health department granted
10 agent status exceeds the reasonable costs described under par. (d).

11 2. The person issuing, refusing to issue, suspending or revoking a ~~permit~~
12 license or making an investigation or inspection of the appellant has a financial
13 interest in a regulated establishment specified in par. (am) which may interfere with
14 his or her ability to properly take that action.

15 **SECTION 4086.** 254.70 of the statutes is renumbered 97.617 and amended to
16 read:

17 **97.617 Application; lodging and vending.** (1) An applicant for a ~~permit~~
18 license under this subchapter shall complete the application prepared by the
19 department or the local health department granted agent status under s. ~~254.69~~
20 97.615 (2) and provide, in writing, any additional information the department of
21 ~~health services~~ agriculture, trade and consumer protection or local health
22 department issuing the ~~permit~~ license requires.

23 (2) Upon receipt of an application for a vending machine operator ~~permit~~
24 license, the department may cause an investigation to be made of the applicant's
25 commissary, servicing and transport facilities, if any, and representative machines

SENATE BILL 21**SECTION 4086**

1 and machine locations. The operator shall maintain at his or her place of business
2 within this state a list of all vending machines operated by him or her and their
3 location. This information shall be kept current and shall be made available to the
4 department upon request. The operator shall notify the department of any change
5 in operations involving new types of vending machines or conversion of existing
6 machines to dispense products other than those for which such machine was
7 originally designed and constructed.

8 **SECTION 4087.** 254.71 of the statutes is renumbered 97.33, and 97.33 (2), (3),
9 (5) and (6) (c), as renumbered, are amended to read:

10 97.33 (2) Except as provided in s. ~~250.041~~ 93.135, the department may issue
11 a certificate of food protection practices to an individual who satisfactorily completes
12 an approved examination or who has achieved comparable compliance.

13 (3) Each certificate is valid for 5 years from the date of issuance and, except as
14 provided in s. ~~250.041~~ 93.135, may be renewed by the certificate holder if he or she
15 satisfactorily completes an approved examination.

16 (5) The department shall conduct evaluations of the effect that the food
17 protection practices certification program has on compliance by restaurants with
18 requirements established under s. ~~254.74(1)~~ 97.30(5).

19 (6) (c) Establishing procedures for issuance, except as provided in s. ~~250.041~~
20 93.135, of certificates of food protection practices, including application submittal
21 and review.

22 **SECTION 4088.** 254.715 of the statutes is renumbered 97.305.

23 **SECTION 4089.** 254.72 of the statutes is renumbered 97.62 and amended to
24 read:

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1 **97.62 Health and safety; standard.** Every hotel, tourist rooming house, bed
2 and breakfast establishment, ~~restaurant, temporary restaurant,~~ vending machine
3 commissary and vending machine shall be operated and maintained with a strict
4 regard to the public health and safety and in conformity with this subchapter and
5 the rules and orders of the department.

6 **SECTION 4090.** 254.73 of the statutes is renumbered 97.623.

7 **SECTION 4091.** 254.74 of the statutes is renumbered 97.625, and 97.625 (1) (a),
8 (am), (b), (d) and (e), (1p) (a) (intro.) and 2. and (b) and (2), as renumbered, are
9 amended to read:

10 97.625 (1) (a) Administer and enforce this subchapter, the rules promulgated
11 under this subchapter and any other rules or laws relating to the public health and
12 safety in hotels, tourist rooming houses, bed and breakfast establishments,
13 ~~restaurants,~~ vending machine commissaries, vending machines and vending
14 machine locations.

15 (am) Promulgate rules, in consultation with the department of safety and
16 professional services, under which the department of ~~health services~~ shall conduct
17 regular inspections of sealed combustion units, as required under s. 101.149 (5) (c),
18 for carbon monoxide emissions in hotels, tourist rooming houses, and bed and
19 breakfast establishments. The rules shall specify conditions under which it may
20 issue orders as specified under s. 101.149 (8) (a). The rules may not require the
21 department of ~~health services~~ to inspect sealed combustion units during the period
22 in which the sealed combustion units are covered by a manufacturer's warranty
23 against defects.

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1 (b) Require hotels, tourist rooming houses, ~~restaurants~~, vending machine
2 operators and vending machine commissaries to file reports and information the
3 department deems necessary.

4 (d) Prescribe rules and fix standards, including rules covering the general
5 sanitation and cleanliness of premises regulated under this subchapter, the proper
6 handling and storing of food on such premises, the construction and sanitary
7 condition of the premises and equipment to be used and the location and servicing
8 of equipment. The rules relating to the public health and safety in bed and breakfast
9 establishments may not be stricter than is reasonable for the operation of a bed and
10 breakfast establishment, shall be less stringent than rules relating to ~~other~~
11 ~~establishments~~ hotels, tourist rooming houses, and vending machine commissaries
12 regulated by this subchapter and may not require 2nd exits for a bed and breakfast
13 establishment on a floor above the first level.

14 (e) Hold a hearing under ch. 227 if, in lieu of proceeding under ch. 68, any
15 interested person in the jurisdictional area of a local health department not granted
16 agent status under s. ~~254.69~~ 97.615 appeals to the department of ~~health services~~
17 alleging that a ~~permit~~ license fee for a hotel, ~~restaurant, temporary restaurant,~~
18 tourist rooming house, campground, camping resort, recreational or educational
19 camp or public swimming pool exceeds the ~~permit~~ license issuer's reasonable costs
20 of issuing ~~permits~~ licenses to, making investigations and inspections of, and
21 providing education, training and technical assistance to the establishment.

22 **(1p)** (a) The department may grant the holder of a ~~permit~~ license for a bed and
23 breakfast establishment a waiver from the requirement specified under s. ~~254.61~~ **(1)**
24 ~~(b)~~ 97.01 (1g) (b) to allow the holder of a ~~permit~~ license for a bed and breakfast

SENATE BILL 21**SECTION 4091**

1 establishment to serve breakfast to other tourists or transients if all of the following
2 conditions are met:

3 2. The other tourists or transients are provided sleeping accommodations in a
4 tourist rooming house for which the permit license holder for the bed and breakfast
5 establishment is the permit license holder.

6 (b) A waiver granted under par. (a) is valid for the period of validity of a permit
7 license that is issued for the bed and breakfast establishment under s. ~~254.64~~ 97.605
8 (1) (b).

9 (2) A local health department designated as an agent under s. ~~254.69~~ (2) 97.615
10 (2) may exercise the powers specified in sub. (1) (a) to (d), consistent with s. ~~254.69~~
11 97.615 (2) (g).

12 **SECTION 4092.** 254.76 of the statutes is renumbered 97.627.

13 **SECTION 4093.** 254.78 of the statutes is renumbered 254.04 and amended to
14 read:

15 **254.04 Authority of department of safety and professional services.**
16 Nothing in this chapter ~~shall affect~~ affects the authority of the department of safety
17 and professional services relative to places of employment, elevators, boilers, fire
18 escapes, fire protection, or the construction of public buildings.

19 **SECTION 4094.** 254.79 of the statutes is renumbered 254.05.

20 **SECTION 4095.** 254.80 of the statutes is renumbered 97.633.

21 **SECTION 4096.** 254.81 of the statutes is renumbered 97.634.

22 **SECTION 4097.** 254.82 of the statutes is renumbered 97.635.

23 **SECTION 4098.** 254.83 of the statutes is renumbered 97.638.

24 **SECTION 4099.** 254.84 (title), (1), (2), (3) and (4) of the statutes are renumbered
25 97.639 (title), (1), (2), (3) and (4).

SENATE BILL 21**SECTION 4100**

1 **SECTION 4100.** 254.84 (5) of the statutes is renumbered 97.639 (5) and amended
2 to read:

3 **97.639 (5) CONSTRUCTION.** Nothing in this section may be construed to require
4 establishments motels, motor courts, tourist cabins, or like accommodations to have
5 outdoor or outside signs. This section shall be liberally construed so as to prevent
6 untrue, misleading, false, or fraudulent representations relating to rates placed on
7 outdoor or outside signs of the establishments.

8 **SECTION 4101.** 254.84 (6) of the statutes is repealed.

9 **SECTION 4102.** 254.85 of the statutes is renumbered 97.65, and 97.65 (1), (2),
10 (3) and (4), as renumbered, are amended to read:

11 **97.65 Enforcement. (1)** The department may enter, at reasonable hours, any
12 premises for which a permit license is required under this subchapter or s. ~~254.47~~
13 97.67 to inspect the premises, secure samples or specimens, examine and copy
14 relevant documents and records or obtain photographic or other evidence needed to
15 enforce this subchapter or s. ~~254.47~~ 97.67. If samples of food are taken, the
16 department shall pay or offer to pay the market value of the samples taken. The
17 department shall examine the samples and specimens secured and shall conduct
18 other inspections and examinations needed to determine whether there is a violation
19 of this subchapter, s. ~~254.47~~ 97.67 or rules promulgated by the department under this
20 subchapter or s. ~~254.47~~ 97.67.

21 **(2) (a)** Whenever, as a result of an examination, the department has reasonable
22 cause to believe that any examined food constitutes, or that any construction,
23 sanitary condition, operation or method of operation of the premises or equipment
24 used on the premises creates, an immediate danger to health, the administrator of
25 the division of the department responsible for public health may issue a temporary

SENATE BILL 21**SECTION 4102**

1 order and cause it to be delivered to the ~~permittee~~ licensee, or to the owner or
2 custodian of the food, or to both. The order may prohibit the sale or movement of the
3 food for any purpose, prohibit the continued operation or method of operation of
4 specific equipment, require the premises to cease other operations or methods of
5 operation which create the immediate danger to health, or set forth any combination
6 of these requirements. The administrator may order the cessation of all operations
7 authorized by the ~~permit~~ license only if a more limited order does not remove the
8 immediate danger to health. Except as provided in par. (c), no temporary order is
9 effective for longer than 14 days from the time of its delivery, but a temporary order
10 may be reissued for one additional 14-day period, if necessary to complete the
11 analysis or examination of samples, specimens or other evidence.

12 (b) No food described in a temporary order issued and delivered under par. (a)
13 may be sold or moved and no operation or method of operation prohibited by the
14 temporary order may be resumed without the approval of the department, until the
15 order has terminated or the time period specified in par. (a) has run out, whichever
16 occurs first. If the department, upon completed analysis and examination,
17 determines that the food, construction, sanitary condition, operation or method of
18 operation of the premises or equipment does not constitute an immediate danger to
19 health, the ~~permittee~~ licensee, owner, or custodian of the food or premises shall be
20 promptly notified in writing and the temporary order shall terminate upon his or her
21 receipt of the written notice.

22 (c) If the analysis or examination shows that the food, construction, sanitary
23 condition, operation or method of operation of the premises or equipment constitutes
24 an immediate danger to health, the ~~permittee~~ licensee, owner, or custodian shall be
25 notified within the effective period of the temporary order issued under par. (a).

SENATE BILL 21**SECTION 4102**

1 Upon receipt of the notice, the temporary order remains in effect until a final decision
2 is issued under sub. (3), and no food described in the temporary order may be sold
3 or moved and no operation or method of operation prohibited by the order may be
4 resumed without the approval of the department.

5 (3) A notice issued under sub. (2) (c) shall be accompanied by a statement which
6 informs the ~~permittee~~ licensee, owner, or custodian that he or she has a right to
7 request a hearing in writing within 15 days after issuance of the notice. The
8 department shall hold a hearing no later than 15 days after the department receives
9 the written request for a hearing, unless both parties agree to a later date. A final
10 decision shall be issued under s. 227.47 within 10 days of the conclusion of the
11 hearing. The decision may order the destruction of food, the diversion of food to uses
12 which do not pose a danger to health, the modification of food so that it does not create
13 a danger to health, changes to or replacement of equipment or construction, other
14 changes in or cessations of any operation or method of operation of the equipment
15 or premises, or any combination of these actions necessary to remove the danger to
16 health. The decision may order the cessation of all operations authorized by the
17 ~~permit~~ license only if a more limited order will not remove the immediate danger to
18 health.

19 (4) A proceeding under this section, or the issuance of a ~~permit~~ license for the
20 premises after notification of procedures under this section, does not constitute a
21 waiver by the department of its authority to rely on a violation of this subchapter,
22 s. 254.47 97.67, or any rule promulgated under this subchapter or s. 254.47 97.67 as
23 the basis for any subsequent suspension or revocation of the ~~permit~~ license or any
24 other enforcement action arising out of the violation.

SENATE BILL 21**SECTION 4103**

1 **SECTION 4103.** 254.86 of the statutes is renumbered 97.71 and amended to
2 read:

3 **97.71 Suspension or revocation of permit license.** The department or a
4 local health department designated as an agent under s. ~~254.69~~ 97.615 (2) or 97.41
5 (2) may refuse or withhold issuance of a permit license under this chapter or may
6 suspend or revoke a permit license for violation of this ~~subchapter~~ chapter or any rule
7 or order of the department ~~of health services~~, ordinance of the village, city or county
8 or regulation of the local board of health.

9 **SECTION 4104.** 254.87 of the statutes is repealed.

10 **SECTION 4105.** 254.88 of the statutes is repealed.

11 **SECTION 4106.** 255.054 (2) of the statutes is amended to read:

12 255.054 (2) Annually by January 1, the Medical College of Wisconsin, Inc., and
13 the Board of Regents of the University of Wisconsin System Authority shall each
14 report to the appropriate standing committees of the legislature under s. 13.172 (3)
15 and to the governor on the prostate cancer research projects each has conducted
16 under sub. (1) in the previous fiscal year.

17 **SECTION 4107.** 255.055 (2) of the statutes is amended to read:

18 255.055 (2) Annually by January 1, the Medical College of Wisconsin, Inc., and
19 the Board of Regents of the University of Wisconsin System Authority shall each
20 report to the appropriate standing committees of the legislature under s. 13.172 (3)
21 and to the governor on the cancer research projects each has conducted under sub.
22 (1) in the previous fiscal year.

23 **SECTION 4108.** 255.08 of the statutes is renumbered 463.25, and 463.25 (2) (a)
24 and (b), as renumbered, are amended to read:

SENATE BILL 21**SECTION 4108**

1 463.25 (2) (a) No person may operate a tanning facility without a permit that
2 the department may, except as provided in ~~ss. 250.041 and 254.115~~ s. 463.14, issue
3 under this subsection. The holder of a permit issued under this subsection shall
4 display the permit in a conspicuous place at the tanning facility for which the permit
5 is issued.

6 (b) Permits issued under this subsection shall expire annually on June 30.
7 Except as provided in ~~ss. 250.041 and 254.115~~ s. 463.14, a permit applicant shall
8 submit an application for a permit to the department on a form provided by the
9 department with ~~a~~ the permit fee established by the department ~~by rule~~ under s.
10 440.03 (9). The application shall include the name and complete mailing address and
11 street address of the tanning facility and any other information reasonably required
12 by the department for the administration of this section.

13 **SECTION 4109.** 255.15 (3) (b) 11. of the statutes is repealed.

14 **SECTION 4110.** 257.01 (5) (a) of the statutes is amended to read:

15 257.01 (5) (a) An individual who is licensed as a physician, a physician
16 assistant, or a podiatrist under ch. 448, licensed as a registered nurse, licensed
17 practical nurse, or nurse–midwife under ch. 441, licensed as a dentist under ch. 447,
18 licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified as a
19 veterinary technician under ch. 453 ~~89~~, or certified as a respiratory care practitioner
20 under ch. 448.

21 **SECTION 4111.** 257.01 (5) (b) of the statutes is amended to read:

22 257.01 (5) (b) An individual who was at any time within the previous 10 years,
23 but is not currently, licensed as a physician, a physician assistant, or a podiatrist
24 under ch. 448, licensed as a registered nurse, licensed practical nurse, or
25 nurse–midwife, under ch. 441, licensed as a dentist under ch. 447, licensed as a

SENATE BILL 21**SECTION 4111**

1 pharmacist under ch. 450, licensed as a veterinarian or certified as a veterinary
2 technician under ch. 453 ~~89~~, or certified as a respiratory care practitioner under ch.
3 448, if the individual's license or certification was never revoked, limited, suspended,
4 or denied renewal.

5 **SECTION 4112.** 281.19 (6) of the statutes is amended to read:

6 281.19 (6) Orders issued by the department shall be signed by the person
7 designated by the board ~~secretary~~.

8 **SECTION 4113.** 281.31 (3) (b) 2. of the statutes is amended to read:

9 281.31 (3) (b) 2. Locate and maintain information relating to the state's water
10 resources. The department shall collect pertinent data available from state, regional
11 and federal agencies, the University of Wisconsin ~~System Authority~~, local units of
12 government and other sources.

13 **SECTION 4114.** 281.33 (2) of the statutes is amended to read:

14 281.33 (2) STATE STORM WATER MANAGEMENT PLAN. The department, ~~in~~
15 ~~consultation with the department of safety and professional services,~~ shall
16 promulgate by rule a state storm water management plan. This state plan is
17 applicable to activities contracted for or conducted by any agency, as defined under
18 s. 227.01 (1) but also including the office of district attorney, unless that agency
19 enters into a memorandum of understanding with the department of natural
20 resources in which that agency agrees to regulate activities related to storm water
21 management. The department shall coordinate the activities of agencies, as defined
22 under s. 227.01 (1), in storm water management and make recommendations to
23 these agencies concerning activities related to storm water management.

24 **SECTION 4115.** 281.33 (2) of the statutes, as affected by 2015 Wisconsin Act
25 (this act), is amended to read:

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1 281.33 (2) STATE STORM WATER MANAGEMENT PLAN. The department shall
2 promulgate by rule a state storm water management plan. This state plan is
3 applicable to activities contracted for or conducted by any agency, as defined under
4 s. 227.01 (1) but also including the office of district attorney and the University of
5 Wisconsin System Authority, unless that agency enters into a memorandum of
6 understanding with the department of natural resources in which that agency
7 agrees to regulate activities related to storm water management. The department
8 shall coordinate the activities of agencies, as defined under s. 227.01 (1), in storm
9 water management and make recommendations to these agencies concerning
10 activities related to storm water management.

11 **SECTION 4116.** 281.55 (6) (b) 1. of the statutes is amended to read:

12 281.55 (6) (b) 1. These payments shall not exceed 50% of the approved project
13 in conjunction with the state program of advancement in anticipation of federal
14 reimbursement under sub. (2). To provide for the financing of pollution prevention
15 and abatement facilities, the ~~natural resources board~~ secretary, with the approval
16 of the governor, subject to the limits of s. 20.866 (2) (tm) may direct that state debt
17 be contracted as set forth in subd. 2. and subject to the limits set therein. Said debts
18 shall be contracted for in the manner and form as the legislature hereafter
19 prescribes.

20 **SECTION 4117.** 281.57 (7) (c) 1. of the statutes is amended to read:

21 281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are
22 limited in each fiscal year to receiving total grant awards not to exceed ~~33% of the~~
23 ~~sum of the amounts in the schedule for that fiscal year for the appropriation under~~
24 ~~s. 20.165 (2) (de) \$771,738~~ and the amount authorized under sub. (10) for that fiscal
25 year plus the unencumbered balance at the end of the preceding fiscal year for the

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1 amount authorized under sub. (10). This subdivision is not applicable to grant
2 awards provided during fiscal years 1985–86, 1986–87, 1988–89 and 1989–90.

3 **SECTION 4118.** 281.58 (8) (a) 2. of the statutes is amended to read:

4 281.58 (8) (a) 2. Connection laterals and sewer lines that transport wastewater
5 from structures to municipally owned or individually owned wastewater systems,
6 unless water other than wastewater is entering the connection laterals or sewer lines
7 from the ground or from above-ground sources and is being transported from a
8 nonindustrial structure in a way that may interfere with compliance with a permit
9 issued to a publicly owned treatment work under ch. 283.

10 **SECTION 4119.** 281.58 (8) (c) of the statutes is amended to read:

11 281.58 (8) (c) Except as provided in par. (k), financial assistance may be
12 provided for the design, planning and construction of a collection system, interceptor
13 or individual system project in an unsewered municipality or an unsewered area of
14 a municipality, only if the department finds that at least two-thirds of the initial flow
15 will be for wastewater originating from residences in existence on October 17, 1972
16 for at least 20 years prior to the submission of the application under sub. (9) (a).

17 **SECTION 4120.** 281.58 (8) (i) of the statutes is amended to read:

18 281.58 (8) (i) After June 30, 1991, no municipality may receive for projects in
19 a biennium an amount that exceeds 35.2% of the amount ~~approved by the legislature~~
20 under s. 281.59 (3e) (b) that the department of administration projects will be
21 available to provide financial assistance for projects under this section for that
22 biennium.

23 **SECTION 4121.** 281.58 (8) (j) of the statutes is amended to read:

24 281.58 (8) (j) The amount of a payment under sub. (6) (b) 8. may not exceed the
25 amount of ~~subsidy~~ necessary to reduce the interest rate on the loan from market rate

SENATE BILL 21**SECTION 4121**

1 to the interest rate that would have been charged on a loan to the municipality under
2 sub. (6) (b) 4.

3 **SECTION 4122.** 281.58 (9) (e) of the statutes is amended to read:

4 281.58 (9) (e) If the department of natural resources and the department of
5 administration determine that the governor's recommendation, as set forth in the
6 executive budget bill, for the amount under s. 281.59 (3e) (b), the amount available
7 under s. 20.866 (2) (tc), or the amount available under s. 281.59 (4) (f) the total
8 amount that the department of administration projects will be available to provide
9 financial assistance for projects under this section for a biennium, as set forth in the
10 biennial finance plan under s. 281.59 (3) (a) 2. and as updated under s. 281.59 (3) (bm)
11 2., is insufficient to provide funding for all projects for which applications will be
12 approved during that biennium, the department shall inform municipalities that, if
13 the governor's recommendations are approved, clean water fund program assistance
14 during a fiscal year of that biennium will be available only to municipalities that
15 submit financial assistance applications by the ~~June 30~~ preceding September 30 of
16 that fiscal year.

17 **SECTION 4123.** 281.58 (9m) (a) (intro.) of the statutes is amended to read:

18 281.58 (9m) (a) (intro.) Subject to ~~pars. (e) and par.~~ (d), the department shall
19 approve an application after all of the following occur:

20 **SECTION 4124.** 281.58 (9m) (c) of the statutes is repealed.

21 **SECTION 4125.** 281.58 (9m) (e) 1. of the statutes is amended to read:

22 281.58 (9m) (e) 1. Except as provided under par. (f) and sub. (13), if a sufficient
23 amount of ~~subsidy~~ financial assistance under this section is available under s. 281.59
24 (3e) (b) for the municipality's project, ~~based on the calculation under s. 281.59 (3e)~~

SENATE BILL 21**SECTION 4125**

1 (f), when the department approves the application under par. (a), the department of
2 administration shall allocate that amount to the project.

3 **SECTION 4126.** 281.58 (9m) (e) 2. of the statutes is amended to read:

4 281.58 (9m) (e) 2. If a sufficient amount of ~~subsidy~~ financial assistance under
5 this section is not available ~~under s. 281.59 (3e) (b)~~ for the municipality's project
6 when the department approves the application under ~~subd. 1.~~ par. (a), the
7 department shall place the project on a list for allocation when additional ~~subsidy~~
8 ~~becomes~~ financial assistance becomes available.

9 **SECTION 4127.** 281.58 (9m) (f) (intro.) of the statutes is amended to read:

10 281.58 (9m) (f) (intro.) If the department of natural resources and the
11 department of administration determine that the amount ~~approved under s. 281.59~~
12 ~~(3e) (b), the amount available under s. 20.866 (2) (tc), or the amount available under~~
13 ~~s. 281.59 (4) (f)~~ available to provide financial assistance for projects under this
14 section for a biennium is insufficient to provide funding for all projects for which
15 applications will be approved during that biennium, all of the following apply:

16 **SECTION 4128.** 281.58 (9m) (f) 1. of the statutes is amended to read:

17 281.58 (9m) (f) 1. The department shall establish a funding list for each fiscal
18 year of the biennium that ranks projects of municipalities that submit financial
19 assistance applications under sub. (9) (a) no later than the ~~June 30 preceding~~
20 September 30 of the fiscal year in the same order that they appear on the priority list
21 under sub. (8e).

22 **SECTION 4129.** 281.58 (9m) (fm) of the statutes is amended to read:

23 281.58 (9m) (fm) The department, in consultation with the department of
24 administration, shall promulgate, by rule, methods to establish deadlines for actions
25 that must be taken by a municipality to which ~~subsidy~~ financial assistance has been

SENATE BILL 21**SECTION 4129**

1 allocated. The methods may provide for extending deadlines under specified
2 circumstances. If a municipality fails to meet a deadline, including any extension,
3 the department of administration shall release rescind the amount allocation of
4 subsidy allocated to financial assistance for the municipality's project.

5 **SECTION 4130.** 281.58 (9m) (g) of the statutes is repealed.

6 **SECTION 4131.** 281.58 (12) (a) 1. of the statutes is amended to read:

7 281.58 (12) (a) 1. Except as modified under par. (f) and except as restricted by
8 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 1. and
9 2. is ~~60 percent of market interest rate for projects for which the subsidy is allocated~~
10 ~~from the amount under s. 281.59 (3e) (b) for a biennium before the 2011–13 biennium~~
11 ~~and 75 percent of market interest rate for projects for which the subsidy is allocated~~
12 ~~from the amount under s. 281.59 (3e) (b) for the 2011–13 biennium or later.~~

13 **SECTION 4132.** 281.58 (12) (a) 2. of the statutes is amended to read:

14 281.58 (12) (a) 2. Except as modified under par. (f) and except as restricted by
15 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 5. is ~~65~~
16 ~~percent of market interest rate for projects for which the subsidy is allocated from~~
17 ~~the amount under s. 281.59 (3e) (b) for a biennium before the 2011–13 biennium and~~
18 ~~75 percent of market interest rate for projects for which the subsidy is allocated from~~
19 ~~the amount under s. 281.59 (3e) (b) for the 2011–13 biennium or later.~~

20 **SECTION 4133.** 281.58 (12) (a) 3. of the statutes is amended to read:

21 281.58 (12) (a) 3. Except as modified under par. (f) and except as restricted by
22 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 4. is ~~70~~
23 ~~percent of market interest rate for projects for which the subsidy is allocated from~~
24 ~~the amount under s. 281.59 (3e) (b) for a biennium before the 2011–13 biennium and~~

SENATE BILL 21**SECTION 4133**

1 75 percent of market interest rate for projects for which the subsidy is allocated from
2 the amount under s. 281.59 (3e) (b) for the 2011–13 biennium or later.

3 **SECTION 4134.** 281.58 (13m) (b) of the statutes is amended to read:

4 281.58 (13m) (b) Grants provided under this subsection are not included for
5 the purposes of determining under sub. (8) (i) the amount that a municipality may
6 receive for projects under the clean water fund program. Grants awarded under this
7 subsection are not considered for the purposes of sub. (9m) (e) or s. 281.59 (3e) (b).

8 **SECTION 4135.** 281.58 (15) (a) of the statutes is amended to read:

9 281.58 (15) (a) The department and the department of administration may, at
10 the request of a municipality, issue a notice of financial assistance commitment to the
11 municipality after the department approves the municipality's application under
12 sub. (9m) (a) and the department of administration has allocated subsidy financial
13 assistance for the municipality's project.

14 **SECTION 4136.** 281.59 (1) (b) of the statutes is amended to read:

15 281.59 (1) (b) "Market interest rate" means the effective interest rate on a
16 fixed-rate revenue obligation issued by the state to fund a loan made under this
17 section or, for a variable rate if the department of administration determines that
18 there has been a significant change in interest rates after the fixed-rate revenue
19 obligation has been issued or if a fixed-rate revenue obligation has not been issued
20 by the state to fund a loan made under this section, the effective interest rate that
21 the department of administration determines would have been paid if the variable
22 rate a fixed-rate revenue obligation had been sold at a fixed rate issued on the date
23 financial assistance is allotted.

24 **SECTION 4137.** 281.59 (1) (d) of the statutes is repealed.

25 **SECTION 4138.** 281.59 (1m) (c) of the statutes is repealed.

SENATE BILL 21**SECTION 4139**

1 **SECTION 4139.** 281.59 (3) (a) 2. of the statutes is amended to read:

2 281.59 (3) (a) 2. The total amount of that the department of administration
3 projects will be available to provide financial assistance planned to be provided or
4 committed for projects under subd. 1. during the next biennium.

5 **SECTION 4140.** 281.59 (3) (a) 6. of the statutes is repealed.

6 **SECTION 4141.** 281.59 (3) (a) 6e. of the statutes is repealed.

7 **SECTION 4142.** 281.59 (3) (a) 6m. of the statutes is repealed.

8 **SECTION 4143.** 281.59 (3) (a) 7. of the statutes is repealed.

9 **SECTION 4144.** 281.59 (3) (j) of the statutes is amended to read:

10 281.59 (3) (j) No later than November 1 of each odd-numbered year, the
11 department of administration and the department jointly shall submit a report, to
12 the building commission and committees as required under par. (bm), ~~on the~~
13 ~~implementation of the amount established under sub. (3e) (b) as required under s.~~
14 ~~281.58 (9m) (e), and~~ on the operations and activities of the clean water fund program,
15 the safe drinking water loan program and the land recycling loan program for the
16 previous biennium.

17 **SECTION 4145.** 281.59 (3e) (a) of the statutes is repealed.

18 **SECTION 4146.** 281.59 (3e) (b) of the statutes is repealed.

19 **SECTION 4147.** 281.59 (3e) (c) of the statutes is repealed.

20 **SECTION 4148.** 281.59 (3e) (d) of the statutes is amended to read:

21 281.59 (3e) (d) The department may expend, for financial assistance in a
22 biennium other than financial hardship assistance under s. 281.58 (13) (e), an
23 amount up to 95 percent of the amount ~~approved by the legislature under par. (b)~~
24 available to provide financial assistance for projects under this section for that
25 biennium. The department may expend such amount only from the percentage of the

SENATE BILL 21**SECTION 4148**

1 amount ~~approved under par. (b)~~ that is not available under par. (e) for financial
2 hardship assistance.

3 **SECTION 4149.** 281.59 (3e) (e) of the statutes is amended to read:

4 281.59 (3e) (e) The department may expend, for financial hardship assistance
5 in a biennium under s. 281.58 (13) (e), an amount up to 5 percent of the amount
6 ~~approved by the legislature under par. (b)~~ available to provide financial assistance
7 for projects under this section for that biennium. The department may expend such
8 amount only from the percentage of the amount ~~approved by the legislature under~~
9 ~~par. (b)~~ that is not available under par. (d) for financial assistance.

10 **SECTION 4150.** 281.59 (3e) (f) of the statutes is repealed.

11 **SECTION 4151.** 281.59 (3m) of the statutes is repealed.

12 **SECTION 4152.** 281.59 (3s) of the statutes is repealed.

13 **SECTION 4153.** 281.59 (9) (am) of the statutes is amended to read:

14 281.59 (9) (am) The department of administration, in consultation with the
15 department, may establish those terms and conditions of a financial assistance
16 agreement that relate to its financial management, including what type of municipal
17 obligation, as set forth under sub. (13f), if applicable, is required for the repayment
18 of the financial assistance. Any terms and conditions established under this
19 paragraph by the department of administration shall comply with the requirements
20 of this section and s. 281.58, 281.60 or 281.61. In setting the terms and conditions,
21 the department of administration may consider factors that the department of
22 administration finds are relevant, including the type of obligation evidencing the
23 loan, the pledge of security for the obligation and the applicant's creditworthiness.

24 **SECTION 4154.** 281.59 (11) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 4154**

1 281.59 (11) (a) The department of natural resources and the department of
2 administration may enter into a financial assistance agreement with an applicant
3 for which the department of administration has allocated ~~subsidy~~ financial
4 assistance under s. 281.58 (9m), 281.60 (8) or 281.61 (8) if the applicant meets the
5 conditions under sub. (9) and the other requirements under this section and s.
6 281.58, 281.60 or 281.61.

7 **SECTION 4155.** 281.60 (7) (d) of the statutes is repealed.

8 **SECTION 4156.** 281.60 (8) (a) of the statutes is renumbered 281.60 (8).

9 **SECTION 4157.** 281.60 (8) (b) of the statutes is repealed.

10 **SECTION 4158.** 281.60 (8s) of the statutes is amended to read:

11 281.60 (8s) LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
12 under sub. (2r) (d) may not exceed the amount of ~~subsidy~~ necessary to reduce the
13 interest rate on the loan from market rate to the interest rate that would have been
14 charged on a loan to the political subdivision under sub. (2r) (a).

15 **SECTION 4159.** 281.60 (12) (b) 3. of the statutes is amended to read:

16 281.60 (12) (b) 3. If the sale proceeds are greater than the cost of the land plus
17 the cost of the cleanup, pay to the department of administration an amount equal to
18 the remaining loan balance plus the lesser of 75% of the amount by which the sale
19 proceeds exceed the cost of the land plus the cost of the cleanup or the ~~amount of~~
20 ~~subsidy incurred for the project~~ difference between the amount of interest paid on
21 the loan and the amount of interest that would have been paid if the loan had been
22 made at the market rate, and retain the remainder of the sale proceeds.

23 **SECTION 4160.** 281.61 (1) (a) of the statutes is renumbered 281.61 (1) (am).

24 **SECTION 4161.** 281.61 (1) (ag) of the statutes is created to read:

SENATE BILL 21**SECTION 4161**

1 281.61 (1) (ag) “Community water system” means a public water system that
2 serves at least 15 service connections used by year-round residents or that regularly
3 serves at least 25 year-round residents.

4 **SECTION 4162.** 281.61 (1) (bm) of the statutes is created to read:

5 281.61 (1) (bm) “Noncommunity water system” means a public water system
6 that is not a community water system.

7 **SECTION 4163.** 281.61 (2) of the statutes is amended to read:

8 281.61 (2) GENERAL. The department and the department of administration
9 shall administer a program to provide financial assistance to local governmental
10 units and to the private owners of community water systems and nonprofit
11 noncommunity water systems for projects for the planning, designing, construction
12 or modification of public water systems, if the projects will facilitate compliance with
13 national primary drinking water regulations under 42 USC 300g-1 or otherwise
14 significantly further the health protection objectives of the Safe Drinking Water Act,
15 42 USC 300f to 300j-26.

16 **SECTION 4164.** 281.61 (2g) of the statutes is amended to read:

17 281.61 (2g) INELIGIBLE PROJECTS. A local governmental unit or the private
18 owner of a community water system or nonprofit noncommunity water system is not
19 eligible for financial assistance under this section if the local governmental unit or
20 the private owner of the community water system or nonprofit noncommunity water
21 system does not have the technical, managerial or financial capacity to ensure
22 compliance with the Safe Drinking Water Act, 42 USC 300f to 300j-26, or the public
23 water system operated by the local governmental unit or private owner of the
24 community water system or nonprofit noncommunity water system is in significant
25 noncompliance with any requirement of a primary drinking water regulation or

SENATE BILL 21**SECTION 4164**

1 variance under 42 USC 300g-1 unless the financial assistance will ensure
2 compliance with the Safe Drinking Water Act.

3 **SECTION 4165.** 281.61 (2r) (b) of the statutes is amended to read:

4 281.61 (2r) (b) Purchasing or refinancing the obligation of a local governmental
5 unit or private owner of a community water system or nonprofit noncommunity
6 water system if the obligation was incurred to finance the cost of a project described
7 in sub. (2) and the obligation was initially incurred after July 1, 1993.

8 **SECTION 4166.** 281.61 (3) of the statutes is amended to read:

9 281.61 (3) NOTICE OF INTENT TO APPLY. (a) A local governmental unit or private
10 owner of a community water system or nonprofit noncommunity water system shall
11 submit notice of its intent to apply for financial assistance under the safe drinking
12 water loan program at least 6 months before the beginning of the fiscal year in which
13 it intends to receive the financial assistance. The notice shall be in a form prescribed
14 by the department and the department of administration.

15 (c) The department may waive par. (a) upon the written request of a local
16 governmental unit or private owner of a community water system or nonprofit
17 noncommunity water system.

18 **SECTION 4167.** 281.61 (4) of the statutes is amended to read:

19 281.61 (4) ENGINEERING REPORT. A local governmental unit or private owner of
20 a community water system or nonprofit noncommunity water system seeking
21 financial assistance for a project under this section shall submit an engineering
22 report, as required by the department by rule.

23 **SECTION 4168.** 281.61 (5) of the statutes is renumbered 281.61 (5) (a) and
24 amended to read:

SENATE BILL 21**SECTION 4168**

1 281.61 (5) (a) After the department approves ~~a local governmental unit's~~ an
2 engineering report submitted under sub. (4), the local governmental unit or private
3 owner of a community water system or nonprofit noncommunity water system shall
4 submit an application for safe drinking water financial assistance to the department.
5 The applicant shall submit the application on or before the June 30 preceding the
6 beginning of the fiscal year in which the applicant wishes to receive the financial
7 assistance, except that if funds are available in a fiscal year after funding has been
8 allocated under sub. (8) for all approved applications submitted before the June 30
9 preceding that fiscal year, the department of administration may allocate funding for
10 approved applications submitted after June 30. The application shall be in the form
11 and include the information required by the department and the department of
12 administration and shall include plans and specifications that are approvable by the
13 department under this section. An applicant may not submit more than one
14 application per project per year.

15 **SECTION 4169.** 281.61 (5) (b) of the statutes is created to read:

16 281.61 (5) (b) The department of administration and the department jointly
17 may charge and collect service fees, established by rule, which shall cover the
18 estimated costs of reviewing and acting upon the application and servicing the
19 financial assistance agreement. No service fee established by rule under this
20 paragraph may be charged to or collected from an applicant for financial assistance
21 under s. 281.59 (13). The fees collected under this paragraph shall be credited to the
22 environmental improvement fund.

23 **SECTION 4170.** 281.61 (6) of the statutes is amended to read:

24 281.61 (6) PRIORITY LIST. The department shall establish a priority list that
25 ranks each safe drinking water loan program project. The department shall

SENATE BILL 21**SECTION 4170**

1 promulgate rules for determining project rankings that, to the extent possible, give
2 priority to projects that address the most serious risks to human health, that are
3 necessary to ensure compliance with the Safe Drinking Water Act, 42 USC 300f to
4 300j-26, and that assist ~~local governmental units~~ applicants that are most in need
5 on a per household basis, according to affordability criteria specified in the rules. For
6 the purpose of ranking projects under this subsection, the department shall treat a
7 project to upgrade a public water system to provide continuous disinfection of the
8 water that it distributes as if the public water system were a surface water system
9 that federal law requires to provide continuous disinfection.

10 **SECTION 4171.** 281.61 (7) (c) of the statutes is amended to read:

11 281.61 (7) (c) The department of administration determines that the ~~local~~
12 ~~governmental unit~~ applicant will meet the requirements of s. 281.59 (9) (b).

13 **SECTION 4172.** 281.61 (7) (d) of the statutes is repealed.

14 **SECTION 4173.** 281.61 (8) (a) (intro.) of the statutes is renumbered 281.61 (8)
15 (intro.) and amended to read:

16 281.61 (8) (intro.) The department shall establish a funding list for each fiscal
17 year that ranks projects of ~~local governmental units~~ applicants that submit
18 approvable applications under sub. (5) in the same order that they appear on the
19 priority list under sub. (6). If sufficient funds are not available to fund all approved
20 applications for financial assistance, the department of administration shall allocate
21 funding to projects that are approved under sub. (7) in the order that they appear on
22 the funding list, except as follows:

23 **SECTION 4174.** 281.61 (8) (a) 1. of the statutes is renumbered 281.61 (8) (a).

24 **SECTION 4175.** 281.61 (8) (a) 2. of the statutes is renumbered 281.61 (8) (bL)
25 and amended to read:

SENATE BILL 21**SECTION 4175**

1 281.61 (8) (bL) In any biennium, no ~~local governmental unit applicant~~ may
2 receive more than 25% of the funds that the department of administration projects
3 ~~will be available~~ amount of financial assistance planned to be provided or committed
4 for projects under this section for that biennium.

5 **SECTION 4176.** 281.61 (8) (b) of the statutes is repealed.

6 **SECTION 4177.** 281.61 (8m) (intro.) of the statutes is amended to read:

7 281.61 (8m) CONDITIONS OF FINANCIAL ASSISTANCE FOR LOCAL GOVERNMENTAL
8 UNITS. As a condition of receiving financial assistance under the safe drinking water
9 loan program, a local governmental unit shall do all of the following:

10 **SECTION 4178.** 281.61 (8p) of the statutes is created to read:

11 281.61 (8p) CONDITIONS OF FINANCIAL ASSISTANCE FOR PRIVATE OWNERS. As a
12 condition of receiving financial assistance under the safe drinking water loan
13 program, a private owner of a community water system or nonprofit noncommunity
14 water system shall do all of the following:

15 (a) Demonstrate that there is adequate security for the repayment of the
16 financial assistance.

17 (b) Comply with those provisions of 42 USC 300f to 300j-26 and this chapter
18 and the regulations and rules promulgated under those provisions that the
19 department specifies.

20 **SECTION 4179.** 281.61 (8s) of the statutes is amended to read:

21 281.61 (8s) LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
22 under sub. (2r) (d) may not exceed the amount of ~~subsidy~~ necessary to reduce the
23 interest rate on the loan from market rate to the interest rate that would have been
24 charged on a loan to the local governmental unit under sub. (2r) (a).

25 **SECTION 4180.** 281.61 (11) (a) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 4180**

1 281.61 (11) (a) 1. For ~~a local governmental unit~~ an applicant that does not meet
2 financial eligibility criteria established by the department by rule, 55% of market
3 interest rate.

4 **SECTION 4181.** 281.61 (11) (a) 2. of the statutes is amended to read:

5 281.61 (11) (a) 2. For ~~a local governmental unit~~ an applicant that meets
6 financial eligibility criteria established by the department by rule, 33% of market
7 interest rate.

8 **SECTION 4182.** 281.61 (12) (g) of the statutes is amended to read:

9 281.61 (12) (g) Have the lead state role with local governmental units and
10 private owners of community water systems or nonprofit noncommunity water
11 systems in providing safe drinking water loan program information, and cooperate
12 with the department of administration in providing that information to ~~local~~
13 ~~governmental units~~.

14 **SECTION 4183.** 281.625 (1) (b) of the statutes is amended to read:

15 281.625 (1) (b) “Local governmental unit” has the meaning given in s. 281.61
16 (1) (a) (am), except that the term does not include a joint local water authority created
17 under s. 66.0823.

18 **SECTION 4184.** 281.625 (2) of the statutes is amended to read:

19 281.625 (2) The department, in consultation with the department of
20 administration, shall promulgate rules for determining whether a loan is an eligible
21 loan under s. ~~234.86~~ 235.86 (3) for a loan guarantee under s. ~~234.86~~ 235.86. The rules
22 shall be consistent with 42 USC 300j-12.

23 **SECTION 4185.** 281.625 (3) of the statutes is amended to read:

24 281.625 (3) The department shall determine whether a loan to the owner of a
25 community water system or the nonprofit owner of a noncommunity water system

SENATE BILL 21**SECTION 4185**

1 is an eligible loan under s. ~~234.86~~ 235.86 (3) for the purposes of the loan guarantee
2 program under s. ~~234.86~~ 235.86.

3 **SECTION 4186.** 281.625 (4) of the statutes is amended to read:

4 281.625 (4) With the approval of the department of administration, the
5 department of natural resources may transfer funds from the appropriation
6 accounts under s. 20.320 (2) (s) and (x) to the Wisconsin drinking water reserve fund
7 under s. ~~234.933~~ 235.933 to guarantee loans under s. ~~234.86~~ 235.86.

8 **SECTION 4187.** 281.625 (5) of the statutes is amended to read:

9 281.625 (5) The department may contract with the Forward Wisconsin
10 ~~Housing and Economic~~ Development Authority for the administration of the
11 program under this section and s. ~~234.86~~ 235.86.

12 **SECTION 4188.** 281.65 (3) (at) of the statutes is amended to read:

13 281.65 (3) (at) Review rules drafted under this section and make
14 recommendations regarding the rules before final approval of the rules by the
15 natural resources board secretary.

16 **SECTION 4189.** 281.66 (6) of the statutes is amended to read:

17 281.66 (6) GRANTS FOR CAMPUSES. Notwithstanding subs. (3) and (4), the
18 department may distribute a grant to the board of regents of the University of
19 Wisconsin System Authority for practices, techniques or measures to control storm
20 water discharges on a University of Wisconsin System campus that is located in a
21 municipality that is required to obtain a permit under s. 283.33 and that is located
22 in a priority watershed, as defined in s. 281.65 (2) (c), a priority lake area, as defined
23 in s. 281.65 (2) (bs), or an area that is identified as an area of concern by the
24 International Joint Commission, as defined in s. 281.35 (1) (h), under the Great
25 Lakes Water Quality Agreement.

SENATE BILL 21**SECTION 4190**

1 **SECTION 4190.** 281.68 (3) (a) 1. of the statutes is amended to read:

2 281.68 (3) (a) 1. Eligible recipients to consist of nonprofit conservation
3 organizations, as defined in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3., counties, cities, towns,
4 villages, qualified lake associations, town sanitary districts, qualified school
5 districts, public inland lake protection and rehabilitation districts, and other local
6 governmental units, as defined in s. 66.0131 (1) (a), that are established for the
7 purpose of lake management.

8 **SECTION 4191.** 281.69 (title) of the statutes is amended to read:

9 **281.69 (title) Lake management and classification grants and**
10 **contracts.**

11 **SECTION 4192.** 281.69 (1b) (bn) of the statutes is amended to read:

12 281.69 (1b) (bn) “Nonprofit conservation organization” has the meaning given
13 in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

14 **SECTION 4193.** 281.69 (1r) of the statutes is repealed.

15 **SECTION 4194.** 281.69 (2) (title) of the statutes is amended to read:

16 281.69 (2) (title) AMOUNTS OF GRANTS AND CONTRACTS.

17 **SECTION 4195.** 281.69 (2) (c) of the statutes is repealed.

18 **SECTION 4196.** 281.69 (6) of the statutes is repealed.

19 **SECTION 4197.** 281.70 (4) (a) 3. of the statutes is amended to read:

20 281.70 (4) (a) 3. Nonprofit conservation organizations, as defined in s. ~~23.0955~~
21 ~~(1)~~ 23.09 (20m) (a) 3.

22 **SECTION 4198.** 281.72 of the statutes is repealed.

23 **SECTION 4199.** 281.75 (4) (b) 3. of the statutes is amended to read:

24 281.75 (4) (b) 3. An authority created under subch. II of ch. 114 or ch. 36, 231,
25 233, ~~234~~, 235, or 237, ~~or 238~~.

1 **SECTION 4200.** Subchapter VII (title) of chapter 281 [precedes 281.81] of the
2 statutes is amended to read:

3 **CHAPTER 281**

4 SUBCHAPTER VII

5 GREAT LAKES REMEDIAL ACTION

6 **SECTION 4201.** 281.87 of the statutes is amended to read:

7 **281.87 ~~Great Lakes contaminated~~ Contaminated sediment removal.**

8 The department may expend funds from the appropriation under s. 20.866 (2) (ti) to
9 pay a portion of the costs of a project to remove contaminated sediment from Lake
10 ~~Michigan or Lake Superior or a tributary of Lake Michigan or Lake Superior~~ any
11 waters of the state, if the project is in an impaired water body that the department
12 has identified under 33 USC 1313 (d) (1) (A) and the source of the impairment is
13 contaminated sediment.

14 **SECTION 4202.** 281.96 of the statutes is amended to read:

15 **281.96 Visitorial powers of department.** Every owner of an industrial
16 establishment shall furnish to the department all information required by it in the
17 discharge of its duties under subch. II, except s. 281.17 (6) and (7). ~~Any member of~~
18 ~~the natural resources board or any employee of the department~~ may enter any
19 industrial establishment for the purpose of collecting such information, and no
20 owner of an industrial establishment shall refuse to admit ~~such member or an~~
21 employee of the department. The department shall make such inspections at
22 frequent intervals. ~~The secretary and all members of the board shall have~~ has power
23 for all purposes falling within the department's jurisdiction to administer oaths,
24 issue subpoenas, and compel the attendance of witnesses and the production of
25 necessary or essential data.

SENATE BILL 21**SECTION 4203**

1 **SECTION 4203.** 283.35 (1m) (c) of the statutes is repealed.

2 **SECTION 4204.** 285.11 (6) (intro.) of the statutes is amended to read:

3 285.11 (6) (intro.) Prepare and develop one or more comprehensive plans for
4 the prevention, abatement, and control of air pollution in this state. The department
5 thereafter shall be responsible for the revision and implementation of the plans. The
6 rules or control strategies submitted to the federal environmental protection agency
7 under the federal clean air act for control of atmospheric ozone shall conform with
8 the federal clean air act unless, based on the recommendation of the ~~natural~~
9 ~~resources board~~ secretary or the head of the department, as defined in s. 15.01 (8),
10 of any other department, as defined in s. 15.01 (5), that promulgates a rule or
11 establishes a control strategy, the governor determines that measures beyond those
12 required by the federal clean air act meet any of the following criteria:

13 **SECTION 4205.** 285.59 (1) (b) of the statutes is amended to read:

14 285.59 (1) (b) “State agency” means any office, department, agency, institution
15 of higher education, association, society, or other body in state government created
16 or authorized to be created by the constitution or any law which is entitled to expend
17 moneys appropriated by law, including the legislature and the courts, ~~the Wisconsin~~
18 ~~Housing and Economic Development Authority~~, the Bradley Center Sports and
19 Entertainment Corporation, the University of Wisconsin System Authority, the
20 University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational
21 System Authority, the Wisconsin Aerospace Authority, the ~~Wisconsin Economic~~
22 ~~Development Corporation~~ Forward Wisconsin Development Authority, and the
23 Wisconsin Health and Educational Facilities Authority.

24 **SECTION 4206.** 285.85 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 4206**

1 285.85 (1) If the secretary finds that a generalized condition of air pollution
2 exists and that it creates an emergency requiring immediate action to protect human
3 health or safety, he or she shall order persons causing or contributing to the air
4 pollution to reduce or discontinue immediately the emission of air contaminants, and
5 such order shall fix a place and time, not later than 24 hours thereafter, for a hearing
6 to be held before the department. Not more than 24 hours after the commencement
7 of such hearing, and without adjournment thereof, the ~~natural resources board~~
8 department shall affirm, modify, or set aside the order of the secretary.

9 **SECTION 4207.** 287.03 (1) (c) of the statutes is amended to read:

10 287.03 (1) (c) Coordinate research, technical assistance and education
11 programs under this chapter with related activities of the University of Wisconsin
12 System Authority.

13 **SECTION 4208.** 287.22 (2) (d) of the statutes is amended to read:

14 287.22 (2) (d) Advise the department and the University of Wisconsin System
15 Authority concerning educational efforts and research related to solid waste
16 reduction, recovery and recycling.

17 **SECTION 4209.** 289.68 (7) of the statutes is amended to read:

18 289.68 (7) REPORT ON WASTE MANAGEMENT FUND. With its biennial budget
19 request to the department of administration under s. 16.42, the ~~natural resources~~
20 ~~board~~ department shall include a report on the fiscal status of the waste
21 management fund and an estimate of the receipts by and expenditures from the fund
22 in the current fiscal year and in the future.

23 **SECTION 4210.** 292.11 (7) (d) 1m. b. of the statutes is amended to read:

24 292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the
25 area consists of 2 or more properties affected by a contiguous region of groundwater

SENATE BILL 21**SECTION 4210**

1 contamination or contains 2 or more properties that are brownfields, as defined in
2 s. ~~238.13~~ 235.13 (1) (a).

3 **SECTION 4211.** 292.255 of the statutes is amended to read:

4 **292.255 Report on brownfield efforts.** The department of natural
5 resources, the department of administration, and the ~~Wisconsin Economic~~
6 ~~Development Corporation~~ Forward Wisconsin Development Authority shall submit
7 a report evaluating the effectiveness of this state's efforts to remedy the
8 contamination of, and to redevelop, brownfields, as defined in s. ~~238.13~~ 235.13 (1) (a).

9 **SECTION 4212.** 292.63 (3) (a) (intro.) of the statutes is amended to read:

10 292.63 (3) (a) *Who may submit a claim.* (intro.) Subject to pars. (ac), (ae), (ah),
11 (am) and (ap), an owner or operator or a person owning a home oil tank system may
12 submit a claim to the department for an award under sub. (4) to reimburse the owner
13 or operator or the person for the eligible costs under sub. (4) (b) that the owner or
14 operator or the person incurs because of a petroleum products discharge from a
15 petroleum product storage system or home oil tank system if all of the following
16 apply:

17 **SECTION 4213.** 292.63 (3) (ac) of the statutes is created to read:

18 292.63 (3) (ac) *Sunset.* 1. An owner or operator or person owning a home oil
19 tank system is not eligible for an award under this section for costs incurred because
20 of a petroleum product discharge if the owner or operator or person does not provide
21 notification under par. (a) 3. concerning the discharge before February 3, 2015.

22 2. An owner or operator or person owning a home oil tank system is not eligible
23 for an award under this section if the owner or operator or person does not submit
24 a claim for the costs before July 1, 2017.

25 **SECTION 4214.** 292.63 (4) (cc) 2. b. of the statutes is amended to read:

SENATE BILL 21**SECTION 4214**

1 292.63 (4) (cc) 2. b. An applicant that is engaged in the expansion or
2 redevelopment of brownfields, as defined in s. ~~238.13~~ 235.13 (1) (a), if federal or state
3 financial assistance other than under this section, has been provided for that
4 expansion or redevelopment.

5 **SECTION 4215.** 293.49 (1) (a) of the statutes is amended to read:

6 293.49 (1) (a) Except as provided in sub. (2) and s. 293.50 and except with
7 respect to property specified in s. ~~41.41~~ 23.0927 (11), within 90 days of the completion
8 of the public hearing record, the department shall issue the mining permit if it finds:

9 **SECTION 4216.** 295.58 (1) (a) of the statutes is amended to read:

10 295.58 (1) (a) Except as provided in sub. (2) and except with respect to property
11 specified in s. ~~41.41~~ 23.0927 (11), the department shall issue a mining permit if it
12 finds all of the following:

13 **SECTION 4217.** 299.13 (1) (be) of the statutes is repealed.

14 **SECTION 4218.** 299.13 (1m) (intro.) of the statutes is amended to read:

15 299.13 (1m) PROMOTION OF POLLUTION PREVENTION. (intro.) In carrying out the
16 duties under this section and s. ~~36.25~~ (30), the department and the center shall
17 promote all of the following techniques for pollution prevention:

18 **SECTION 4219.** 299.13 (2) (a) 2. of the statutes is repealed.

19 **SECTION 4220.** 299.13 (2) (c) of the statutes is repealed.

20 **SECTION 4221.** 301.01 (1n) of the statutes is created to read:

21 301.01 (1n) “Juvenile correctional services” means services provided for a
22 juvenile who is being held in a juvenile detention facility or who is under the
23 supervision of the department under s. 938.183, 938.34 (4h), (4m), or (4n) (a), or
24 938.357 (4).

SENATE BILL 21**SECTION 4222**

1 **SECTION 4222.** 301.01 (1n) of the statutes, as created by 2015 Wisconsin Act ...
2 (this act), is amended to read:

3 301.01 **(1n)** “Juvenile correctional services” means services provided for a
4 juvenile who is being held in a juvenile detention facility or who is under the
5 supervision of the department under s. 938.183, 938.34 (4h), (4m), or (4n) (a), or
6 938.357 (4).

7 **SECTION 4223.** 301.025 of the statutes is amended to read:

8 **301.025 Division of juvenile corrections.** The division of juvenile
9 corrections shall exercise the powers and perform the duties of the department that
10 relate to juvenile correctional services and institutions, juvenile offender review,
11 aftercare, corrective sanctions, and the serious juvenile offender program under s.
12 938.538, ~~and youth aids.~~

13 **SECTION 4224.** 301.025 of the statutes, as affected by 2015 Wisconsin Act ...
14 (this act), is amended to read:

15 **301.025 Division of juvenile corrections.** The division of juvenile
16 corrections shall exercise the powers and perform the duties of the department that
17 relate to juvenile correctional services and institutions, juvenile offender review,
18 ~~aftercare, corrective sanctions,~~ community supervision under s. 938.538, and the
19 serious juvenile offender program under s. 938.538.

20 **SECTION 4225.** 301.03 (5h) of the statutes is amended to read:

21 301.03 **(5h)** Develop, with the assistance of the office division of state
22 ~~employment relations~~ personnel management in the department of administration,
23 a policy for staff assignments that shall consider an employee’s seniority when
24 assigning shifts.

25 **SECTION 4226.** 301.03 (9) of the statutes is amended to read:

SENATE BILL 21**SECTION 4226**

1 301.03 (9) Supervise all persons placed under s. 938.183 in a state prison, all
2 persons placed under s. 938.34 (4h) in the serious juvenile offender program, all
3 persons placed in a juvenile correctional facility or a secured residential treatment
4 center for children and youth under s. 938.34 (4m) or 938.357 (4), and all persons
5 placed on departmental aftercare under s. 938.34 (4n) (a) or 938.357 (4).

6 **SECTION 4227.** 301.03 (9) of the statutes, as affected by 2015 Wisconsin Act ...
7 (this act), is amended to read:

8 301.03 (9) Supervise all persons placed under s. 938.183 in a state prison, all
9 persons placed under s. 938.34 (4h) in the serious juvenile offender program, all
10 persons placed in a juvenile correctional facility or a secured residential treatment
11 center for children and youth under s. 938.34 (4m) or 938.357 (4), and all persons
12 placed on departmental aftercare under s. 938.34 (4n) (a) or 938.357 (4).

13 **SECTION 4228.** 301.03 (9r) of the statutes is repealed.

14 **SECTION 4229.** 301.03 (10) (a) of the statutes is amended to read:

15 301.03 (10) (a) Execute the laws relating to the detention, reformation, and
16 correction of delinquents delinquent juveniles placed under its jurisdiction.

17 **SECTION 4230.** 301.03 (10) (b) of the statutes is amended to read:

18 301.03 (10) (b) ~~Direct the aftercare of and supervise all delinquents~~ Supervise
19 all juveniles under its jurisdiction who have been adjudicated delinquent and
20 exercise such functions as ~~it deems~~ the department considers appropriate for the
21 prevention of delinquency.

22 **SECTION 4231.** 301.03 (10) (c) of the statutes is amended to read:

23 301.03 (10) (c) Promote the enforcement of laws for the protection of delinquent
24 children juveniles under its jurisdiction. To this end, the department shall cooperate
25 with courts assigned to exercise jurisdiction under chs. 48 and 938, the department

SENATE BILL 21**SECTION 4231**

1 of children and families, county departments under ss. 46.215, 46.22, and 46.23 and,
2 licensed child welfare agencies, and institutions in providing community-based
3 programming, including in-home programming and intensive supervision, for
4 delinquent ~~children~~ juveniles under its jurisdiction. The department shall also
5 establish and enforce standards for the development and delivery of services
6 provided by the department under ch. 938 in regard to juveniles who have been
7 adjudicated delinquent and placed under the jurisdiction of the department.

8 **SECTION 4232.** 301.03 (10) (d) of the statutes is amended to read:

9 301.03 (10) (d) Administer the office of juvenile offender review in the division
10 of juvenile corrections in the department. The office shall be responsible for decisions
11 regarding case planning and the release of juvenile offenders from juvenile
12 correctional facilities or secured residential care centers for children and youth to
13 aftercare or community supervision placements.

14 **SECTION 4233.** 301.03 (18) (a) of the statutes is amended to read:

15 301.03 (18) (a) Except as provided in s. 301.12 (14) (b) and (c), establish a
16 uniform system of fees for juvenile ~~delinquency-related services provided or~~
17 ~~purchased~~ correctional services purchased or provided by the department or a county
18 department under s. 46.215, 46.22, or 46.23, except for services provided to courts;
19 outreach, information and referral services; or when, as determined by the
20 department, a fee is administratively unfeasible or would significantly prevent
21 accomplishing the purpose of the service. A county department under s. 46.215,
22 46.22, or 46.23 shall apply the fees that it collects under this program to cover the
23 cost of those services.

24 **SECTION 4234.** 301.03 (18) (am) of the statutes is renumbered 49.32 (1) (ap).

25 **SECTION 4235.** 301.03 (18) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 4235**

1 301.03 (18) (b) Except as provided in s. 301.12 (14) (b) and (c), hold liable for
2 the services purchased or provided ~~or purchased~~ under par. (a) in the amount of the
3 fee established under par. (a) any person receiving those services or the spouse of the
4 person and, in the case of a minor, the parents of the person, and, in the case of a
5 foreign child described in s. 48.839 (1) who became dependent on public funds for his
6 or her primary support before an order granting his or her adoption, the resident of
7 this state appointed guardian of the child by a foreign court who brought the child
8 into this state for the purpose of adoption.

9 **SECTION 4236.** 301.031 (1) (a) of the statutes is amended to read:

10 301.031 (1) (a) Each county department under s. 46.215, 46.22, or 46.23 shall
11 submit to the department by December 31 annually its final budget for juvenile
12 correctional services purchased or directly provided ~~or purchased~~.

13 **SECTION 4237.** 301.031 (2) of the statutes is amended to read:

14 301.031 (2) ASSESSMENT OF NEEDS. Before developing and submitting a
15 proposed budget for juvenile correctional services to the county executive or county
16 administrator or the county board, the county departments listed in sub. (1) shall
17 assess needs and inventory resources and services, using an open public
18 participation process.

19 **SECTION 4238.** 301.031 (2g) (a) of the statutes is amended to read:

20 301.031 (2g) (a) The department shall annually submit to the county board of
21 supervisors in a county with a single-county department or the county boards of
22 supervisors in counties with a multicounty department a proposed written contract
23 containing the allocation of funds for juvenile correctional services and such
24 administrative requirements as necessary. The contract as approved may contain
25 conditions of participation consistent with federal and state law. The contract may

SENATE BILL 21**SECTION 4238**

1 also include provisions necessary to ensure uniform cost accounting of services. Any
2 changes to the proposed contract shall be mutually agreed upon. The county board
3 of supervisors in a county with a single-county department or the county boards of
4 supervisors in counties with a multicounty department shall approve the contract
5 before January 1 of the year in which it takes effect unless the department grants
6 an extension. The county board of supervisors in a county with a single-county
7 department or the county boards of supervisors in counties with a multicounty
8 department may designate an agent to approve addenda to any contract after the
9 contract has been approved.

10 **SECTION 4239.** 301.031 (2g) (b) of the statutes is amended to read:

11 301.031 (2g) (b) The department may not approve contracts for amounts in
12 excess of available revenues. The county board of supervisors in a county with a
13 single-county department or the county boards of supervisors in counties with a
14 multicounty department may appropriate funds for juvenile delinquency-related
15 correctional services. Actual expenditure of county funds shall be reported in
16 compliance with procedures developed by the department, and shall comply with
17 standards guaranteeing quality of care comparable to similar facilities.

18 **SECTION 4240.** 301.031 (2g) (c) of the statutes is amended to read:

19 301.031 (2g) (c) The joint committee on finance may require the department
20 to submit contracts between county departments under ss. 46.215, 46.22, and 46.23
21 and providers of service juvenile correctional services to the committee for review
22 and approval.

23 **SECTION 4241.** 301.031 (2r) (a) 1. of the statutes is amended to read:

24 301.031 (2r) (a) 1. Is for juvenile correctional services which that duplicate or
25 are inconsistent with services being purchased or provided ~~or purchased~~ by the

SENATE BILL 21**SECTION 4241**

1 department or other county departments receiving grants-in-aid or reimbursement
2 from the department.

3 **SECTION 4242.** 301.031 (2r) (a) 2. of the statutes is amended to read:

4 301.031 (2r) (a) 2. Is inconsistent with state or federal statutes, rules, or
5 regulations, in which case the department may also arrange for provision of juvenile
6 correctional services by an alternate agency. The department may not arrange for
7 the provision of those services by an alternate agency unless the joint committee on
8 finance or a review body designated by the committee reviews and approves the
9 department's determination.

10 **SECTION 4243.** 301.032 (title) of the statutes is amended to read:

11 **301.032 (title) Juvenile delinquency-related correctional services;**
12 **supervisory functions of state department.**

13 **SECTION 4244.** 301.032 (1) (a) of the statutes is amended to read:

14 301.032 (1) (a) The department shall supervise the administration of juvenile
15 ~~delinquency-related~~ correctional services. The department shall submit to the
16 federal authorities state plans for the administration of juvenile
17 ~~delinquency-related~~ correctional services in such form and containing such
18 information as the federal authorities require, and shall comply with all
19 requirements prescribed to ensure their correctness.

20 **SECTION 4245.** 301.032 (1) (b) of the statutes is amended to read:

21 301.032 (1) (b) All records of the department and all county records relating to
22 juvenile ~~delinquency-related~~ correctional services shall be open to inspection at all
23 reasonable hours by authorized representatives of the federal government.
24 Notwithstanding ss. 48.396 (2) and 938.396 (2), all county records relating to the

SENATE BILL 21**SECTION 4245**

1 administration of those services shall be open to inspection at all reasonable hours
2 by authorized representatives of the department.

3 **SECTION 4246.** 301.032 (1) (c) of the statutes is amended to read:

4 301.032 (1) (c) The department may at any time audit all county records
5 relating to the administration of juvenile ~~delinquency-related~~ correctional services
6 and may at any time conduct administrative reviews of county departments under
7 ss. 46.215, 46.22, and 46.23. If the department conducts such an audit or
8 administrative review in a county, the department shall furnish a copy of the audit
9 or administrative review report to the chairperson of the county board of supervisors
10 and the county clerk in a county with a single-county department or to the county
11 boards of supervisors and the county clerks in counties with a multicounty
12 department, and to the director of the county department under s. 46.21, 46.22, or
13 46.23.

14 **SECTION 4247.** 301.032 (2) of the statutes is amended to read:

15 301.032 (2) The county administration of all laws relating to juvenile
16 ~~delinquency-related~~ correctional services shall be vested in the officers and agencies
17 designated in the statutes.

18 **SECTION 4248.** 301.067 of the statutes is repealed.

19 **SECTION 4249.** 301.07 of the statutes is amended to read:

20 **301.07 Cooperation and contracts with federal government.** The
21 department may cooperate with the federal government in carrying out federal acts
22 concerning adult corrections and ~~youth corrections~~ juvenile correctional services and
23 may enter into contracts with the federal government under 18 USC 5003.

24 **SECTION 4250.** 301.08 (2) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 4250**

1 301.08 (2) (a) All care and services purchased by the department and all care
2 ~~and services relating to juvenile delinquency~~ juvenile correctional services
3 purchased by a county department under s. 46.215, 46.22, or 46.23 shall be
4 authorized and contracted for under the standards established under this
5 subsection. For purchases of \$10,000 or less the requirement for a written contract
6 may be waived by the department. No contract is required for care provided by foster
7 homes required to be licensed under s. 48.62. If the department directly contracts
8 for services, it shall follow the procedures in this subsection in addition to meeting
9 purchasing requirements established in s. 16.75.

10 **SECTION 4251.** 301.085 (2) of the statutes is amended to read:

11 301.085 (2) The department may make payments for juvenile
12 ~~delinquency-related payments~~ correctional services directly to recipients, vendors,
13 or providers in accordance with law and rules of the department on behalf of the
14 counties which have contracts to have ~~such~~ those payments made on their behalf.

15 **SECTION 4252.** 301.12 (14) (e) 1. of the statutes is amended to read:

16 301.12 (14) (e) 1. An order issued under s. 938.183 (4), 938.355 (2) (b) 4., 938.357
17 (5m) (a) or 938.363 (2) for support determined under this subsection constitutes an
18 assignment of all commissions, earnings, salaries, wages, pension benefits, income
19 continuation insurance benefits under s. 40.62, duty disability benefits under s.
20 40.65, benefits under ch. 102 or 108 and other money due or to be due in the future
21 to the county department under s. 46.215, 46.22 or 46.23 in the county where the
22 order was entered or to the department, depending upon the placement of the child
23 as specified by rules promulgated under subd. 5. The assignment shall be for an
24 amount sufficient to ensure payment under the order.

25 **SECTION 4253.** 301.16 (1o) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 4253**

1 301.16 (1o) (b) In the selection of classified service employees of the institution
2 specified in par. (a), the appointing authority shall, whenever possible, use the
3 expanded certification program under rules of the ~~administrator of the division~~
4 director of the bureau of merit recruitment and selection in the ~~office of state~~
5 ~~employment relations~~ department of administration to ensure that employees of the
6 institution reflect the general population of either the county in which the institution
7 is located or the most populous county contiguous to the county in which the
8 institution is located, whichever population is greater. The ~~administrator~~ director
9 of the ~~division~~ bureau of merit recruitment and selection in the department of
10 administration shall provide guidelines for the administration of this selection
11 procedure.

12 **SECTION 4254.** 301.26 (title) of the statutes is amended to read:

13 **301.26 (title) ~~Community youth and family aids~~ Juvenile correctional**
14 **services; state services.**

15 **SECTION 4255.** 301.26 (1) of the statutes is amended to read:

16 301.26 (1) PROCEDURES. The department shall develop procedures for the
17 implementation of this section and standards for the development and delivery of
18 ~~juvenile delinquency-related services under ch. 938~~ correctional services, and shall
19 provide consultation and technical assistance to aid counties in the implementation
20 and service delivery of those services. The department shall establish information
21 systems, and monitoring and evaluation procedures to report periodically to the
22 governor and legislature on the state statewide impact of this section.

23 **SECTION 4256.** 301.26 (2) of the statutes is renumbered 48.526 (2) and amended
24 to read:

SENATE BILL 21**SECTION 4256**

1 48.526 (2) RECEIPT OF FUNDS. (a) All funds to counties under this section shall
2 be allocated to county departments under ss. ~~46.21, 46.215, 46.22 and 46.23~~ subject
3 to ss. ~~46.495 (2) and 301.031, except that monthly advance payments to the counties~~
4 ~~may be less than one-twelfth of the contracted amounts 48.569 (2) and 49.325~~. No
5 reimbursement may be made to any multicounty department until the counties
6 ~~which~~ that established the department have drawn up a detailed contractual
7 agreement, approved by the secretary, setting forth the plans for joint sponsorship.

8 (b) Uniform fees collected or received by counties under s. ~~301.03 (18) 49.32 (1)~~
9 for services provided under this section shall be applied to cover the cost of the
10 services.

11 (c) All funds to counties under this section shall be used to purchase or provide
12 community-based juvenile delinquency-related services under ch. 938, as defined
13 in s. 46.011 (1c), and juvenile correctional services, as defined in s. 46.011 (1p), except
14 that no funds to counties under this section may be used for purposes of land
15 purchase, building construction, or maintenance of buildings under s. 46.17, 46.175,
16 or 301.37, for reimbursement of costs under s. 938.209, for city lockups, or for
17 reimbursement of care costs in temporary shelter care under s. 938.22. Funds to
18 counties under this section may be used for reimbursement of costs of program
19 services, other than basic care and supervision costs, in juvenile detention facilities.

20 **SECTION 4257.** 301.26 (2m) of the statutes is renumbered 48.526 (2m) and
21 amended to read:

22 48.526 (2m) PUBLIC PARTICIPATION PROCESS. In determining the use of funds
23 under this section, county departments under ss. ~~46.21, 46.215, 46.22 and 46.23~~ shall
24 assess needs using an open public participation process ~~which~~ that involves
25 representatives of those receiving services.

SENATE BILL 21**SECTION 4258**

1 **SECTION 4258.** 301.26 (3) (title) of the statutes is renumbered 48.526 (3) (title).

2 **SECTION 4259.** 301.26 (3) (a) of the statutes is renumbered 48.526 (3) (a) and
3 amended to read:

4 48.526 (3) (a) Receipt of funds under this subsection is contingent upon use of
5 ~~a~~ the public participation process required under sub. (2m).

6 **SECTION 4260.** 301.26 (3) (c) of the statutes is renumbered 48.526 (3) (c) and
7 amended to read:

8 48.526 (3) (c) Within the limits of the appropriations under s. ~~20.410 (3) (ed)~~
9 ~~and (ke)~~ 20.437 (1) (cj) and (o), the department shall allocate funds to each county for
10 services under this section.

11 **SECTION 4261.** 301.26 (3) (dm) of the statutes is renumbered 48.526 (3) (dm).

12 **SECTION 4262.** 301.26 (3) (e) of the statutes is renumbered 48.526 (3) (e) and
13 amended to read:

14 48.526 (3) (e) The department may carry forward \$500,000 or 10% of its funds
15 allocated under this subsection and not encumbered or carried forward under par.
16 (dm) by counties by December 31, whichever is greater, to the next 2 calendar years.
17 The department may transfer moneys from or within s. ~~20.410 (3) (ed)~~ 20.437 (1) (cj)
18 to accomplish this purpose. The department may allocate these transferred moneys
19 to counties with persistently high rates of juvenile arrests for serious offenses during
20 the next 2 calendar years to improve community-based juvenile
21 delinquency-related services, as defined in s. 46.011 (1c). The allocation does not
22 affect a county's base allocation.

23 **SECTION 4263.** 301.26 (3) (em) of the statutes is renumbered 48.526 (3) (em) and
24 amended to read:

SENATE BILL 21**SECTION 4263**

1 48.526 (3) (em) The department may carry forward any emergency funds
2 allocated under sub. (7) (e) and not encumbered or carried forward under par. (dm)
3 by December 31 to the next 2 calendar years. The department may transfer moneys
4 from or within s. ~~20.410 (3) (ed)~~ 20.437 (1) (cj) to accomplish this purpose. The
5 department may allocate these transferred moneys to counties that are eligible for
6 emergency payments under sub. (7) (e). The allocation does not affect a county's base
7 allocation.

8 **SECTION 4264.** 301.26 (4) (a) of the statutes is amended to read:

9 301.26 (4) (a) Except as provided in pars. (c) and (cm), the department of
10 corrections shall bill counties, or the department of children and families shall
11 deduct from the allocations under s. ~~20.410 (3) (ed)~~ 20.437 (1) (cj), for the costs of care,
12 services, and supplies purchased or provided by the department of corrections for
13 each person receiving services under s. 938.183 or 938.34 or the department of health
14 services for each person receiving services under s. 46.057 or 51.35 (3). The
15 department of corrections may not bill a county ~~for or~~, and the department of children
16 and families may not deduct from a county's allocation, for the cost of care, services,
17 and supplies provided to a person subject to an order under s. 938.183 after the
18 person reaches 18 years of age. Payment shall be due within 60 days after the billing
19 date. If any payment has not been received within those 60 days, the department of
20 ~~corrections~~ children and families may withhold aid payments in the amount due
21 from the appropriation under s. ~~20.410 (3) (ed)~~ 20.437 (1) (cj).

22 **SECTION 4265.** 301.26 (4) (b) of the statutes is amended to read:

23 301.26 (4) (b) Assessment of costs under par. (a) shall be made periodically on
24 the basis of the per person per day cost estimate specified in par. (d) 2., 3., and 4.
25 Except as provided in pars. (bm), (c), and (cm), liability shall apply to county

SENATE BILL 21**SECTION 4265**

1 departments under s. ~~46.21~~, 46.215, 46.22, or 46.23 in the county of the court
2 exercising jurisdiction under ch. 938 for each person receiving services from the
3 department of corrections under s. 938.183 or 938.34 or the department of health
4 services under s. 46.057 or 51.35 (3). Except as provided in pars. (bm), (c), and (cm),
5 in multicounty court jurisdictions, the county of residency within the jurisdiction
6 shall be liable for costs under this subsection. Assessment of costs under par. (a) shall
7 also be made according to the general placement type or level of care provided, as
8 defined by the department, and prorated according to the ratio of the amount
9 designated under ~~sub. s. 48.526~~ (3) (c) to the total applicable estimated costs of care,
10 services, and supplies provided by the department of corrections under ss. 938.183
11 and 938.34 and the department of health services under s. 46.057 or 51.35 (3).

12 **SECTION 4266.** 301.26 (4) (bm) of the statutes is amended to read:

13 301.26 (4) (bm) Notwithstanding par. (b), the county department under s.
14 ~~46.21~~, 46.215, 46.22, or 46.23 of the county of residency of a juvenile who has been
15 adjudicated delinquent by a court of another county or by a court of another
16 multicounty jurisdiction may voluntarily assume liability for the costs payable
17 under par. (a). A county department may assume liability under this paragraph by
18 a written agreement signed by the director of the county department that assumes
19 liability under this paragraph and the director of the county department that is
20 otherwise liable under par. (b).

21 **SECTION 4267.** 301.26 (4) (cm) 1. of the statutes is amended to read:

22 301.26 (4) (cm) 1. Notwithstanding pars. (a), (b), and (bm), the department
23 shall transfer funds from the appropriation under s. 20.410 (3) (cg) to the
24 appropriations under s. 20.410 (3) (hm), (ho), and (hr) for the purpose of reimbursing
25 juvenile correctional facilities, secured residential care centers for children and

SENATE BILL 21**SECTION 4267**

1 youth, alternate care providers, ~~aftercare supervision providers, and corrective~~
2 ~~sanctions~~ and community supervision providers for costs incurred beginning on
3 July 1, 1996, for the care of any juvenile 14 years of age or over who has been placed
4 in a juvenile correctional facility based on a delinquent act that is a violation of s.
5 943.23 (1m) or (1r), 1999 stats., s. 948.35, 1999 stats., or s. 948.36, 1999 stats., or s.
6 939.32 (1) (a), 940.03, 940.06, 940.21, 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4.,
7 943.02, 943.10 (2), 943.23 (1g), 943.32 (2), 948.02 (1), 948.025 (1), or 948.30 (2), that
8 is a conspiracy to commit any of those violations, or that is an attempted violation
9 of s. 943.32 (2) and for the care of any juvenile 10 years of age or over who has been
10 placed in a juvenile correctional facility or secured residential care center for
11 children and youth for attempting or committing a violation of s. 940.01 or for
12 committing a violation of s. 940.02 or 940.05.

13 **SECTION 4268.** 301.26 (4) (cx) of the statutes is amended to read:

14 301.26 (4) (cx) If, notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903,
15 there is a deficit in the appropriation account under s. 20.410 (3) (hm) at the close
16 of a fiscal biennium, the governor shall, to address that deficit, increase each of the
17 rates specified under s. 301.26 (4) (d) 2. and 3. for care in a Type 1 juvenile
18 correctional institution facility and for care for juveniles transferred from a
19 correctional institution by ~~\$17~~ \$6, in addition to any increase due to actual costs, in
20 the executive budget bill for each fiscal biennium, until the deficit under s. 20.410
21 (3) (hm) is eliminated.

22 **SECTION 4269.** 301.26 (4) (d) 2. of the statutes is amended to read:

23 301.26 (4) (d) 2. Beginning on July 1, ~~2013~~ 2015, and ending on June 30, ~~2014~~
24 2016, the per person daily cost assessment to counties shall be ~~\$294~~ \$279 for care in
25 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$294~~ \$279 for care

SENATE BILL 21**SECTION 4269**

1 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),
2 ~~\$125~~ \$132 for departmental corrective sanctions services, and ~~\$41~~ \$48 for
3 departmental aftercare services.

4 **SECTION 4270.** 301.26 (4) (d) 2. of the statutes, as affected by 2015 Wisconsin
5 Act (this act), is amended to read:

6 301.26 (4) (d) 2. Beginning on July 1, ~~2015~~ 2017, and ending on June 30, ~~2016~~
7 2018, the per person daily cost assessment to counties shall be \$279 for care in a
8 Type 1 juvenile correctional facility, as defined in s. 938.02 (19), and \$279 for care for
9 juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$132~~
10 ~~for departmental corrective sanctions services, and \$48 for departmental aftercare~~
11 ~~services.~~

12 **SECTION 4271.** 301.26 (4) (d) 3. of the statutes is amended to read:

13 301.26 (4) (d) 3. Beginning on July 1, ~~2014~~ 2016, and ending on June 30, ~~2015~~
14 2017, the per person daily cost assessment to counties shall be ~~\$301~~ \$287 for care in
15 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$301~~ \$287 for care
16 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),
17 ~~\$128~~ \$127 for departmental corrective sanctions services, and ~~\$41~~ \$49 for
18 departmental aftercare services.

19 **SECTION 4272.** 301.26 (4) (d) 3. of the statutes, as affected by 2015 Wisconsin
20 Act (this act), is amended to read:

21 301.26 (4) (d) 3. Beginning on July 1, ~~2016~~ 2018, and ending on June 30, ~~2017~~
22 2019, the per person daily cost assessment to counties shall be \$287 for care in a
23 Type 1 juvenile correctional facility, as defined in s. 938.02 (19), and \$287 for care for
24 juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$127~~

SENATE BILL 21**SECTION 4272**

1 for departmental corrective sanctions services, and \$49 for departmental aftercare
2 services.

3 **SECTION 4273.** 301.26 (4) (d) 5. of the statutes is created to read:

4 301.26 (4) (d) 5. The per person daily cost assessment to counties for
5 community supervision services under s. 938.533 shall be an amount determined by
6 the department based on the cost of providing those services. In determining that
7 assessment, the department may establish multiple rates for varying types and
8 levels of service. The department shall calculate the amounts of that assessment
9 and, if applicable, those rates prior to the beginning of each fiscal year and the
10 secretary shall submit that proposed assessment and, if applicable, those proposed
11 rates to the cochairpersons of the joint committee on finance for review of the
12 committee. If the cochairpersons of the committee do not notify the secretary that
13 the committee has scheduled a meeting for the purpose of reviewing that proposed
14 assessment and, if applicable, those proposed rates within 14 working days after the
15 date of the secretary's submittal, the department may implement that proposed
16 assessment and those proposed rates. If, within 14 working days after the date of
17 the secretary's submittal, the cochairpersons of the committee notify the secretary
18 that the committee has scheduled a meeting for the purpose of reviewing that
19 proposed assessment and, if applicable, those proposed rates, the department may
20 implement that proposed assessment and those proposed rates only as approved by
21 the committee.

22 **SECTION 4274.** 301.26 (4) (eg) of the statutes is amended to read:

23 301.26 (4) (eg) For ~~corrective sanctions~~ community supervision services under
24 s. 938.533 (2), all payments and deductions made under this subsection and uniform

SENATE BILL 21**SECTION 4274**

1 fee collections under s. 301.03 (18) shall be credited to the appropriation account
2 under s. 20.410 (3) (hr).

3 **SECTION 4275.** 301.26 (4) (g) of the statutes is amended to read:

4 301.26 (4) (g) For juvenile ~~field and~~ institutional ~~aftercare~~ services under ch.
5 938 and for the office of juvenile offender review, all payments and deductions made
6 under this subsection and uniform fee collections under s. 301.03 (18) shall be
7 credited to the appropriation account under s. 20.410 (3) (hm).

8 **SECTION 4276.** 301.26 (6) (title) of the statutes is renumbered 48.526 (6) (title).

9 **SECTION 4277.** 301.26 (6) (a) of the statutes is renumbered 48.526 (6) (a) and
10 amended to read:

11 48.526 (6) (a) ~~The intent of this subsection is to~~ department shall develop
12 criteria as provided in par. (b) to assist the legislature in allocating funding,
13 excluding funding for base allocations, from the appropriations under s. 20.410 (3)
14 ~~(ed) and (ke)~~ 20.437 (1) (cj) and (o) for purposes described in this section.

15 **SECTION 4278.** 301.26 (6) (b) of the statutes is renumbered 48.526 (6) (b) and
16 amended to read:

17 48.526 (6) (b) ~~The department shall submit recommendations to the joint~~
18 ~~committee on finance regarding~~ criteria developed under par. (a) shall include
19 performance standards criteria to be used to determine whether counties are
20 successfully diverting juveniles from juvenile correctional institutions ~~and into~~
21 facilities to less restrictive community programs and are successfully rehabilitating
22 children juveniles who are adjudged delinquent ~~on or before December 31, 1987.~~
23 ~~Beginning on January 1, 1988, counties.~~ Counties shall provide information
24 requested by the department in order to apply the criteria and assess their
25 performances.

SENATE BILL 21**SECTION 4279**

1 **SECTION 4279.** 301.26 (7) (intro.) of the statutes is amended to read:

2 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
3 of the appropriations under s. 20.410 (3) (cd) and (ko), the department shall allocate
4 funds for community youth and family aids for the period beginning on July 1, 2013
5 2015, and ending on June 30, ~~2015~~ 2017, as provided in this subsection to county
6 departments under ss. 46.215, 46.22, and 46.23 as follows:

7 **SECTION 4280.** 301.26 (7) (intro.) of the statutes, as affected by 2015 Wisconsin
8 Act (this act), is renumbered 48.526 (7) (intro.) and amended to read:

9 48.526 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
10 of the appropriations under s. ~~20.410 (3) (cd) and (ko)~~ 20.437 (1) (cj) and (o), the
11 department shall allocate funds for community youth and family aids for the period
12 beginning on July 1, 2015, and ending on June 30, 2017, as provided in this
13 subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

14 **SECTION 4281.** 301.26 (7) (a) of the statutes is amended to read:

15 301.26 (7) (a) For community youth and family aids under this section,
16 amounts not to exceed ~~\$45,478,000~~ \$45,572,100 for the last 6 months of ~~2013~~,
17 ~~\$90,956,100~~ \$91,150,200 for ~~2014~~ 2016, and ~~\$45,478,100~~ \$45,578,100 for the
18 first 6 months of ~~2015~~ 2017.

19 **SECTION 4282.** 301.26 (7) (a) of the statutes, as affected by 2015 Wisconsin Act
20 (this act), is renumbered 48.526 (7) (a).

21 **SECTION 4283.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

22 301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall
23 allocate \$2,000,000 for the last 6 months of ~~2013~~ 2015, \$4,000,000 for ~~2014~~ 2016, and
24 \$2,000,000 for the first 6 months of ~~2015~~ 2017 to counties based on each of the
25 following factors weighted equally:

SENATE BILL 21**SECTION 4284**

1 **SECTION 4284.** 301.26 (7) (b) of the statutes, as affected by 2015 Wisconsin Act
2 (this act), is renumbered 48.526 (7) (b).

3 **SECTION 4285.** 301.26 (7) (bm) of the statutes is amended to read:

4 301.26 (7) (bm) Of the amounts specified in par. (a), the department shall
5 allocate \$6,250,000 for the last 6 months of ~~2013~~ 2015, \$12,500,000 for ~~2014~~ 2016,
6 and \$6,250,000 for the first 6 months of ~~2015~~ 2017 to counties based on each county's
7 proportion of the number of juveniles statewide who are placed in a juvenile
8 correctional facility during the most recent 3-year period for which that information
9 is available.

10 **SECTION 4286.** 301.26 (7) (bm) of the statutes, as affected by 2015 Wisconsin
11 Act (this act), is renumbered 48.526 (7) (bm).

12 **SECTION 4287.** 301.26 (7) (c) of the statutes is amended to read:

13 301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate
14 \$1,053,200 for the last 6 months of ~~2013~~ 2015, \$2,106,500 for ~~2014~~ 2016, and
15 \$1,053,300 for the first 6 months of ~~2015~~ 2017 to counties based on each of the factors
16 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an
17 allocation under this paragraph that is less than 93% nor more than 115% of the
18 amount that the county would have received under this paragraph if the allocation
19 had been distributed only on the basis of the factor specified in par. (b) 3.

20 **SECTION 4288.** 301.26 (7) (c) of the statutes, as affected by 2015 Wisconsin Act
21 (this act), is renumbered 48.526 (7) (c).

22 **SECTION 4289.** 301.26 (7) (e) of the statutes is amended to read:

23 301.26 (7) (e) For emergencies related to community youth and family aids
24 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2013~~
25 2015, \$250,000 for ~~2014~~ 2016, and \$125,000 for the first 6 months of ~~2015~~ 2017. A

SENATE BILL 21**SECTION 4289**

1 county is eligible for payments under this paragraph only if it has a population of not
2 more than 45,000.

3 **SECTION 4290.** 301.26 (7) (e) of the statutes, as affected by 2015 Wisconsin Act
4 (this act), is renumbered 48.526 (7) (e).

5 **SECTION 4291.** 301.26 (7) (h) of the statutes is amended to read:

6 301.26 (7) (h) For counties that are participating in the corrective sanctions
7 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2013~~ 2015,
8 \$2,124,800 in ~~2014~~ 2016, and \$1,062,400 in the first 6 months of ~~2015~~ 2017 for the
9 provision of corrective sanctions services for juveniles from that county. In
10 distributing funds to counties under this paragraph, the department shall determine
11 a county's distribution by dividing the amount allocated under this paragraph by the
12 number of slots authorized for the program under s. 938.533 (2) and multiplying the
13 quotient by the number of slots allocated to that county by agreement between the
14 department and the county. The department may transfer funds among counties as
15 necessary to distribute funds based on the number of slots allocated to each county.

16 **SECTION 4292.** 301.26 (7) (h) of the statutes, as affected by 2015 Wisconsin Act
17 (this act), is renumbered 48.526 (7) (h).

18 **SECTION 4293.** 301.26 (8) of the statutes is amended to read:

19 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the
20 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last
21 6 months of ~~2013~~ 2015, \$1,333,400 in ~~2014~~ 2016, and \$666,700 in the first 6 months
22 of ~~2015~~ 2017 for alcohol and other drug abuse treatment programs.

23 **SECTION 4294.** 301.26 (8) of the statutes, as affected by 2015 Wisconsin Act
24 (this act), is renumbered 48.526 (8).

25 **SECTION 4295.** 301.263 (title) of the statutes is renumbered 48.528 (title).

SENATE BILL 21**SECTION 4296**

1 **SECTION 4296.** 301.263 (1) of the statutes is amended to read:

2 301.263 (1) ~~From the appropriation~~ In each fiscal year, the department shall
3 distribute the amount appropriated under s. 20.410 (3) (f), ~~the department shall~~
4 ~~distribute \$3,750,000 in each year~~ to counties for early intervention services for first
5 offenders and for intensive community-based intervention services for seriously
6 chronic offenders.

7 **SECTION 4297.** 301.263 (1) of the statutes, as affected by 2015 Wisconsin Act
8 (this act), is renumbered 48.528 (1) and amended to read:

9 48.528 (1) In each fiscal year, the department shall distribute the amount
10 appropriated under s. ~~20.410 (3) (f)~~ 20.437 (1) (cm) to counties for early intervention
11 services for first offenders and for intensive community-based intervention services
12 for seriously chronic offenders.

13 **SECTION 4298.** 301.263 (2) of the statutes is renumbered 48.528 (2).

14 **SECTION 4299.** 301.263 (3) of the statutes is renumbered 48.528 (3).

15 **SECTION 4300.** 301.28 (2) (b) of the statutes is amended to read:

16 301.28 (2) (b) No person may be permanently appointed as a correctional officer
17 unless the person has satisfactorily completed a preservice training program
18 approved by the department preservice training standards board. The preservice
19 training standards board shall establish a process to certify persons as having met
20 the professional standards that qualify them to be correctional officers.

21 **SECTION 4301.** 301.45 (1g) (b) of the statutes is amended to read:

22 301.45 (1g) (b) Is in prison, a juvenile correctional facility, or a secured
23 residential care center for children and youth or is on probation, extended
24 supervision, parole, supervision, community supervision, or aftercare supervision on
25 or after December 25, 1993, for a sex offense.

SENATE BILL 21**SECTION 4302**

1 **SECTION 4302.** 301.45 (1g) (bm) of the statutes is amended to read:

2 301.45 (1g) (bm) Is in prison, a juvenile correctional facility, or a secured
3 residential care center for children and youth or is on probation, extended
4 supervision, parole, supervision, community supervision, or aftercare supervision on
5 or after December 25, 1993, for a violation, or for the solicitation, conspiracy, or
6 attempt to commit a violation, of a law of this state that is comparable to a sex offense.

7 **SECTION 4303.** 301.45 (2) (e) 1. of the statutes is amended to read:

8 301.45 (2) (e) 1. Within 10 days after the person is placed on probation,
9 supervision, community supervision, aftercare supervision, conditional release, or
10 supervised release.

11 **SECTION 4304.** 301.45 (3) (a) 2. of the statutes is amended to read:

12 301.45 (3) (a) 2. If the person has been sentenced to prison or placed in a
13 juvenile correctional facility or a secured residential care center for children and
14 youth, he or she is subject to this subsection upon being released on parole, extended
15 supervision, community supervision, or aftercare supervision.

16 **SECTION 4305.** 301.45 (3) (b) 2. of the statutes is amended to read:

17 301.45 (3) (b) 2. The department shall notify a person who is being released
18 from prison in this state because he or she has reached the expiration date of his or
19 her sentence and who is covered under sub. (1g) of the need to comply with the
20 requirements of this section. Also, probation, extended supervision, and parole
21 agents, community supervision agents, aftercare agents, and agencies providing
22 supervision shall notify any client who is covered under sub. (1g) of the need to
23 comply with the requirements of this section at the time that the client is placed on
24 probation, extended supervision, parole, supervision, community supervision, or
25 aftercare supervision or, if the client is on probation, extended supervision, parole,

SENATE BILL 21**SECTION 4305**

1 or other supervision from another state under s. 304.13 (1m), 304.135, 304.16, or
2 938.988, when the client enters this state.

3 **SECTION 4306.** 301.45 (3) (b) 4. of the statutes is amended to read:

4 301.45 (3) (b) 4. It is not a defense to liability under sub. (6) (a) or (ag) that the
5 person subject to sub. (1g) was not required to read and sign a form under subd. 3m.,
6 was not provided with a form to read and sign under subd. 3m. or failed or refused
7 to read or sign a form under subd. 3m. It is not a defense to liability under sub. (6)
8 (a) or (ag) that the person subject to sub. (1g) did not receive notice under this
9 paragraph from the department of health services, the department of corrections, a
10 probation, extended supervision, and parole agent, a community supervision agent,
11 an aftercare agent, or an agency providing supervision.

12 **SECTION 4307.** 301.45 (5) (a) 2. of the statutes is amended to read:

13 301.45 (5) (a) 2. If the person has been sentenced to prison for a sex offense or
14 placed in a juvenile correctional facility or a secured residential care center for
15 children and youth for a sex offense, 15 years after discharge from parole, extended
16 supervision, community supervision, or aftercare supervision for the sex offense.

17 **SECTION 4308.** 302.31 (7) of the statutes is amended to read:

18 302.31 (7) The temporary placement of persons in the custody of the
19 department, other than persons under 17 years of age, and persons who have
20 attained the age of 17 years but have not attained the age of 25 years who are under
21 the supervision of the department under s. 938.355 (4) and who have been taken into
22 custody pending revocation of community supervision or aftercare supervision under
23 s. 938.357 (5) (e).

24 **SECTION 4309.** 302.386 (5) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 4309**

1 302.386 (5) (c) ~~Any participant in the corrective sanctions program~~ person who
2 is subject to community supervision under s. 938.533 unless the ~~participant~~ person
3 is placed in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19).

4 **SECTION 4310.** 303.07 (7) of the statutes is amended to read:

5 303.07 (7) If any inmate of a reforestation camp, in the performance of work
6 in connection with the maintenance of the camp, is injured so as to be permanently
7 incapacitated, or to have materially reduced earning power, the inmate may upon
8 discharge be allowed and paid such compensation as the ~~department of workforce~~
9 ~~development~~ office of the commissioner of insurance finds the inmate entitled to. The
10 inmate shall be compensated on the same basis as if the injury had been covered by
11 ch. 102, except that the total paid to ~~any such~~ the inmate shall not exceed \$1,000 and
12 may be paid in installments. If the inmate is from an adjoining county ~~such~~ that
13 county shall pay ~~such~~ the compensation. In case of dispute the procedure for hearing,
14 award, and appeal shall be as set forth in ss. 102.16 to 102.26.

15 **SECTION 4311.** 303.21 (1) (a) of the statutes is amended to read:

16 303.21 (1) (a) If an inmate of a state institution, in the performance of assigned
17 work is injured so as to be permanently incapacitated or to have materially reduced
18 earning power, the inmate may, upon being released from such institution, either
19 upon release on parole or extended supervision or upon final discharge, be allowed
20 and paid such compensation as the ~~department of workforce development~~ office of
21 the commissioner of insurance finds the inmate entitled to. The inmate shall be
22 compensated on the same basis as if the injury had been covered by ch. 102, except
23 that the total paid to any inmate may not exceed \$10,000 and may be paid in
24 installments. If the injury results from employment in a prison industry, the
25 payment shall be made from the revolving appropriation for its operation. If there

SENATE BILL 21**SECTION 4311**

1 is no revolving appropriation, payment shall be made from the general fund. In case
2 of dispute, the procedure for hearing, award, and appeal shall be as set forth in ss.
3 102.16 to 102.26.

4 **SECTION 4312.** 304.074 (2) of the statutes is amended to read:

5 304.074 (2) The department shall charge a reasonable fee as determined by the
6 department to probationers, parolees, and persons on extended supervision to
7 partially reimburse the department for the costs of providing supervision and
8 services. ~~The department shall set varying rates for probationers, parolees, or~~
9 ~~persons on extended supervision based on ability to pay and with the goal of receiving~~
10 ~~at least \$1 per day, if appropriate, from each probationer, parolee, and person on~~
11 ~~extended supervision. The department shall not charge a fee while the probationer,~~
12 ~~parolee, or person on extended supervision is exempt under sub. (3).~~ The department
13 shall collect moneys for the fees charged under this subsection and credit those
14 moneys to the appropriation account under s. 20.410 (1) (gf).

15 **SECTION 4313.** 304.074 (3) (intro.) of the statutes is renumbered 304.074 (3)
16 and amended to read:

17 304.074 (3) The department may decide ~~not to charge~~ waive for a period a fee
18 under sub. (2) ~~to any probationer, parolee or person on extended supervision while~~
19 ~~he or she meets any of the following conditions:~~ for reasons established under
20 department policy, including if the person is unemployed, has a health issue or is
21 disabled, or is participating in education or treatment-related programming.

22 **SECTION 4314.** 304.074 (3) (a), (b), (c) and (d) of the statutes are repealed.

23 **SECTION 4315.** 304.074 (5) of the statutes is amended to read:

24 304.074 (5) The department shall promulgate rules ~~setting rates under sub. (2)~~
25 ~~and~~ providing the procedure and timing for collecting fees charged under sub. (2).

SENATE BILL 21**SECTION 4316**

1 **SECTION 4316.** 321.40 (1) (c) 2. of the statutes is amended to read:

2 321.40 (1) (c) 2. A public institution of higher education under the a
3 Minnesota–Wisconsin student reciprocity agreement under s. ~~39.47~~ 36.27 (7).

4 **SECTION 4317.** 321.60 (1) (a) 4. of the statutes is amended to read:

5 321.60 (1) (a) 4. A license, certificate of approval, provisional license,
6 conditional license, certification, certification card, registration, permit, training
7 permit, or approval specified in s. 49.45 (2) (a) 11., 51.42 (7) (b) 11., 51.421 (3) (a),
8 ~~252.23 (2), 252.24 (2),~~ 254.176, 254.178 (2) (a), 254.20 (2), (3), or (4), 254.64 (1) (a) or
9 (b), 254.71 (2), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f), or 343.305
10 (6) (a) or a permit for the operation of a campground specified in s. 254.47 (1).

11 **SECTION 4318.** 321.60 (1) (a) 4. of the statutes, as affected by 2015 Wisconsin
12 Act (this act), is amended to read:

13 321.60 (1) (a) 4. A license, certificate of approval, provisional license,
14 conditional license, certification, certification card, registration, permit, training
15 permit, or approval specified in s. 49.45 (2) (a) 11., 51.42 (7) (b) 11., 51.421 (3) (a),
16 97.33 (2), 97.605 (1) (a) or (b), 254.176, 254.178 (2) (a), 254.20 (2), (3), or (4), ~~254.64~~
17 ~~(1) (a) or (b), 254.71 (2),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f), or 343.305
18 (6) (a) or a permit license for the operation of a campground specified in s. ~~254.47 (1)~~
19 97.67 (1).

20 **SECTION 4319.** 321.60 (1) (a) 6m. of the statutes is created to read:

21 321.60 (1) (a) 6m. A license, certification, or permit issued under s. 89.06 or
22 89.072.

23 **SECTION 4320.** 321.60 (1) (a) 8. of the statutes is amended to read:

24 321.60 (1) (a) 8. A license issued under s. ~~102.17 (1) (e),~~ 104.07, or 105.05.

25 **SECTION 4321.** 321.60 (1) (a) 12. of the statutes is amended to read:

SENATE BILL 21**SECTION 4321**

1 321.60 (1) (a) 12. A license or certificate of registration issued by the
2 department of financial institutions, ~~or a division of it,~~ and professional standards
3 under ss. 138.09, 138.12, 138.14, 202.13, 202.14, 217.06, 218.0101 to 218.0163,
4 218.02, 218.04, 218.05, 224.72, 224.725, or 224.93 or subch. IV of ch. 551.

5 **SECTION 4322.** 321.60 (1) (a) 20. of the statutes is amended to read:

6 321.60 (1) (a) 20. A license issued under s. 102.17 (1) (c), 628.04, 632.69 (2), or
7 633.14 or a temporary license issued under s. 628.09.

8 **SECTION 4323.** 321.62 (1) (bm) of the statutes is created to read:

9 321.62 (1) (bm) “Public agency” means a county, city, village, town, public
10 inland lake protection and rehabilitation district, lake sanitary district, or school
11 district or an agency of this state or of a county, city, village, town, public inland lake
12 protection and rehabilitation district, lake sanitary district, or school district.

13 **SECTION 4324.** 321.62 (9) of the statutes is amended to read:

14 321.62 (9) STATUTES OF LIMITATIONS. The period of state active duty may not be
15 included in computing any period for the bringing of any action or proceeding in any
16 court or before any public agency, ~~as defined in s. 36.54 (2) (a) 2.,~~ by or against a
17 person in state active duty or by or against his or her heirs, personal representatives,
18 or assigns, whether the cause of action or proceeding or the right to bring the action
19 or proceeding accrued before or during the period of state active duty.

20 **SECTION 4325.** 321.62 (22) (d) 1. (intro.) of the statutes is amended to read:

21 321.62 (22) (d) 1. (intro.) Any action or proceeding in any court or before any
22 public agency, ~~as defined in s. 36.54 (2) (a) 2.,~~ based on the alleged professional
23 negligence or other professional liability of a service member whose professional
24 liability insurance coverage has been suspended under par. (a) shall be stayed until
25 the end of the period of suspension if all of the following apply:

SENATE BILL 21**SECTION 4326**

1 **SECTION 4326.** 321.64 (1) (c) of the statutes is amended to read:

2 321.64 (1) (c) If a dispute arises regarding a classified employee of the state
3 relating to the provisions of par. (a), the complaint shall be filed with the ~~director~~
4 administrator of the ~~office~~ division of state ~~employment relations~~ personnel
5 management. A decision of the ~~director~~ administrator of the ~~office~~ division of state
6 ~~employment relations~~ personnel management in the department of administration
7 may be reviewed under ch. 227.

8 **SECTION 4327.** 321.65 (1) (a) 2. of the statutes is amended to read:

9 321.65 (1) (a) 2. Active service with the state laboratory of hygiene under s.
10 ~~36.25 (11) (em)~~ 250.08 (5m) for the purpose of assisting the department of health
11 services under s. 250.042 during a state of emergency relating to public health
12 declared by the governor under s. 323.10.

13 **SECTION 4328.** 340.01 (23g) (a) of the statutes is amended to read:

14 340.01 (**23g**) (a) Means a motor vehicle which is not painted in accordance with
15 s. 347.44 (1) and which is used for the purpose of transporting ~~disabled persons~~
16 individuals with disabilities as defined in s. ~~85.21 (2) (em)~~ 85.22 (2) (bm) or elderly
17 ~~persons~~ seniors as defined in s. 85.22 (2) (~~b~~) (d) in connection with any transportation
18 assistance program for elderly seniors or ~~disabled persons~~ individuals with
19 disabilities.

20 **SECTION 4329.** 340.01 (56) (am) of the statutes is amended to read:

21 340.01 (**56**) (am) Means a motor vehicle which is painted in accordance with
22 s. 347.44 (1) and is used for the purpose of transporting ~~disabled persons~~ individuals
23 with disabilities as defined in s. ~~85.21 (2) (em)~~ 85.22 (2) (bm) or elderly persons
24 seniors as defined in s. 85.22 (2) (~~b~~) (d) in connection with any transportation

SENATE BILL 21**SECTION 4329**

1 assistance program for elderly seniors or ~~disabled persons~~ individuals with
2 disabilities.

3 **SECTION 4330.** 341.14 (6r) (b) 4. of the statutes is amended to read:

4 341.14 (6r) (b) 4. An additional fee of \$20 that is in addition to the fee under
5 subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual
6 basis for a special group specified under par. (f) 35. to 47. An additional fee of \$40
7 that is in addition to the fee under subd. 2. shall be charged for the issuance or
8 renewal of a plate issued on a biennial basis for a special group specified under par.
9 (f) 35. to 47. if the plate is issued or renewed during the first year of the biennial
10 registration period or \$20 for the issuance or renewal if the plate is issued or renewed
11 during the 2nd year of the biennial registration period. The fee under this
12 subdivision is deductible as a charitable contribution for purposes of the taxes under
13 ch. 71. The department shall pay all moneys received under this subdivision to the
14 Board of Regents of the University of Wisconsin ~~system~~ System Authority to fund the
15 scholarship programs under s. 36.44.

16 **SECTION 4331.** 341.14 (6r) (c) of the statutes is amended to read:

17 341.14 (6r) (c) Special group plates shall display the word “Wisconsin”, the
18 name of the applicable authorized special group, a symbol representing the special
19 group, not exceeding one position, and identifying letters or numbers or both, not
20 exceeding 6 positions and not less than one position. Except as provided in this
21 paragraph, the department shall specify the design for special group plates, but the
22 department shall consult the president of the University of Wisconsin System
23 Authority before specifying the word or symbol used to identify the special groups
24 under par. (f) 35. to 47., the secretary of natural resources before specifying the word
25 or symbol used to identify the special groups under par. (f) 50. and 59., the chief

SENATE BILL 21**SECTION 4331**

1 executive officer of the professional football team and an authorized representative
2 of the league of professional football teams described in s. 229.823 to which that team
3 belongs before specifying the design for the applicable special group plate under par.
4 (f) 55., the chief trademark officer of Harley–Davidson Michigan, LLC before
5 specifying the design for the applicable special group plate under par. (f) 61r., the
6 department of veterans affairs before specifying the design for the special group
7 plates under par. (f) 49d., 49h., and 49s., and the department of tourism and chief
8 executive officer of the organization specified in par. (f) 55m. before specifying the
9 design and word or symbol used to identify the special group name for special group
10 plates under par. (f) 55m. Special group plates under par. (f) 50. shall be as similar
11 as possible to regular registration plates in color and design. Special group plates
12 issued under par. (f) 62. shall display the words “In God We Trust”. The department
13 shall make available 2 designs for the special group plates under par. (f) 60. The
14 department may not specify any design for the special group plates under par. (f) 60.
15 unless the design is approved by the executive vice president of the Milwaukee
16 Brewers Baseball Club LP. The word or symbol used to identify the special group
17 under par. (f) 59. shall be different from the word or symbol used to identify the
18 special group under par. (f) 50. and the design shall cover the entire plate. Special
19 group plates under par. (f) 61m. shall display a logo or image of the lion associated
20 with the Lions Clubs International. Special group plates under par. (f) 61r. shall
21 display a bar and shield logo associated with Harley–Davidson, Inc., on the left
22 portion of the plates and the words “share the road” on the bottom portion of the
23 plates. Special group plates under par. (f) 63. shall display the words “Trout
24 Unlimited.” Notwithstanding par. (e), special group plates under par. (f) 33m. and
25 48m. shall be the same color and design that was specified by the department for

SENATE BILL 21**SECTION 4331**

1 special group plates under par. (f) 33. and 48., respectively, immediately prior to
2 January 1, 2007. The design for special group plates under par. (f) 33. and 48. shall
3 be different from the design of special group plates under par. (f) 33m. and 48m.,
4 respectively.

5 **SECTION 4332.** 341.14 (6r) (e) of the statutes is amended to read:

6 341.14 (6r) (e) The department shall specify one combination of colors for
7 special group plates for groups or organizations which are not military in nature and
8 not special group plates under par. (f) 35. to 47., 50., and 59., for each professional
9 football team under par. (f) 55., and for each professional baseball team under par.
10 (f) 60. The department shall specify one combination of colors for special group plates
11 under par. (f) 35. to 47. Subject to par. (c), the department shall specify the word or
12 words comprising the special group name and the symbol to be displayed upon
13 special group plates for a group or organization which is not military in nature after
14 consultation with the chief executive officer in this state of the group or organization.
15 The department shall require that the word or words and symbol for a university
16 specified under par. (f) 35. to 47. be a registration decal or tag and affixed to the
17 special group plate and be of the colors for a university specified under par. (f) 35. to
18 47. that the president of the University of Wisconsin System Authority specifies. The
19 department shall consult the chief trademark officer of Harley–Davidson Michigan,
20 LLC before specifying the colors for the special group plate under par. (f) 61r.

21 **SECTION 4333.** 342.40 (4) (a) of the statutes is amended to read:

22 342.40 (4) (a) In this subsection, “state agency” has the meaning given for
23 “agency” in s. 227.01 (1) and includes the Board of Regents of the University of
24 Wisconsin System Authority.

25 **SECTION 4334.** 343.14 (3) of the statutes is amended to read:

SENATE BILL 21**SECTION 4334**

1 343.14 (3) Except as provided in sub. (3m) and s. 343.16 (3) (am), the
2 department shall, as part of the application process, take a digital photograph
3 including facial image capture of the applicant to comply with s. 343.17 (3) (a) 2.
4 Except as provided in sub. (3m) and s. 343.16 (3) (am), no application may be
5 processed without the photograph being taken. Except as provided in sub. (3m) and
6 s. ss. 343.16 (3) (am) and 343.165 (4) (d), in the case of renewal licenses, the
7 photograph shall be taken once every 8 years, and shall coincide with the appearance
8 for examination which is required under s. 343.16 (3).

9 **SECTION 4335.** 343.16 (3) (am) of the statutes is created to read:

10 343.16 (3) (am) 1. If an applicant for the renewal of a license authorizing
11 operation of only “Class D” vehicles satisfies eligibility criteria established by the
12 department under subd. 2., the applicant may apply for renewal of the license, and
13 the department may renew the license, by any electronic means offered by the
14 department. A license may be renewed under this paragraph without the applicant’s
15 photograph being taken. An applicant may not apply for renewal under this
16 paragraph more than once in a 16–year period.

17 2. The department shall establish criteria for eligibility for license renewal by
18 electronic means under this paragraph.

19 **SECTION 4336.** 343.165 (1) (intro.) of the statutes is amended to read:

20 343.165 (1) (intro.) Subject to ss. 343.14 (3m), 343.16 (3) (am), and 343.50 (4g),
21 the department may not complete the processing of an application for initial issuance
22 or renewal of an operator’s license or identification card received by the department
23 after the date stated in the notice provided by the secretary of transportation and
24 published in the Wisconsin Administrative Register under s. 85.515 (2) (b), and no
25 such license or identification card may be issued or renewed, unless the applicant

SENATE BILL 21**SECTION 4336**

1 presents or provides, and, subject to sub. (7), the department verifies under sub. (3),
2 all of the following information:

3 **SECTION 4337.** 343.20 (1) (a) of the statutes is amended to read:

4 343.20 (1) (a) Except as otherwise expressly provided in this chapter,
5 probationary licenses issued under s. 343.085 and ~~original licenses other than~~
6 ~~instruction permits~~ shall expire 2 years from the date of the applicant's next
7 birthday. Licenses issued after cancellation shall expire on the expiration date for
8 the prior license at the time of cancellation. Subject to s. 343.125 (3), all other
9 licenses and license endorsements shall expire 8 years after the date of issuance. The
10 department may institute any system of initial license issuance which it deems
11 advisable for the purpose of gaining a uniform rate of renewals. In order to put such
12 a system into operation, the department may issue licenses which are valid for any
13 period less than the ordinary effective period of such license. If the department
14 issues a license that is valid for less than the ordinary effective period as authorized
15 by this paragraph, the fees due under s. 343.21 (1) (b) and (d) shall be prorated
16 accordingly.

17 **SECTION 4338.** 343.20 (1) (e) of the statutes is repealed.

18 **SECTION 4339.** 343.20 (1m) of the statutes is amended to read:

19 343.20 (1m) Notwithstanding sub. (1) (a) ~~and (e)~~, and except as provided in s.
20 343.165 (4) (c) and as otherwise provided in this subsection, a license that is issued
21 to a person who is not a United States citizen or permanent resident and who
22 provides documentary proof of legal status as provided under s. 343.14 (2) (es) 2., 4.,
23 5., 6., or 7. shall expire on the date that the person's legal presence in the United
24 States is no longer authorized or on the expiration date determined under sub. (1),
25 whichever date is earlier. If the documentary proof as provided under s. 343.14 (2)

SENATE BILL 21**SECTION 4339**

1 (es) does not state the date that the person’s legal presence in the United States is
2 no longer authorized, sub. (1) shall apply except that, if the license was issued or
3 renewed based upon the person’s presenting of any documentary proof specified in
4 s. 343.14 (2) (es) 4. to 7., the license shall, subject to s. 343.165 (4) (c), expire one year
5 after the date of issuance or renewal.

6 **SECTION 4340.** 343.21 (1) (a) of the statutes is amended to read:

7 343.21 (1) (a) For the initial issuance or renewal of a license authorizing only
8 the operation of “Class D” motor vehicles, \$18 other than a probationary license
9 under s. 343.085, \$24.

10 **SECTION 4341.** 343.21 (1) (ag) of the statutes is created to read:

11 343.21 (1) (ag) For the issuance of a probationary license under s. 343.085, \$18.

12 **SECTION 4342.** 343.21 (1) (am) of the statutes is repealed.

13 **SECTION 4343.** 343.21 (1) (d) of the statutes is amended to read:

14 343.21 (1) (d) For the initial issuance or renewal of authorization to operate
15 “Class A”, “Class B” or “Class C” motor vehicles, or upgrading an existing regular
16 license which only authorizes the operation of “Class D” motor vehicles, \$64. This
17 fee includes issuance of any “H”, “N”, “P”, or “T” endorsements or “Class D”
18 authorization applied for at the same time for which the applicant is qualified. An
19 additional fee of \$5 is required for the issuance or renewal of any “S” endorsement
20 applied for or renewed at the same time for which the applicant is qualified. The
21 department shall waive any fee under this paragraph for an applicant who holds a
22 military commercial driver license, as defined in s. 343.16 (2) (f) 1.

23 **SECTION 4344.** 343.21 (1) (n) of the statutes is amended to read:

24 343.21 (1) (n) In addition to any other fee under this subsection, for the
25 issuance, renewal, upgrading, or reinstatement of any license, endorsement, or

SENATE BILL 21**SECTION 4344**

1 instruction permit, a license issuance fee of \$10. The department shall waive any fee
2 under this paragraph for an applicant who holds a military commercial driver
3 license, as defined in s. 343.16 (2) (f) 1.

4 **SECTION 4345.** 343.21 (1m) of the statutes is amended to read:

5 343.21 (1m) In addition to the fee specified in sub. (1) ~~(am)~~ (a), (b), or (d), an
6 applicant whose application for renewal of a license or authorization under sub. (1)
7 ~~(am)~~ (a), (b), or (d) is filed after the date of expiration of the license or authorization
8 shall pay to the department a late fee of \$5.

9 **SECTION 4346.** 343.50 (5) (b) of the statutes is amended to read:

10 343.50 (5) (b) Except as provided in ~~par. (c) and (d)~~ par. (c) and (d) and s. 343.165 (4) (c),
11 an original or reinstated card shall be valid for the succeeding period of 8 years from
12 the applicant's next birthday after the date of issuance, and a renewed card shall be
13 valid for the succeeding period of 8 years from the card's last expiration date.

14 **SECTION 4347.** 343.50 (5) (d) of the statutes is created to read:

15 343.50 (5) (d) Except as provided in par. (c), an identification card that is issued
16 to a person who is 65 years of age or older at the time of issuance does not expire.
17 A card under this paragraph shall, in addition to any other required legend or design,
18 be of the design specified under s. 343.17 (3) (a) 14. and include a marking similar
19 or identical to the marking described in s. 343.03 (3r).

20 **SECTION 4348.** 346.45 (1) (g) of the statutes is created to read:

21 346.45 (1) (g) Every cargo tank motor vehicle, whether loaded or empty,
22 transporting a commodity under exemption in accordance with 49 CFR part 107,
23 subpart B.

24 **SECTION 4349.** 346.65 (2m) (b) of the statutes is amended to read:

SENATE BILL 21**SECTION 4349**

1 346.65 (2m) (b) The court shall consider a report submitted under s. 85.53
2 51.49 (2) (d) when imposing a sentence under sub. (2), (2q), or (3m).

3 **SECTION 4350.** 346.925 (1) of the statutes is amended to read:

4 346.925 (1) No person may direct or permit a child under the age of 16 years
5 to operate a farm tractor or self-propelled implement of husbandry on the highway
6 unless the child has been certified under ~~s. 36.25 (32) (a) 2.~~, as specified by the
7 department, as successfully completing a tractor and machinery operation safety
8 training course that is equivalent to the requirements, other than age, specified
9 under 29 CFR part 570.70 to 570.72.

10 **SECTION 4351.** 349.13 (1j) of the statutes is amended to read:

11 349.13 (1j) The department, with respect to state trunk highways outside of
12 corporate limits, and local authorities, with respect to highways under their
13 jurisdiction including state trunk highways or connecting highways within
14 corporate limits, may authorize persons to park their vehicles during specified hours
15 on the near side of a highway adjacent to a schoolhouse located on property of leased
16 or owned by the University of Wisconsin System Authority when the persons are
17 conducting business at the schoolhouse.

18 **SECTION 4352.** 350.01 (1r) of the statutes is repealed.

19 **SECTION 4353.** 350.01 (9m) (a) of the statutes is amended to read:

20 350.01 (9m) (a) A bed and breakfast establishment, as defined in s. 254.61(1)
21 97.01 (1g).

22 **SECTION 4354.** 350.01 (9m) (b) of the statutes is amended to read:

23 350.01 (9m) (b) A hotel, as defined in s. 254.61(3) 97.01 (7).

24 **SECTION 4355.** 350.01 (9m) (c) of the statutes is amended to read:

25 350.01 (9m) (c) A tourist rooming house, as defined in s. 254.61(6) 97.01 (15k).

SENATE BILL 21**SECTION 4356**

1 **SECTION 4356.** 350.12 (3) (b) 1. of the statutes is amended to read:

2 350.12 (3) (b) 1. Any person who is a resident of this state and the owner of a
3 snowmobile may register the snowmobile as an antique snowmobile if it is at least
4 35 years old at the time that the owner applies for such registration. Upon payment
5 of a fee of \$20, the owner shall be furnished a registration certificate and decals of
6 a distinctive design, in lieu of the design on the decals issued under par. (d). The
7 design shall show that the snowmobile is an antique. The registration certificate
8 shall be valid for ~~2~~ 3 years. If the snowmobile is registered before April 1, the ~~2-year~~
9 3-year period begins on the July 1 before the date of application. If the snowmobile
10 is registered on or after April 1 of a given year, the ~~2-year~~ 3-year period begins on
11 the July 1 after the date of application. The fee for issuance of the initial registration
12 certificate is \$20. The fee for renewal of the registration is \$5.

13 **SECTION 4357.** 350.12 (3j) (br) of the statutes, as created by 2013 Wisconsin Act
14 142, is amended to read:

15 350.12 (3j) (br) There is no fee for a trail use sticker issued for a snowmobile
16 that has a model year that is at least ~~30~~ 35 years earlier than the year in which the
17 trail use sticker is issued.

18 **SECTION 4358.** 350.12 (4) (b) 1. of the statutes is amended to read:

19 350.12 (4) (b) 1. State aids and funds for maintenance costs shall be 100% of
20 the actual cost of maintaining the trail per year up to a \$250 per mile per year
21 maximum, except as provided in pars. (bg) to (br). Qualifying trails are trails
22 approved by the ~~board~~ secretary of natural resources as snowmobile trails. State aid
23 for development may equal 100% of development expenses. Aids for major
24 reconstruction or rehabilitation projects to improve bridges may equal 100% of
25 eligible costs. Aids for trail rehabilitation projects may equal 100% of eligible costs.

SENATE BILL 21**SECTION 4358**

1 Development shall begin the same year the land is acquired. Moneys available for
2 development shall be distributed on a 100% grant basis, 75% at the time of approval
3 but no later than January 1 and 25% upon completion of the project. A county
4 application may include a request for development, rehabilitation, or maintenance
5 of trails, or any combination thereof. Trail routes, sizes, and specifications shall be
6 prescribed only by the ~~board~~ secretary of natural resources.

7 **SECTION 4359.** 350.12 (4) (b) 4. of the statutes is amended to read:

8 350.12 (4) (b) 4. For the maintenance, rehabilitation, and development of
9 snowmobile trails and areas on state lands and for major rehabilitation of
10 snowmobile bridges, 100% of the actual cost for development and rehabilitation and
11 100% of the actual cost of maintaining the trails per year up to the per mile per year
12 maximum specified under subd. 1. Qualifying trails are those approved by the ~~board~~
13 secretary of natural resources. Trail routes, sizes, and specifications shall be
14 prescribed only by the ~~board~~ secretary of natural resources.

15 **SECTION 4360.** 350.145 (3) (b) of the statutes is amended to read:

16 350.145 (3) (b) The secretary of natural resources shall submit any written
17 comments that the secretary receives under par. (a) 2. ~~to the natural resources board~~
18 ~~and to the secretary of administration with the department's submission of its~~
19 budget report under s. 16.42.

20 **SECTION 4361.** 409.501 (1) (b) of the statutes is amended to read:

21 409.501 (1) (b) The office of the department of financial institutions and
22 professional standards or any office duly authorized by the department, in all other
23 cases, including a case in which the collateral is goods that are or are to become
24 fixtures and the financing statement is not filed as a fixture filing.

25 **SECTION 4362.** 426.103 of the statutes is amended to read:

SENATE BILL 21

SECTION 4362

1 **426.103 Administrator.** "Administrator" means the secretary of financial
2 institutions and professional standards or an employee of the department of
3 financial institutions and professional standards designated by the secretary.

4 **SECTION 4363.** 426.104 (2) (intro.) of the statutes is amended to read:

5 426.104 (2) (intro.) The administrator shall report annually on practices in
6 consumer transactions, on the use of consumer credit in the state, on problems
7 attending the collection of debts, on the problems of persons of limited means in
8 consumer transactions, and on the operation of chs. 421 to 427 and 429. For the
9 purpose of making the report, the administrator may conduct research and make
10 appropriate studies. The report shall be given to the division of banking for inclusion
11 included in the department's report of the division of banking under s. 220.14 and
12 shall include:

13 **SECTION 4364.** 426.203 of the statutes is amended to read:

14 **426.203 Penalties.** Whoever fails to comply with the registration
15 requirements under s. 426.201 or fails to pay a fee required under s. 426.202 may be
16 required to forfeit not more than \$50. Each day that this failure continues
17 constitutes a separate offense. Forfeitures received by the administrator under this
18 section shall be credited to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2)
19 (h) and may be expended from the account only for consumer or merchant education
20 programs.

21 **SECTION 4365.** Chapter 440 (title) of the statutes is amended to read:

22 **CHAPTER 440**
23 ~~**DEPARTMENT OF SAFETY AND**~~
24 **PROFESSIONAL SERVICES LICENSING**

25 **SECTION 4366.** 440.01 (2) (cs) of the statutes is amended to read:

SENATE BILL 21**SECTION 4366**

1 440.01 (2) (cs) “Minority group member” has the meaning given in s. ~~16.287~~
2 203.07 (1) (f).

3 **SECTION 4367.** 440.03 (3) of the statutes is amended to read:

4 440.03 (3) If the secretary reorganizes the department, no modification may
5 be made in the powers and responsibilities of the examining boards or affiliated
6 credentialing boards attached to the department or an examining board under s.
7 ~~15.405~~ 15.175 or ~~15.406~~ 15.176.

8 **SECTION 4368.** 440.03 (3q) of the statutes is amended to read:

9 440.03 (3q) Notwithstanding sub. (3m), the department of ~~safety and~~
10 ~~professional services~~ shall investigate any report that it receives under s. 146.40 (4r)
11 (em).

12 **SECTION 4369.** 440.03 (9) (a) 2. of the statutes is amended to read:

13 440.03 (9) (a) 2. Not later than January 31 of each odd-numbered year,
14 adjusting for the succeeding fiscal biennium each fee for an initial credential for
15 which an examination is not required, for a reciprocal credential, and, subject to s.
16 440.08 (2) (a), for a credential renewal, if an adjustment is necessary to reflect the
17 approximate administrative and enforcement costs of the department that are
18 attributable to the regulation of the particular occupation or business during the
19 period in which the initial or reciprocal credential or credential renewal is in effect
20 and, for purposes of each fee for a credential renewal, to reflect an estimate of any
21 additional moneys available for the department’s general program operations as a
22 result of appropriation transfers that have been or are estimated to be made under
23 s. ~~20.165 (1)~~ 20.142 (3) (i) during the fiscal biennium in progress at the time of the
24 deadline for an adjustment under this subdivision or during the fiscal biennium

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1 beginning on the July 1 immediately following the deadline for an adjustment under
2 this subdivision.

3 **SECTION 4370.** 440.03 (11m) (c) of the statutes is amended to read:

4 440.03 (11m) (c) The department of safety and professional services may not
5 disclose a social security number obtained under par. (a) to any person except the
6 coordinated licensure information system under s. 441.50 (7); the department of
7 children and families for purposes of administering s. 49.22; and, for a social security
8 number obtained under par. (a) 1., the department of revenue for the purpose of
9 requesting certifications under s. 73.0301 and administering state taxes and the
10 department of workforce development for the purpose of requesting certifications
11 under s. 108.227.

12 **SECTION 4371.** 440.03 (12m) of the statutes is amended to read:

13 440.03 (12m) The department of safety and professional services shall
14 cooperate with the departments of justice, children and families, and health services
15 in developing and maintaining a computer linkup to provide access to information
16 regarding the current status of a credential issued to any person by the department
17 of safety and professional services, including whether that credential has been
18 restricted in any way.

19 **SECTION 4372.** 440.03 (13) (b) 73. of the statutes is repealed.

20 **SECTION 4373.** 440.03 (13) (b) 74. of the statutes is repealed.

21 **SECTION 4374.** 440.03 (14) (c) of the statutes is amended to read:

22 440.03 (14) (c) The renewal dates for certificates granted under par. (a) and
23 licenses granted under par. (am) ~~are specified in~~ shall be as determined under s.
24 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department
25 on a form provided by the department and shall include the renewal fee determined

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1 by the department under s. 440.03 (9) (a) and evidence satisfactory to the department
2 that the person's certification, registration, or accreditation specified in par. (a) 1. a.,
3 2. a., or 3. a. has not been revoked.

4 **SECTION 4375.** 440.032 (5) of the statutes is amended to read:

5 440.032 (5) LICENSE RENEWAL. The renewal dates for licenses granted under
6 sub. (3) (a) ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) ~~68e~~ and (ag).
7 Renewal applications shall be submitted to the department on a form provided by the
8 department and shall include the renewal fee determined by the department under
9 s. 440.03 (9) (a) and evidence satisfactory to the department that the person's
10 certification or membership specified in sub. (3) that is required for the license has
11 not been revoked or invalidated.

12 **SECTION 4376.** 440.065 of the statutes is created to read:

13 **440.065 Payment of fees by installments.** The department may promulgate
14 rules establishing procedures for the payment by installment of initial credential
15 fees and credential renewal fees.

16 **SECTION 4377.** 440.08 (2) (a) (intro.) of the statutes, as affected by 2013
17 Wisconsin Act 240, is amended to read:

18 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,
19 444.03, 444.11, 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), 463.10, 463.12,
20 and 463.25 and subch. II of ch. 448, the renewal dates for credentials are as follows:

21 **SECTION 4378.** 440.08 (2) (a) (intro.) of the statutes, as affected by 2015
22 Wisconsin Act (this act), is amended to read:

23 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,
24 444.03, 444.11, 447.04 (2) (c) 2., 449.17 (1m) (d), 449.18 (2) (d), 463.10, 463.12, and

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1 463.25 and subch. II of ch. 448, ~~the renewal dates for credentials are as follows~~ all
2 of the following apply with respect to renewals of credentials:

3 **SECTION 4379.** 440.08 (2) (a) 1. to 46w. of the statutes are renumbered 440.08
4 (2) (ag) 1. to 46w. and amended to read:

5 440.08 (2) (ag) 1. Accountant, certified public: December 15 of each ~~the~~ the
6 odd-numbered year ~~years~~.

7 3. Accounting corporation or partnership: December 15 of each ~~the~~ the
8 odd-numbered year ~~years~~.

9 4. Acupuncturist: July 1 of each ~~the~~ the odd-numbered year ~~years~~.

10 4m. Advanced practice nurse prescriber: October 1 of each ~~the~~ the even-numbered
11 year ~~years~~.

12 5. Aesthetician: April 1 of each ~~the~~ the odd-numbered year ~~years~~.

13 6. Aesthetics establishment: April 1 of each ~~the~~ the odd-numbered year ~~years~~.

14 7. Aesthetics instructor: April 1 of each ~~the~~ the odd-numbered year ~~years~~.

15 8. Aesthetics school: April 1 of each ~~the~~ the odd-numbered year ~~years~~.

16 9. Aesthetics specialty school: April 1 of each ~~the~~ the odd-numbered year ~~years~~.

17 9m. Substance abuse counselor, clinical supervisor, or prevention specialist:
18 except as limited in s. 440.88 (4), March 1 of each ~~the~~ the odd-numbered year ~~years~~.

19 10. Anesthesiologist assistant: October 1 of each ~~the~~ the even-numbered year
20 ~~years~~.

21 11. Appraiser, real estate, certified general: December 15 of each ~~the~~ the
22 odd-numbered year ~~years~~.

23 11m. Appraiser, real estate, certified residential: December 15 of each ~~the~~ the
24 odd-numbered year ~~years~~.

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- 1 12. Appraiser, real estate, licensed: December 15 of each the odd-numbered
2 ~~year~~ years.
- 3 13. Architect: August 1 of each the even-numbered ~~year~~ years.
- 4 14. Architectural or engineering firm, partnership or corporation: February 1
5 of each the even-numbered ~~year~~ years.
- 6 14d. Athlete agent: July 1 of each the even-numbered ~~year~~ years.
- 7 14f. Athletic trainer: July 1 of each the even-numbered ~~year~~ years.
- 8 14g. Auction company: December 15 of each the even-numbered ~~year~~ years.
- 9 14r. Auctioneer: December 15 of each the even-numbered ~~year~~ years.
- 10 15. Audiologist: February 1 of each the odd-numbered ~~year~~ years.
- 11 15m. Barber: April 1 of each the odd-numbered ~~year~~ years.
- 12 16. Barbering establishment: April 1 of each the odd-numbered ~~year~~ years.
- 13 17. Barbering instructor: April 1 of each the odd-numbered ~~year~~ years.
- 14 18. Barbering manager: April 1 of each the odd-numbered ~~year~~ years.
- 15 19. Barbering school: April 1 of each the odd-numbered ~~year~~ years.
- 16 20m. Behavior analyst: December 15 of each the even-numbered ~~year~~ years.
- 17 21. Cemetery authority, licensed: December 15 of each the even-numbered
18 ~~year~~ years.
- 19 21m. Cemetery authority, registered: December 15 of each the even-numbered
20 ~~year~~; \$10 years.
- 21 22. Cemetery preneed seller: December 15 of each the even-numbered ~~year~~
22 years.
- 23 23. Cemetery salesperson: December 15 of each the even-numbered ~~year~~
24 years.

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- 1 23p. Chiropractic radiological technician: December 15 of each the
2 even-numbered year years.
- 3 23s. Chiropractic technician: December 15 of each the even-numbered year
4 years.
- 5 24. Chiropractor: December 15 of each the even-numbered year years.
- 6 24b. Cosmetologist: April 1 of each the odd-numbered year years.
- 7 24d. Cosmetology establishment: April 1 of each the odd-numbered year years.
- 8 24g. Cosmetology instructor: April 1 of each the odd-numbered year years.
- 9 24i. Cosmetology manager: April 1 of each the odd-numbered year years.
- 10 24k. Cosmetology school: April 1 of each the odd-numbered year years.
- 11 24m. Crematory authority: January 1 of each the even-numbered year years.
- 12 25. Dental hygienist: October 1 of each the odd-numbered year years.
- 13 26. Dentist: October 1 of each the odd-numbered year years.
- 14 26m. Dentist, faculty member: October 1 of each the odd-numbered year years.
- 15 27. Designer of engineering systems: February 1 of each the even-numbered
16 year years.
- 17 27m. Dietitian: November 1 of each the even-numbered year years.
- 18 29. Drug manufacturer: June 1 of each the even-numbered year years.
- 19 30. Electrologist: April 1 of each the odd-numbered year years.
- 20 31. Electrology establishment: April 1 of each the odd-numbered year years.
- 21 32. Electrology instructor: April 1 of each the odd-numbered year years.
- 22 33. Electrology school: April 1 of each the odd-numbered year years.
- 23 34. Electrology specialty school: April 1 of each the odd-numbered year years.
- 24 35. Engineer, professional: August 1 of each the even-numbered year years.
- 25 36. Funeral director: December 15 of each the odd-numbered year years.

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1 37. Funeral establishment: June 1 of each ~~the~~ odd-numbered year years.

2 38. Hearing instrument specialist: February 1 of each ~~the~~ odd-numbered year
3 years.

4 38g. Home inspector: December 15 of each ~~the~~ even-numbered year years.

5 38j. Juvenile martial arts instructor: September 1 of each ~~the~~ even-numbered
6 year years.

7 38m. Landscape architect: August 1 of each ~~the~~ even-numbered year years.

8 39. Land surveyor, professional: February 1 of each ~~the~~ even-numbered year
9 years.

10 39m. Limited X-ray machine operator: September 1 of each ~~the~~
11 even-numbered year years.

12 42. Manicuring establishment: April 1 of each ~~the~~ odd-numbered year years.

13 43. Manicuring instructor: April 1 of each ~~the~~ odd-numbered year years.

14 44. Manicuring school: April 1 of each ~~the~~ odd-numbered year years.

15 45. Manicuring specialty school: April 1 of each ~~the~~ odd-numbered year years.

16 46. Manicurist: April 1 of each ~~the~~ odd-numbered year years.

17 46m. Marriage and family therapist: March 1 of each ~~the~~ odd-numbered year
18 years.

19 46r. Massage therapist or bodywork therapist: March 1 of each ~~the~~
20 odd-numbered year years.

21 46w. Midwife, licensed: July 1 of each ~~the~~ even-numbered year years.

22 **SECTION 4380.** 440.08 (2) (a) 1n., 2n., 3n., 4n. and 5n. of the statutes are created
23 to read:

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1 440.08 (2) (a) 1n. Beginning with the first renewal after the initial issuance of
2 a credential, credentials may be renewed every 4 years as provided in this
3 paragraph.

4 2n. General renewal dates shall be as specified in par. (ag), and renewals shall
5 be in either odd-numbered or even-numbered years, as specified in par. (ag).

6 3n. The actual renewal dates for credential holders who are individuals shall
7 be staggered so that the renewal dates for credential holders who have
8 even-numbered birth years are 2 years apart from the renewal dates for credential
9 holders who have odd-numbered birth years.

10 4n. Renewal years for credential holders that are not individuals shall be
11 determined by the department, which may provide for staggering as necessary.

12 5n. The department shall promulgate rules for the implementation of subs.
13 1n. to 4n.

14 **SECTION 4381.** 440.08 (2) (a) 46y. of the statutes, as created by 2013 Wisconsin
15 Act 244, is renumbered 440.08 (2) (ag) 46y. and amended to read:

16 440.08 (2) (ag) 46y. Mobile dentistry program registration: October 1 of each
17 the odd-numbered year years.

18 **SECTION 4382.** 440.08 (2) (a) 48. to 69. of the statutes are renumbered 440.08
19 (2) (ag) 48. to 69. and amended to read:

20 440.08 (2) (ag) 48. Nurse, licensed practical: May 1 of each the odd-numbered
21 year years.

22 49. Nurse, registered: March 1 of each the even-numbered year years.

23 50. Nurse-midwife: March 1 of each the even-numbered year years.

24 51. Nursing home administrator: July 1 of each the even-numbered year
25 years.

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1 52. Occupational therapist: June 1 of each ~~the~~ odd-numbered year years.

2 53. Occupational therapy assistant: June 1 of each ~~the~~ odd-numbered year
3 years.

4 54. Optometrist: December 15 of each ~~the~~ odd-numbered year years.

5 54m. Perfusionist: March 1 of each ~~the~~ even-numbered year years.

6 55. Pharmacist: June 1 of each ~~the~~ even-numbered year years.

7 56. Pharmacy, in-state and out-of-state: June 1 of each ~~the~~ even-numbered
8 year years.

9 57. Physical therapist: March 1 of each ~~the~~ odd-numbered year years.

10 57m. Physical therapist assistant: March 1 of each ~~the~~ odd-numbered year
11 years.

12 58. Physician, other than a physician who possesses the degree of doctor of
13 osteopathy: November 1 of each ~~the~~ odd-numbered year years.

14 58m. Physician who possesses the degree of doctor of osteopathy: March 1 of
15 each ~~the~~ even-numbered year years.

16 59. Physician assistant: March 1 of each ~~the~~ odd-numbered year years.

17 60. Podiatrist: November 1 of each ~~the~~ even-numbered year years.

18 61. Private detective: September 1 of each ~~the~~ even-numbered year years.

19 62. Private detective agency: September 1 of each ~~the~~ odd-numbered year
20 years.

21 63. Private practice school psychologist: October 1 of each ~~the~~ odd-numbered
22 year years.

23 63g. Private security person: September 1 of each ~~the~~ even-numbered year
24 years.

25 63m. Professional counselor: March 1 of each ~~the~~ odd-numbered year years.

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- 1 63u. Professional geologist: August 1 of each the even-numbered year years.
- 2 63v. Professional geology, hydrology, or soil science firm, partnership, or
3 corporation: August 1 of each the even-numbered year years.
- 4 63w. Professional hydrologist: August 1 of each the even-numbered year years.
- 5 63x. Professional soil scientist: August 1 of each the even-numbered year
6 years.
- 7 64. Psychologist: October 1 of each the odd-numbered year years.
- 8 64g. Radiographer, licensed: September 1 of each the even-numbered year
9 years.
- 10 65. Real estate broker: December 15 of each the even-numbered year years.
- 11 66. Real estate business entity: December 15 of each the even-numbered year
12 years.
- 13 67. Real estate salesperson: December 15 of each the even-numbered year
14 years.
- 15 67m. Registered interior designer: August 1 of each the even-numbered year
16 years.
- 17 67v. Registered music, art or dance therapist: October 1 of each the
18 odd-numbered year years.
- 19 67x. Registered music, art, or dance therapist with psychotherapy license:
20 October 1 of each the odd-numbered year years.
- 21 68. Respiratory care practitioner: July 1 of each the even-numbered year
22 years.
- 23 68b. Sanitarian: January 1 of each the even-numbered year years.
- 24 68c. Sign language interpreter: September 1 of each the odd-numbered year
25 years.

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1 68d. Social worker: March 1 of each ~~the~~ odd-numbered year years.

2 68h. Social worker, advanced practice: March 1 of each ~~the~~ odd-numbered year
3 years.

4 68p. Social worker, independent: March 1 of each ~~the~~ odd-numbered year
5 years.

6 68t. Social worker, independent clinical: March 1 of each ~~the~~ odd-numbered
7 year years.

8 68v. Speech-language pathologist: February 1 of each ~~the~~ odd-numbered year
9 years.

10 69. Time-share salesperson: December 15 of each ~~the~~ even-numbered year
11 years.

12 **SECTION 4383.** 440.08 (2) (a) 70. of the statutes is repealed.

13 **SECTION 4384.** 440.08 (2) (a) 71. of the statutes is repealed.

14 **SECTION 4385.** 440.08 (2) (a) 72. of the statutes is renumbered 440.08 (2) (ag)
15 72. and amended to read:

16 440.08 (2) (ag) 72. Wholesale distributor of prescription drugs: June 1 of each
17 the even-numbered year years.

18 **SECTION 4386.** 440.08 (2) (ag) (intro.) of the statutes is created to read:

19 440.08 (2) (ag) (intro.) For the purpose of par. (a), the general renewal dates and
20 years for credentials are as follows:

21 **SECTION 4387.** 440.08 (2) (ar) of the statutes is created to read:

22 440.08 (2) (ar) Notwithstanding pars. (a), (ag), and (c), the department may
23 establish a system to transition credential holders from 2-year to 4-year credential
24 periods by phasing-in the application of par. (a). Notwithstanding the requirement
25 to pay the renewal fee under par. (c), a person who renews a credential for 2 years

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1 pursuant to the system established under this paragraph is only required to pay
2 one-half of the renewal fee that applies to a person renewing a credential for 4 years.
3 The department shall promulgate rules to implement any transition system
4 established under this paragraph, which shall not allow for more than one 2-year
5 renewal of a credential after the effective date of this paragraph [LRB inserts
6 date].

7 **SECTION 4388.** 440.08 (2) (b) of the statutes is amended to read:

8 440.08 (2) (b) The renewal fee for an apprentice, journeyman, student, or
9 temporary credential is \$10. The renewal dates ~~specified in par.~~ determined under
10 pars. (a) and (ag) do not apply to apprentice, journeyman, student or temporary
11 credentials.

12 **SECTION 4389.** 440.13 (1) (b) of the statutes is amended to read:

13 440.13 (1) (b) “Memorandum of understanding” means a memorandum of
14 understanding entered into by the department ~~of safety and professional services~~
15 and the department of children and families under s. 49.857.

16 **SECTION 4390.** 440.22 (2) of the statutes is amended to read:

17 440.22 (2) In any disciplinary proceeding against a holder of a credential in
18 which the department or an examining board, affiliated credentialing board or board
19 in the department orders suspension, limitation or revocation of the credential or
20 reprimands the holder, the department, examining board, affiliated credentialing
21 board or board may, in addition to imposing discipline, assess all or part of the costs
22 of the proceeding against the holder. Costs assessed under this subsection are
23 payable to the department. Interest shall accrue on costs assessed under this
24 subsection at a rate of 12% per year beginning on the date that payment of the costs
25 are due as ordered by the department, examining board, affiliated credentialing

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1 board or board. Upon the request of the department of safety and professional
2 services, the department of justice may commence an action to recover costs assessed
3 under this subsection and any accrued interest.

4 **SECTION 4391.** 440.25 of the statutes is amended to read:

5 **440.25 Judicial review.** The department may seek judicial review under ch.
6 227 of any final disciplinary decision of the medical examining board or affiliated
7 credentialing board attached to the medical examining board. The department shall
8 be represented in such review proceedings by an attorney within the department.
9 Upon request of the medical examining board or the interested affiliated
10 credentialing board, the attorney general may represent the board. If the attorney
11 general declines to represent the board, the board may retain special counsel which
12 shall be paid for out of the appropriation under s. ~~20.165 (1)~~ 20.142 (3) (hg).

13 **SECTION 4392.** 440.26 (3) of the statutes is amended to read:

14 **440.26 (3) ISSUANCE OF LICENSES; FEES.** Upon receipt and examination of an
15 application executed under sub. (2), and after any investigation that it considers
16 necessary, the department shall, if it determines that the applicant is qualified, grant
17 the proper license upon payment of the initial credential fee determined by the
18 department under s. 440.03 (9) (a). No license shall be issued for a longer period than
19 ~~2~~ 4 years, and the license of a private detective shall expire on the renewal date of
20 the license of the private detective agency, even if the license of the private detective
21 has not been in effect for a full ~~2~~ 4 years. Renewals of the original licenses issued
22 under this section shall be issued in accordance with renewal forms prescribed by the
23 department and shall be accompanied by the applicable fees specified in s. 440.08 or
24 determined by the department under s. 440.03 (9) (a). The department may not

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1 renew a license unless the applicant provides evidence that the applicant has in force
2 at the time of renewal the bond or liability policy specified in this section.

3 **SECTION 4393.** 440.26 (5m) (b) of the statutes is amended to read:

4 440.26 (5m) (b) The renewal dates for permits issued under this subsection are
5 ~~specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal
6 applications shall be submitted to the department on a form provided by the
7 department and shall include the renewal fee determined by the department under
8 s. 440.03 (9) (a).

9 **SECTION 4394.** 440.313 (1) of the statutes is amended to read:

10 440.313 (1) The renewal date for licenses granted under this subchapter is
11 ~~specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal
12 applications shall be submitted to the department on a form provided by the
13 department and shall include the renewal fee determined by the department under
14 s. 440.03 (9) (a).

15 **SECTION 4395.** Subchapter V (title) of chapter 440 [precedes 440.51] of the
16 statutes is amended to read:

17 **CHAPTER 440**

18 **SUBCHAPTER V**

19 **PEDDLERS; PRIVATE SCHOOLS**

20 **SECTION 4396.** 440.52 (title) of the statutes is created to read:

21 **440.52 (title) Private trade, business, technical, and other schools.**

22 **SECTION 4397.** 440.52 (7m) of the statutes is created to read:

23 440.52 (7m) **AUTHORIZATION OF SCHOOLS.** (a) In this subsection, “proprietary
24 school” means a private trade, correspondence, business, or technical school or any
25 other private school seeking funding under 20 USC 1070 to 1099d.

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1 (b) Upon application, the department shall issue written authorization to a
2 proprietary school doing business within this state if the requirements established
3 by rule under par. (c) are satisfied.

4 (c) The rules required under sub. (3) shall include rules related to providing
5 authorization under this subsection and revoking authorization previously
6 provided. The rules shall include all of the following:

7 1. Criteria or standards for providing authorization, which must include a
8 requirement that the school has accreditation recognized by the U.S. secretary of
9 education or recognized by the Council for Higher Education Accreditation.

10 2. The period for which the department's authorization is valid, which period
11 may be no longer than 4 years.

12 3. Criteria or standards, and a procedure, for revoking authorization
13 previously provided, which must allow revocation if the school has lost the
14 accreditation specified in subd. 1.

15 4. Criteria or standards, and a procedure, for a school to regain authorization
16 after its authorization has been revoked.

17 5. The fees to be paid to the department for authorization under this subsection.
18 Fees collected under this subdivision shall be sufficient to cover all costs that the
19 department incurs in authorizing proprietary schools under this subsection.

20 (d) A school issued authorization by the department under par. (b) shall
21 promptly notify the department if it loses the accreditation specified in par. (c) 1.
22 within the period of authorization.

23 (e) With respect to any school authorized by the department under par. (b) or
24 for which the department has a pending application for authorization, the
25 department shall do all of the following:

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- 1 1. Fulfill any obligation of this state specified in 20 USC 1099a.
- 2 2. Cooperate with any accrediting agency or association recognized by the
- 3 federal secretary of education as meeting the criteria established under 20 USC
- 4 1099b, and with the federal secretary of education, with respect to certification or
- 5 recertification under 20 USC 1099c of any school for purposes of the school's
- 6 participation in programs of the federal department of education.

7 **SECTION 4398.** 440.52 (11) (bm) of the statutes is created to read:

8 440.52 (11) (bm) If a school operating in this state proposes to discontinue its

9 operations or is in imminent danger of discontinuing its operations, the school shall

10 give notice to the department. Upon receiving this notice, if the department

11 determines that the student records of the school are in danger of being destroyed,

12 secreted, mislaid, or otherwise made unavailable to the persons who are the subjects

13 of those student records or the authorized representatives of those persons, the

14 department may take possession of those student records if those student records

15 have not already been taken into possession under par. (b) 2.

16 **SECTION 4399.** 440.63 (2) of the statutes is amended to read:

17 440.63 (2) APPLICATIONS; CERTIFICATION PERIOD. An application for initial

18 certification or renewal or reinstatement of a certificate under this section shall be

19 submitted to the department on a form provided by the department. An application

20 for initial certification shall include the initial credential fee determined by the

21 department under s. 440.03 (9) (a). Renewal applications shall be submitted to the

22 department on a form provided by the department on or before the applicable

23 renewal date ~~specified~~ determined under s. 440.08 (2) (a) ~~and (ag)~~ and shall include

24 the applicable renewal fee determined by the department under s. 440.03 (9) (a), and

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1 the applicable penalty for late renewal under s. 440.08 (3) if the application is
2 submitted late.

3 **SECTION 4400.** 440.71 (3) of the statutes is amended to read:

4 440.71 (3) RENEWAL. Renewal applications shall be submitted to the
5 department on a form provided by the department on or before the applicable
6 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include
7 the applicable renewal fee determined by the department under s. 440.03 (9) (a).

8 **SECTION 4401.** 440.88 (4) of the statutes is amended to read:

9 440.88 (4) APPLICATIONS; CERTIFICATION PERIOD. An application for certification
10 as a substance abuse counselor, clinical supervisor, or prevention specialist under
11 this section shall be made on a form provided by the department and filed with the
12 department and shall be accompanied by the initial credential fee determined by the
13 department under s. 440.03 (9) (a). The renewal date for certification as a substance
14 abuse counselor, clinical supervisor, or prevention specialist ~~is specified~~ shall be as
15 determined under s. 440.08 (2) (a) and (ag) and the renewal fee for such certifications
16 is determined by the department under s. 440.03 (9) (a). Renewal of certification as
17 a substance abuse counselor-in-training, a clinical supervisor-in-training, or a
18 prevention specialist-in-training may be made only twice.

19 **SECTION 4402.** 440.905 (1) of the statutes is amended to read:

20 440.905 (1) In addition to the other duties and powers of the board under this
21 subchapter, the board shall advise the secretary ~~of safety and professional services~~
22 on matters relating to cemeteries, to this chapter, or to the board.

23 **SECTION 4403.** 440.905 (2) of the statutes is amended to read:

24 440.905 (2) The board has rule-making authority and may promulgate rules
25 relating to the regulation of cemetery authorities, cemetery salespersons, and

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1 cemetery preneed sellers. ~~The board may determine, by rule, a fee under s. 440.05~~
2 ~~(1) (a) and under s. 440.08 (2) (a) 21. that is sufficient to fund the board's operating~~
3 ~~costs.~~

4 **SECTION 4404.** 440.91 (1) (c) 1. of the statutes is amended to read:

5 440.91 (1) (c) 1. The renewal dates for licenses granted under par. (b) are
6 specified in shall be as determined under s. 440.08 (2) (a) and (ag) and the renewal
7 fees for such licenses are determined by the department under s. 440.03 (9) (a),
8 except that a licensed cemetery authority is not required to renew its license if the
9 cemetery authority sells less than 20 cemetery lots or mausoleum spaces at a
10 cemetery during a calendar year, or that has less than \$100,000 in trust fund
11 accounts for a cemetery.

12 **SECTION 4405.** 440.91 (1m) (c) of the statutes is amended to read:

13 440.91 (1m) (c) The renewal date and renewal fee for a registration granted
14 under par. (b) are specified in shall be as determined under s. 440.08 (2) (a) and (ag).
15 The department shall determine the renewal fee for a registration granted under
16 par. (b) under s. 440.03 (9) (a).

17 **SECTION 4406.** 440.91 (4) of the statutes is amended to read:

18 440.91 (4) Renewal applications shall be submitted to the department on a
19 form provided by the department on or before the applicable renewal date specified
20 determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal
21 fee determined by the department under s. 440.03 (9) (a).

22 **SECTION 4407.** 440.92 (1) (c) of the statutes is amended to read:

23 440.92 (1) (c) Renewal applications shall be submitted to the department on
24 a form provided by the department on or before the applicable renewal date specified

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1 determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal
2 fee determined by the department under s. 440.03 (9) (a).

3 **SECTION 4408.** 440.92 (2) (d) of the statutes is amended to read:

4 440.92 (2) (d) A preneed seller may not sell any undeveloped space unless the
5 plans for the construction of the mausoleum have been submitted to the department
6 ~~of safety and professional services~~ for approval under s. 157.12 (2) (a) and the
7 preneed sales contract includes the following language in not less than 10-point
8 boldface type: “THE PLANS FOR CONSTRUCTING THE MAUSOLEUM SPACE
9 HAVE BEEN SUBMITTED TO THE DEPARTMENT OF SAFETY AND
10 PROFESSIONAL SERVICES FINANCIAL INSTITUTIONS AND
11 PROFESSIONAL STANDARDS FOR APPROVAL. THE SELLER IS
12 RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE
13 PLANS BY THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES
14 FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS, COMPLETE
15 THE CONSTRUCTION, AND OBTAIN CERTIFICATION OF THE
16 CONSTRUCTION BY THE DEPARTMENT OF SAFETY AND PROFESSIONAL
17 SERVICES FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS.”

18 **SECTION 4409.** 440.945 (5) (b) of the statutes is amended to read:

19 440.945 (5) (b) The department of justice or any district attorney, upon
20 informing the department of justice, may commence an action in circuit court in the
21 name of the state to restrain by temporary or permanent injunction any violation of
22 this section. The court may, prior to entry of final judgment, make such orders or
23 judgments as may be necessary to restore to any person any pecuniary loss suffered
24 because of the acts or practices involved in the action, if proof of such loss is submitted
25 to the satisfaction of the court. The department of justice may subpoena persons and

SENATE BILL 21**SECTION 4409**

1 require the production of books and other documents, and may request the
2 department of safety and professional services to exercise its authority under par. (a)
3 to aid in the investigation of alleged violations of this section.

4 **SECTION 4410.** 440.966 (1) of the statutes is amended to read:

5 440.966 (1) The renewal date for a certificate of registration issued under this
6 subchapter is ~~specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag), and
7 the renewal fee for such certificate of registration is determined by the department
8 under s. 440.03 (9) (a).

9 **SECTION 4411.** 440.972 (2) of the statutes is amended to read:

10 440.972 (2) The renewal date for certificates granted under this section is
11 ~~specified~~ shall be as determined under s. 440.08 (2) (a) ~~38g.~~ and (ag), and the renewal
12 fee for such certificates is determined by the department under s. 440.03 (9) (a).

13 **SECTION 4412.** 440.98 (6) of the statutes is amended to read:

14 440.98 (6) APPLICATIONS. An application for a sanitarian registration under this
15 section shall be made on a form provided by the department and filed with the
16 department and shall be accompanied by the initial credential fee determined by the
17 department under s. 440.03 (9) (a). The renewal date for a sanitarian registration
18 is ~~specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal
19 fee for such registration is determined by the department under s. 440.03 (9) (a).

20 **SECTION 4413.** 440.983 (1) of the statutes is amended to read:

21 440.983 (1) The renewal date for licenses granted under this subchapter is
22 ~~specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal
23 applications shall be submitted to the department on a form provided by the
24 department and shall include the renewal fee determined by the department under
25 s. 440.03 (9) (a).

SENATE BILL 21**SECTION 4414**

1 **SECTION 4414.** 440.992 (6) of the statutes is repealed.

2 **SECTION 4415.** 440.9935 of the statutes is amended to read:

3 **440.9935 Renewal.** The renewal date for certificates of registration issued
4 under this subchapter ~~is specified in~~ shall be as determined under s. 440.08 (2) (a)
5 and (ag), and the renewal fee for such certificates is determined by the department
6 under s. 440.03 (9) (a). Renewal applications shall be submitted to the department
7 on a form provided by the department.

8 **SECTION 4416.** 441.01 (7) (a) 2. of the statutes is amended to read:

9 441.01 (7) (a) 2. Pay a nursing workforce survey fee of \$4. All moneys received
10 under this subdivision shall be deposited into the general fund and credited to the
11 appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm).

12 **SECTION 4417.** 441.06 (3) of the statutes is amended to read:

13 441.06 (3) A registered nurse practicing for compensation shall, on or before
14 the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag),
15 submit to the board on furnished forms a statement giving name, residence, and
16 other facts that the board requires, with the applicable renewal fee determined by
17 the department under s. 440.03 (9) (a).

18 **SECTION 4418.** 441.10 (3) (b) of the statutes is amended to read:

19 441.10 (3) (b) On or before the applicable renewal date ~~specified~~ determined
20 under s. 440.08 (2) (a) and (ag), a licensed practical nurse practicing for compensation
21 shall submit to the board, on forms furnished by the department, an application for
22 license renewal, together with a statement giving name, residence, nature and
23 extent of practice as a licensed practical nurse during the prior year and prior
24 unreported years, the nursing workforce survey and fee required under s. 441.01 (7),
25 and other facts bearing upon current competency that the board requires,

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1 accompanied by the applicable license renewal fee determined by the department
2 under s. 440.03 (9) (a).

3 **SECTION 4419.** 441.15 (3) (b) of the statutes is amended to read:

4 441.15 (3) (b) On or before the applicable renewal date ~~specified~~ determined
5 under s. 440.08 (2) (a) and (ag), a person issued a license under par. (a) and practicing
6 nurse–midwifery shall submit to the board on furnished forms a statement giving his
7 or her name, residence, the nursing workforce survey and fee required under s.
8 441.01 (7), and other information that the board requires by rule, with the applicable
9 renewal fee determined by the department under s. 440.03 (9) (a). If applicable, the
10 person shall also submit evidence satisfactory to the board that he or she has in effect
11 the malpractice liability insurance required under the rules promulgated under sub.
12 (5) (bm). The board shall grant to a person who pays the fee determined by the
13 department under s. 440.03 (9) (a) for renewal of a license to practice
14 nurse–midwifery and who satisfies the requirements of this paragraph the renewal
15 of his or her license to practice nurse–midwifery and the renewal of his or her license
16 to practice as a registered nurse.

17 **SECTION 4420.** 442.083 of the statutes is amended to read:

18 **442.083 Renewal.** The renewal dates for licenses issued under this chapter
19 ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal
20 fees for such licenses are determined by the department under s. 440.03 (9) (a). The
21 department may not renew a license issued to a firm unless, at the time of renewal,
22 the firm satisfies the requirements under s. 442.08 (2) and demonstrates, to the
23 satisfaction of the department, that the firm has complied with the requirements
24 under s. 442.087.

25 **SECTION 4421.** 443.07 (6) of the statutes is amended to read:

SENATE BILL 21**SECTION 4421**

1 443.07 (6) The renewal date for permits under this section ~~is specified~~ shall be
2 as determined under s. 440.08 (2) (a) and (ag), and the fee for renewal of such permits
3 is determined by the department under s. 440.03 (9) (a).

4 **SECTION 4422.** 443.08 (3) (b) of the statutes is amended to read:

5 443.08 (3) (b) The renewal date for certificates of authorization under this
6 section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the
7 fee for renewal of such certificates is determined by the department under s. 440.03
8 (9) (a).

9 **SECTION 4423.** 443.10 (2) (e) of the statutes is amended to read:

10 443.10 (2) (e) The renewal date for certificates of registration for architects,
11 landscape architects, and professional engineers ~~is specified~~ shall be as determined
12 under s. 440.08 (2) (a) and (ag), and the fee for renewal of such certificates is
13 determined by the department under s. 440.03 (9) (a).

14 **SECTION 4424.** 443.10 (5) of the statutes is amended to read:

15 443.10 (5) FEES; RENEWALS. The professional land surveyor section shall grant
16 a license to engage in the practice of professional land surveying to any applicant who
17 has met the applicable requirements of this chapter. The renewal date for the license
18 ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal
19 fee for the license is determined by the department under s. 440.03 (9) (a).

20 **SECTION 4425.** 443.10 (6) of the statutes is amended to read:

21 443.10 (6) ROSTER. A roster showing the names and mailing addresses of all
22 registered surveyors shall be prepared annually by the secretary and made available
23 for purchase at cost, ~~and a copy shall be placed on file with the department of~~
24 ~~financial institutions.~~

25 **SECTION 4426.** 444.04 of the statutes is amended to read:

SENATE BILL 21**SECTION 4426**

1 **444.04 Promoter and club reports.** Within 2 business days after a promoter
2 or club holds a professional contest or amateur mixed martial arts fighting contest,
3 the club shall furnish to the department a written report, verified by the promoter
4 or by one of the club’s officers under penalty of perjury, showing the number of tickets
5 sold for the contest, the amount of gross proceeds, and all other information the
6 department requires by rule to be included in the report. The department may limit,
7 suspend, revoke, or assess a forfeiture to the promoter or club for failure to comply
8 with this section or failure to provide accurate information to the department. Any
9 forfeiture collected under this section shall be deposited in the appropriation account
10 under s. ~~20.165 (1)~~ 20.142 (3) (jm).

11 **SECTION 4427.** 444.14 of the statutes is amended to read:

12 **444.14 Sham contests; contestants penalized; forfeitures; hearing.** The
13 department shall ban a contestant who participates in any sham or fake professional
14 contest or amateur mixed martial arts fighting contest or violates any rule
15 promulgated by the department, and may require the contestant, the contestant’s
16 manager, or the promoter of the contest to forfeit an amount determined by the
17 department, but not more than \$500. Fifty percent of all forfeitures collected under
18 this section shall be deposited in the appropriation account under s. ~~20.165 (1)~~ 20.142
19 (3) (im).

20 **SECTION 4428.** 445.06 of the statutes is amended to read:

21 **445.06 Renewal of licenses.** The renewal date for a funeral director’s license
22 ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal
23 fee for such license is determined by the department under s. 440.03 (9) (a). Before
24 any renewal license is delivered to any licensed funeral director, proof ~~must~~ shall be
25 furnished by the applicant, to the satisfaction of the examining board, that the

SENATE BILL 21**SECTION 4428**

1 applicant is doing business at a recognized funeral establishment. The applicant
2 ~~must~~ shall also furnish proof of completion of at least 15 hours of continuing
3 education during each 2-year period within the previous ~~2-year~~ 4-year licensure
4 period, except that new licensees are exempt from this requirement during the time
5 between initial licensure and commencement of a full ~~2-year~~ 4-year licensure
6 period.

7 **SECTION 4429.** 445.105 (3) of the statutes is amended to read:

8 445.105 (3) Applications for funeral establishment permits shall be made on
9 forms provided by the department and filed with the department and shall be
10 accompanied by the initial credential fee determined by the department under s.
11 440.03 (9) (a). The renewal date for a funeral establishment permit ~~is specified~~ shall
12 be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such permit
13 is determined by the department under s. 440.03 (9) (a).

14 **SECTION 4430.** 446.02 (1) (b) of the statutes is amended to read:

15 446.02 (1) (b) Submits evidence satisfactory to the examining board that the
16 person meets the requirements of continuing education for license renewal as the
17 examining board may require, which requirements shall include current proficiency
18 in the use of an automated external defibrillator achieved through instruction
19 provided by an individual, organization, or institution of higher education approved
20 under s. 46.03 (38) to provide such instruction. The person shall include the approval
21 number assigned under sub. (5) (b) to each educational program completed by the
22 person to satisfy the requirements of this paragraph. During the time between
23 initial licensure and commencement of a full ~~2-year~~ licensure period, new licensees
24 shall not be required to meet continuing education requirements. Any person who
25 has not engaged in the practice of chiropractic for 2 years or more, while holding a

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1 valid license under this chapter, and desiring to engage in such practice, shall be
2 required by the examining board to complete a continuing education course at a
3 school of chiropractic approved by the examining board or pass a practical
4 examination administered by the examining board or both.

5 **SECTION 4431.** 446.02 (4) of the statutes is amended to read:

6 446.02 (4) The renewal date for all licenses granted by the examining board is
7 ~~specified~~ shall be as determined under s. 440.08 (2) (a) ~~and (ag)~~, and the renewal fee
8 for such licenses is determined by the department under s. 440.03 (9) (a).

9 **SECTION 4432.** 446.025 (3) (a) of the statutes is renumbered 446.025 (3) (a) 1.
10 and amended to read:

11 446.025 (3) (a) 1. The renewal date ~~and fees~~ for a certificate issued under this
12 section ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) ~~and (ag)~~.

13 **SECTION 4433.** 446.025 (3) (a) 2. of the statutes is created to read:

14 446.025 (3) (a) 2. The renewal fees for a certificate issued under this section are
15 determined by the department under s. 440.03 (9) (a).

16 **SECTION 4434.** 446.025 (3) (b) of the statutes is amended to read:

17 446.025 (3) (b) A chiropractic radiological technician shall, at the time that he
18 or she applies for renewal of a certificate under par. (a), submit evidence satisfactory
19 to the examining board that he or she has completed at least 12 continuing
20 educational credit hours in each 2-year period within the prior 4-year period in
21 programs established by rules promulgated by the examining board.

22 **SECTION 4435.** 446.026 (3) (a) of the statutes is renumbered 446.026 (3) (a) 1.
23 and amended to read:

24 446.026 (3) (a) 1. The renewal date ~~and fees~~ for a certificate issued under this
25 section ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) ~~and (ag)~~.

SENATE BILL 21**SECTION 4436**

1 **SECTION 4436.** 446.026 (3) (a) 2. of the statutes is created to read:

2 446.026 (3) (a) 2. The renewal fees for a certificate issued under this section are
3 determined by the department under s. 440.03 (9) (a).

4 **SECTION 4437.** 446.026 (3) (b) of the statutes is amended to read:

5 446.026 (3) (b) A chiropractic technician shall, at the time that he or she applies
6 for renewal of a certificate under par. (a), submit evidence satisfactory to the
7 examining board that he or she has completed at least 6 continuing educational
8 credit hours in each 2-year period within the prior 4-year period in programs
9 established by rules promulgated by the examining board.

10 **SECTION 4438.** 447.05 of the statutes is amended to read:

11 **447.05 Expiration and renewal.** Renewal applications shall be submitted
12 to the department on a form provided by the department on or before the applicable
13 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include
14 the applicable renewal fee determined by the department under s. 440.03 (9) (a). The
15 examining board may not renew a license to practice dentistry unless the applicant
16 for renewal attests that he or she has current proficiency in cardiopulmonary
17 resuscitation, including the use of an automated external defibrillator achieved
18 through instruction provided by an individual, organization, or institution of higher
19 education approved under s. 46.03 (38) to provide such instruction. The examining
20 board may not renew a license to practice dental hygiene unless the applicant for
21 renewal attests that he or she has complied with s. 447.055 and any rules
22 promulgated by the department under s. 447.055, that he or she has a current
23 certification in cardiopulmonary resuscitation, and that he or she has current
24 proficiency in the use of an automated external defibrillator achieved through

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1 instruction provided by an individual, organization, or institution of higher
2 education approved under s. 46.03 (38) to provide such instruction.

3 **SECTION 4439.** 447.055 (1) (a) of the statutes is amended to read:

4 447.055 (1) (a) Except as provided in subs. (3) and (4), a person is not eligible
5 for renewal of a license to practice dental hygiene, other than a permit issued under
6 s. 447.02 (3), unless the person has taught, prepared, attended, or otherwise
7 completed, during each of the 2-year periods within the 4-year period immediately
8 preceding the renewal date specified determined under s. 440.08 (2) (a) and (ag), 12
9 credit hours of continuing education relating to the clinical practice of dental hygiene
10 that is sponsored or recognized by a local, state, regional, national, or international
11 dental, dental hygiene, dental assisting, or medical-related professional
12 organization.

13 **SECTION 4440.** 447.055 (1) (b) 1. of the statutes is amended to read:

14 447.055 (1) (b) 1. Basic life support or cardiopulmonary resuscitation. Not
15 more than 2 of the credit hours required in each 2-year period under par. (a) may be
16 satisfied by such training.

17 **SECTION 4441.** 447.055 (1) (b) 2. of the statutes is amended to read:

18 447.055 (1) (b) 2. Infection control. Not less than 2 of the credit hours required
19 in each 2-year period under par. (a) must be satisfied by such training.

20 **SECTION 4442.** 447.055 (1) (c) of the statutes is amended to read:

21 447.055 (1) (c) Biennially, ~~beginning January 1, 2007,~~ the department shall
22 consult with the examining board and with the department of health services
23 regarding the number of credit hours of continuing education required for eligibility
24 for renewal under par. (a). After consulting with the examining board and the
25 department of health services, and notwithstanding par. (a), the department may

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1 promulgate a rule requiring, during each of the 2-year periods within the 4-year
2 period immediately preceding the renewal date determined under s. 440.08 (2) (a)
3 and (ag), not more than 20 nor less than 12 credit hours of continuing education for
4 eligibility for renewal.

5 **SECTION 4443.** 447.056 (1) (intro.) of the statutes is amended to read:

6 447.056 (1) (intro.) Except as provided in subs. (2) to (4), a person is not eligible
7 for renewal of a license to practice dentistry, other than a permit issued under s.
8 447.02 (3), unless the person has taught, attended, or otherwise completed, during
9 each of the 2-year periods within the 4-year period immediately preceding the
10 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), 30 credit hours
11 of continuing education related to the practice of dentistry or the practice of
12 medicine, including not less than 25 credit hours of instruction in clinical dentistry
13 or clinical medicine. Not more than 4 of the 30 hours may be from teaching.
14 Continuing education does not satisfy the requirements under this subsection unless
15 the continuing education is one of the following:

16 **SECTION 4444.** 447.056 (3) of the statutes is amended to read:

17 447.056 (3) Credit hours completed before the ~~2-year~~ 4-year period
18 immediately preceding renewal of a license to practice dentistry may not be applied
19 to fulfill the credit hours required under sub. (1).

20 **SECTION 4445.** 447.058 (2) (b) of the statutes, as created by 2013 Wisconsin Act
21 244, is amended to read:

22 447.058 (2) (b) A mobile dentistry program registrant shall submit an
23 application for renewal, and the applicable renewal fee determined by the
24 department under s. 440.03 (9) (a), to the department on a form provided by the

SENATE BILL 21**SECTION 4445**

1 department on or before the applicable renewal date ~~specified~~ determined under s.
2 440.08 (2) (a) and (ag).

3 **SECTION 4446.** 448.07 (1) (a) of the statutes is amended to read:

4 448.07 (1) (a) Every person licensed or certified under this subchapter shall
5 register on or before each November 1 of ~~each odd-numbered~~ his or her renewal year
6 following issuance of the license or certificate with the board in such manner as the
7 board shall designate and upon forms the board shall provide. The secretary of the
8 board, ~~on or before October 1 of each odd-numbered year,~~ shall, at least 30 days prior
9 to that date, mail or cause to be mailed to every person required to register a
10 registration form. The board shall furnish to each person registered under this
11 section a certificate of registration, and the person shall display the registration
12 certificate conspicuously in the office at all times. No person may exercise the rights
13 or privileges conferred by any license or certificate granted by the board unless
14 currently registered as required under this subsection.

15 **SECTION 4447.** 448.13 (title) of the statutes is repealed and recreated to read:

16 **448.13 (title) Continuing education and professional development.**

17 **SECTION 4448.** 448.13 (1) (a) (intro.) of the statutes is amended to read:

18 448.13 (1) (a) (intro.) Except as provided in par. (b), each physician shall, in
19 each ~~2nd year at the time of application~~ he or she applies for a certificate of
20 registration under s. 448.07, submit proof of attendance at and completion of all of
21 the following:

22 **SECTION 4449.** 448.13 (1) (a) 1. of the statutes is amended to read:

23 448.13 (1) (a) 1. Continuing education programs or courses of study approved
24 for at least 30 hours of credit by the board within each 2-year period within the ~~2~~
25 4 calendar years preceding the calendar year for which the registration is effective.

SENATE BILL 21**SECTION 4450**

1 **SECTION 4450.** 448.13 (1) (a) 2. of the statutes is amended to read:

2 448.13 (1) (a) 2. Professional development and maintenance of certification or
3 performance improvement or continuing medical education programs or courses of
4 study required by the board by rule under s. 448.40 (1) and completed within the ~~2~~
5 4 calendar years preceding the calendar year for which the registration is effective.

6 **SECTION 4451.** 448.13 (1m) of the statutes is amended to read:

7 448.13 (1m) The board shall, on a random basis, verify the accuracy of proof
8 submitted by physicians under sub. (1) (a) and may, at any time ~~during the 2 calendar~~
9 ~~years specified in sub. (1) (a),~~ require a physician to submit proof of any continuing
10 education, professional development, and maintenance of certification or
11 performance improvement or continuing medical education programs or courses of
12 study that he or she has attended and completed ~~at that time during the 2 calendar~~
13 years since he or she last registered under s. 448.07.

14 **SECTION 4452.** 448.13 (2) of the statutes is amended to read:

15 448.13 (2) Each person licensed as a perfusionist shall, in each ~~2nd year at the~~
16 ~~time of application~~ he or she applies for a certificate of registration under s. 448.07,
17 submit proof of completion of continuing education requirements promulgated by
18 rule by the board.

19 **SECTION 4453.** 448.13 (3) of the statutes is amended to read:

20 448.13 (3) Each person licensed as an anesthesiologist assistant shall, in each
21 ~~2nd year at the time of application~~ he or she applies for a certificate of registration
22 under s. 448.07, submit proof of meeting the criteria for recertification by the
23 National Commission on Certification of Anesthesiologist Assistants or by a
24 successor entity, including any continuing education requirements.

25 **SECTION 4454.** 448.20 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 4454**

1 448.20 (2) ADVISE BOARD OF REGENTS. The council shall advise and cooperate
2 with the board of regents of the University of Wisconsin System Authority in
3 establishing an educational program for physician assistants on the undergraduate
4 level. The council shall suggest criteria for admission requirements, program goals
5 and objectives, curriculum requirements, and criteria for credit for past educational
6 experience or training in health fields.

7 **SECTION 4455.** 448.55 (2) of the statutes is amended to read:

8 448.55 (2) The renewal dates for licenses granted under this subchapter, other
9 than temporary licenses granted under rules promulgated under s. 448.53 (2), ~~are~~
10 ~~specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal
11 applications shall be submitted to the department on a form provided by the
12 department and shall include the renewal fee determined by the department under
13 s. 440.03 (9) (a) and proof of compliance with the requirements established in any
14 rules promulgated under sub. (3).

15 **SECTION 4456.** 448.65 (2) (intro.) of the statutes is amended to read:

16 448.65 (2) (intro.) The renewal date for a license granted under this subchapter,
17 other than a temporary license granted under rules promulgated under s. 448.63 (3),
18 ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal
19 applications shall be submitted to the department on a form provided by the
20 department and shall be accompanied by all of the following:

21 **SECTION 4457.** 448.665 of the statutes is amended to read:

22 **448.665 Continuing education.** The affiliated credentialing board shall
23 promulgate rules establishing requirements and procedures for licensees to
24 complete continuing education programs or courses of study in order to qualify for
25 renewal of a license granted under this subchapter. The rules shall require a licensee

SENATE BILL 21**SECTION 4457**

1 to complete at least 30 hours of continuing education programs or courses of study
2 within each of the 2-year periods within the 4-year period immediately preceding
3 the renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag). The affiliated
4 credentialing board may waive all or part of these requirements for the completion
5 of continuing education programs or courses of study if the affiliated credentialing
6 board determines that prolonged illness, disability or other exceptional
7 circumstances have prevented a licensee from completing the requirements.

8 **SECTION 4458.** 448.86 (2) of the statutes is amended to read:

9 448.86 (2) The renewal dates for certificates granted under this subchapter,
10 other than temporary certificates granted under s. 448.80, ~~are specified~~ shall be as
11 determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted
12 to the department on a form provided by the department and shall include the
13 renewal fee determined by the department under s. 440.03 (9) (a).

14 **SECTION 4459.** 448.9545 (1) (a) of the statutes is amended to read:

15 448.9545 (1) (a) To be eligible for renewal of a license issued under s. 448.953
16 (1) or (2), a licensee shall, during ~~the 2-year~~ each 2-year period within the 4-year
17 period immediately preceding the renewal date ~~specified~~ determined under s. 440.08
18 (2) (a) and (ag), complete not less than 30 credit hours of continuing education in
19 courses of study approved by the affiliated credentialing board.

20 **SECTION 4460.** 448.9545 (1) (b) (intro.) of the statutes is amended to read:

21 448.9545 (1) (b) (intro.) No more than 10 credit hours of the continuing
22 education required in each 2-year period under par. (a) may be on any of the
23 following subject areas or combination of subject areas:

24 **SECTION 4461.** 448.955 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 4461**

1 448.955 (1) The renewal dates for licenses granted under this subchapter are
2 specified shall be as determined under s. 440.08 (2) (a) and (ag).

3 **SECTION 4462.** 448.955 (2) (a) of the statutes is amended to read:

4 448.955 (2) (a) Completed, during the ~~2-year~~ each 2-year period within the
5 4-year period immediately preceding the renewal date ~~specified in~~ determined
6 under s. 440.08 (2) (a) and (ag), the continuing education requirements specified in
7 s. 448.9545.

8 **SECTION 4463.** 448.955 (3) (a) of the statutes is amended to read:

9 448.955 (3) (a) A place for the licensee to describe his or her work history,
10 including the average number of hours worked each week, for the ~~2-year~~ 4-year
11 period immediately preceding the renewal date ~~specified in~~ determined under s.
12 440.08 (2) (a) and (ag).

13 **SECTION 4464.** 448.956 (1) (c) of the statutes is amended to read:

14 448.956 (1) (c) A protocol established under par. (a) shall be updated no later
15 than 30 days before the date ~~specified in s. 440.08 (2) (a) 14f.~~ on which a licensee's
16 license is due for renewal.

17 **SECTION 4465.** 448.967 (2) of the statutes is amended to read:

18 448.967 (2) The renewal dates for licenses granted under this subchapter are
19 specified shall be as determined under s. 440.08 (2) (a) and (ag). Renewal
20 applications shall be submitted to the department on a form provided by the
21 department and shall include the renewal fee determined by the department under
22 s. 440.03 (9) (a) and a statement attesting compliance with the continuing education
23 requirements established in rules promulgated under s. 448.965 (1) (b).

24 **SECTION 4466.** 449.06 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 4466**

1 449.06 (1) Persons practicing optometry shall, on or before the applicable
2 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), register with the
3 department, pay the applicable renewal fee determined by the department under s.
4 440.03 (9) (a), and provide evidence satisfactory to the examining board that he or
5 she has complied with the rules promulgated under sub. (2m).

6 **SECTION 4467.** 449.06 (2m) of the statutes is amended to read:

7 449.06 (2m) The examining board shall promulgate rules requiring a person
8 who is issued a license to practice optometry to complete, during ~~the 2-year~~ each
9 2-year period within the 4-year period immediately preceding the person's renewal
10 date ~~specified in~~ determined under s. 440.08 (2) (a) and (ag), not less than 30 hours
11 of continuing education. The rules shall include requirements that apply only to
12 optometrists who are allowed to use topical ocular diagnostic pharmaceutical agents
13 under s. 449.17 or who are allowed to use therapeutic pharmaceutical agents or
14 remove foreign bodies from an eye or from an appendage to the eye under s. 449.18.

15 **SECTION 4468.** 450.03 (1) (e) of the statutes is amended to read:

16 450.03 (1) (e) Any person lawfully practicing within the scope of a license,
17 permit, registration, certificate or certification granted to practice professional or
18 practical nursing or nurse-midwifery under ch. 441, to practice dentistry or dental
19 hygiene under ch. 447, to practice medicine and surgery under ch. 448, to practice
20 optometry under ch. 449 or to practice veterinary medicine under ch. ~~453~~ 89, or as
21 otherwise provided by statute.

22 **SECTION 4469.** 450.08 (1) of the statutes is amended to read:

23 450.08 (1) The renewal date for all licenses granted by the board ~~is specified~~
24 shall be as determined under s. 440.08 (2) (a) and (ag). Except as provided under sub.
25 (2) (a), only a holder of an unexpired license may engage in his or her licensed activity.

SENATE BILL 21**SECTION 4470**

1 **SECTION 4470.** 450.08 (2) (a) of the statutes is amended to read:

2 450.08 (2) (a) A pharmacist's license may be renewed by complying with
3 continuing education requirements under s. 450.085 and paying the applicable fee
4 determined by the department under s. 440.03 (9) (a) on or before the applicable
5 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag). Notwithstanding
6 s. 440.08 (3) (a), if a pharmacist fails to obtain renewal by that date, the board may
7 suspend the pharmacist's license, and the board may require the pharmacist to pass
8 an examination to the satisfaction of the board to restore that license.

9 **SECTION 4471.** 450.08 (2) (b) of the statutes is amended to read:

10 450.08 (2) (b) A pharmacy, manufacturer's or distributor's license may be
11 renewed by paying the applicable fee determined by the department under s. 440.03
12 (9) (a) on or before the applicable renewal date ~~specified~~ determined under s. 440.08
13 (2) (a) and (ag).

14 **SECTION 4472.** 450.085 (1) of the statutes is amended to read:

15 450.085 (1) An applicant for renewal of a license under s. 450.08 (2) (a) shall
16 submit proof that he or she has completed, ~~within the 2-year~~ each 2-year period
17 within the 4-year period immediately preceding the date of his or her application,
18 30 hours of continuing education in courses conducted by a provider that is approved
19 by the Accreditation Council for Pharmacy Education or in courses approved by the
20 board. Courses specified in s. 450.035 (1r) and (2) are courses in continuing
21 education for purposes of this subsection. This subsection does not apply to an
22 applicant for renewal of a license that expires on the first renewal date after the date
23 on which the board initially granted the license.

24 **SECTION 4473.** 450.10 (3) (a) 8. of the statutes is amended to read:

25 450.10 (3) (a) 8. A veterinarian licensed under ch. 453 ~~89~~.

SENATE BILL 21**SECTION 4474**

1 **SECTION 4474.** 450.11 (1b) (bm) of the statutes is amended to read:

2 450.11 **(1b)** (bm) A pharmacist or other person dispensing or delivering a drug
3 shall legibly record the name on each identification card presented under par. (b) to
4 the pharmacist or other person, and the name of each person to whom a drug is
5 dispensed or delivered subject to par. (e) 2., and shall maintain that record for a time
6 established by the board by rule or, for a record that is subject to s. ~~450.19~~ 961.385,
7 until the name is delivered to the controlled substances board under s. ~~450.19~~
8 961.385, whichever is sooner.

9 **SECTION 4475.** 450.11 (1m) of the statutes is amended to read:

10 450.11 **(1m)** ELECTRONIC TRANSMISSION. Except as provided in s. ~~453.068~~ 89.068
11 (1) (c) 4., a practitioner may transmit a prescription order electronically only if the
12 patient approves the transmission and the prescription order is transmitted to a
13 pharmacy designated by the patient.

14 **SECTION 4476.** 450.125 of the statutes is amended to read:

15 **450.125 Drugs for animal use.** In addition to complying with the other
16 requirements in this chapter for distributing and dispensing, a pharmacist who
17 distributes or dispenses a drug for animal use shall comply with s. ~~453.068~~ 89.068.

18 **SECTION 4477.** 450.19 of the statutes is renumbered 961.385, and 961.385 (1)
19 (ar), (2) (a) 3., (c) and (f) and (2m) (b), as renumbered, are amended to read:

20 961.385 **(1)** (ar) “Practitioner” has the meaning given in s. 450.01 (17) but does
21 not include a veterinarian licensed under ch. ~~453~~ 89.

22 **(2)** (a) 3. The prescription order is for a monitored prescription drug that is a
23 substance listed in the schedule in s. 961.22 and is not a narcotic drug, ~~as defined in~~
24 ~~s. 961.01 (15)~~, and the prescription order is for a number of doses that is intended to
25 last the patient 7 days or less.

SENATE BILL 21**SECTION 4477**

1 (c) Specify the persons to whom a record may be disclosed and the
2 circumstances under which the disclosure may occur. The rule promulgated under
3 this paragraph shall permit the board to ~~share~~ disclose a record generated by the
4 program ~~with~~ to relevant state and local boards and agencies, including law
5 enforcement, and relevant agencies of other states, including under circumstances
6 indicating suspicious or critically dangerous conduct or practices of a pharmacy,
7 pharmacist, practitioner, or patient. The board shall define what constitutes
8 suspicious or critically dangerous conduct or practices for purposes of the rule
9 promulgated under this paragraph.

10 (f) ~~Specify~~ Permit the board to refer to the appropriate board for discipline for
11 failure, or the appropriate law enforcement agency for investigation and possible
12 prosecution, a pharmacist, pharmacy, or practitioner that fails to comply with rules
13 promulgated under this subsection, including by failure to generate a record that is
14 required by the program.

15 **(2m)** (b) After consultation with representatives of licensed pharmacists and
16 pharmacies, and subject to the approval of the secretary of safety and professional
17 services, the board may delay the requirement that a record delivered to the board
18 contain the name recorded under s. 450.11 (1b) (bm) for an additional period beyond
19 the date specified in par. (a).

20 **SECTION 4478.** 451.04 (4) of the statutes is amended to read:

21 451.04 (4) EXPIRATION AND RENEWAL. Renewal applications shall be submitted
22 to the department on a form provided by the department on or before the applicable
23 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include
24 the applicable renewal fee determined by the department under s. 440.03 (9) (a).

25 **SECTION 4479.** 452.025 (5) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 4479**

1 452.025 (5) (a) The renewal date for certificates of registration granted by the
2 board under this section is ~~specified~~ shall be as determined under s. 440.08 (2) (a) and
3 (ag).

4 **SECTION 4480.** 452.025 (5) (b) of the statutes is amended to read:

5 452.025 (5) (b) An application to renew a certificate of registration granted
6 under this section shall, on or before the applicable renewal date ~~specified~~
7 determined under s. 440.08 (2) (a) and (ag), be submitted with the applicable renewal
8 fee determined by the department under s. 440.03 (9) (a) and a completed copy of the
9 form under s. 452.05 (1) (i).

10 **SECTION 4481.** 452.10 (2) (a) of the statutes is amended to read:

11 452.10 (2) (a) Each new application for a broker's or salesperson's license shall
12 be for the remainder of the ~~biennial license period of licensure as determined under~~
13 s. 440.08 (2).

14 **SECTION 4482.** 452.12 (1) of the statutes is amended to read:

15 452.12 (1) EXPIRATION. A license granted by the board entitles the holder to act
16 as a broker or salesperson, as the case may be, until the applicable renewal date
17 ~~specified~~ determined under s. 440.08 (2) (a) and (ag).

18 **SECTION 4483.** 452.12 (5) (a) of the statutes is amended to read:

19 452.12 (5) (a) Renewal applications for all licenses shall be submitted with the
20 applicable renewal fee determined by the department under s. 440.03 (9) (a) on or
21 before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a). ~~The~~
22 ~~department shall pay \$10 of each renewal fee received under this paragraph to the~~
23 ~~Board of Regents of the University of Wisconsin System for research and~~
24 ~~educational, public outreach, and grant activities under s. 36.25 (34) and (ag)~~.

25 **SECTION 4484.** 452.13 (2) (b) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 4484**

1 452.13 (2) (b) 1. Register with the department of safety and professional
2 services the name and address of the depository institution and the number of the
3 interest-bearing common trust account.

4 **SECTION 4485.** 452.13 (2) (b) 2. of the statutes is amended to read:

5 452.13 (2) (b) 2. Notify the department of safety and professional services when
6 any of the information required under subd. 1. is changed.

7 **SECTION 4486.** 452.13 (2) (b) 3. of the statutes is amended to read:

8 452.13 (2) (b) 3. Furnish the department of safety and professional services
9 with a letter authorizing the department of safety and professional services and the
10 department of administration to examine and audit the interest-bearing common
11 trust account whenever the department of safety and professional services or the
12 department of administration considers it necessary.

13 **SECTION 4487.** 452.13 (2) (bm) of the statutes is amended to read:

14 452.13 (2) (bm) The department of safety and professional services shall
15 forward to the department of administration the information and documents
16 furnished under par. (b).

17 **SECTION 4488.** 452.13 (5) of the statutes is amended to read:

18 452.13 (5) RULES. In consultation with the department of safety and
19 professional services, the department of administration shall promulgate rules
20 necessary to administer this section.

21 **SECTION 4489.** 452.14 (5) of the statutes is amended to read:

22 452.14 (5) The department may seek judicial review under ch. 227 of any final
23 decision of the board. The department shall be represented in such review
24 proceedings by an attorney within the department. Upon request of the board, the
25 attorney general may represent the board. If the attorney general does not represent

SENATE BILL 21**SECTION 4489**

1 the board, the board may retain special counsel which shall be paid for out of the
2 appropriation under s. ~~20.165 (1)~~ 20.142 (3) (g).

3 **SECTION 4490.** Chapter 453 (title) of the statutes is renumbered chapter 89
4 (title).

5 **SECTION 4491.** 453.02 of the statutes is renumbered 89.02.

6 **SECTION 4492.** 453.03 of the statutes is renumbered 89.03, and 89.03 (1), as
7 renumbered, is amended to read:

8 89.03 (1) The examining board shall promulgate rules, within the limits of the
9 definition under s. ~~453.02~~ 89.02 (6), establishing the scope of practice permitted for
10 veterinarians and veterinary technicians and shall review the rules at least once
11 every 5 years to determine whether they are consistent with current practice. The
12 examining board may promulgate rules relating to licensure qualifications, denial
13 of a license, ~~certificate~~ certification, or temporary permit, unprofessional conduct,
14 and disciplinary proceedings.

15 **SECTION 4493.** 453.04 of the statutes is renumbered 89.04.

16 **SECTION 4494.** 453.05 of the statutes is renumbered 89.05, and 89.05 (2) (g),
17 as renumbered, is amended to read:

18 89.05 (2) (g) Employees of a school of veterinary medicine in this state who
19 practice veterinary medicine on privately owned animals only as a part of their
20 employment and who are licensed under s. ~~453.06~~ 89.06 (2m).

21 **SECTION 4495.** 453.06 of the statutes is renumbered 89.06, and 89.06 (1), as
22 renumbered, is amended to read:

23 89.06 (1) Except as provided under s. ~~453.072~~ 89.072, veterinary licenses shall
24 be issued only to persons who successfully pass an examination conducted by the
25 examining board and pay the fee ~~specified in~~ established under s. ~~440.05 (1)~~ 89.063.

SENATE BILL 21**SECTION 4495**

1 An applicant for an initial license shall be a graduate of a veterinary college that has
2 been approved by the examining board or have successfully completed either the
3 educational commission for foreign veterinary graduates certification program of the
4 American Veterinary Medical Association or the program for the assessment of
5 veterinary education equivalence offered by the American Association of Veterinary
6 State Boards. Persons who qualify for examination may be granted temporary
7 permits to engage in the practice of veterinary medicine in the employment and
8 under the supervision of a veterinarian until the results of the next examination
9 conducted by the examining board are available. In case of failure at any
10 examination, the applicant shall have the privilege of taking subsequent
11 examinations, upon the payment of another fee for each examination.

12 **SECTION 4496.** 453.062 of the statutes is renumbered 89.062, and 89.062 (1),
13 as renumbered, is amended to read:

14 89.062 (1) RENEWAL. The renewal ~~dates~~ date for veterinary licenses and
15 veterinary technician certifications ~~are specified under s. 440.08 (2) (a) is December~~
16 15 of each odd-numbered year, and the renewal fees for such licenses and
17 certifications are determined by the department under s. 440.03 (9) (a) 89.063.

18 **SECTION 4497.** 453.065 of the statutes is renumbered 89.065.

19 **SECTION 4498.** 453.068 of the statutes is renumbered 89.068.

20 **SECTION 4499.** 453.07 of the statutes is renumbered 89.07, and 89.07 (1) (b),
21 (2) (intro.) and (3), as renumbered, are amended to read:

22 89.07 (1) (b) Violating this chapter ~~or ch. 440~~ or any federal or state statute or
23 rule ~~which~~ that substantially relates to the practice of veterinary medicine.

24 (2) (intro.) Subject to subch. II of ch. 111 ~~and the rules adopted under s. 440.03~~
25 (1), the examining board may, by order, reprimand any person holding a license,

SENATE BILL 21**SECTION 4499**

1 certificate, or permit under this chapter or deny, revoke, suspend, limit, or any
2 combination thereof, the person's license, ~~certificate~~ certification, or permit if the
3 person has:

4 (3) In addition to or in lieu of a reprimand or denial, limitation, suspension, or
5 revocation of a license, ~~certificate~~ certification, or permit under sub. (2), the
6 examining board may assess against the applicant for or the holder of the license,
7 ~~certificate~~ certification, or permit a forfeiture of not more than \$5,000 for each
8 violation of s. ~~453.068~~ 89.068.

9 **SECTION 4500.** 453.072 of the statutes is renumbered 89.072 and amended to
10 read:

11 **89.072 Licensees of other jurisdictions.** (1) Upon application and payment
12 of the fee ~~specified in~~ established under s. ~~440.05 (2)~~ 89.063, the examining board
13 may issue a license to practice veterinary medicine to any person licensed to practice
14 veterinary medicine in another state or territory of the United States or in another
15 country if the applicant is not currently under investigation and has never been
16 disciplined by the licensing authority in the other state, territory or country, has not
17 been found guilty of a crime the circumstances of which are substantially related to
18 the practice of veterinary medicine, is not currently a party in pending litigation in
19 which it is alleged that the applicant is liable for damages for acts committed in the
20 course of practice and has never been found liable for damages for acts committed
21 in the course of practice which evidenced a lack of ability or fitness to practice.

22 (2) Upon application and payment of the fee ~~specified in~~ established under s.
23 ~~440.05 (6)~~ 89.063, the examining board may issue a temporary consulting permit to
24 practice veterinary medicine in this state for up to 60 days per year to any

SENATE BILL 21**SECTION 4500**

1 nonresident licensed to practice veterinary medicine in another state or territory of
2 the United States or in another country.

3 **SECTION 4501.** 453.075 of the statutes is renumbered 89.075.

4 **SECTION 4502.** 453.08 of the statutes is renumbered 89.08.

5 **SECTION 4503.** 454.06 (8) of the statutes is amended to read:

6 454.06 (8) EXPIRATION AND RENEWAL. The renewal date for licenses issued under
7 subs. (2) to (6) ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and
8 the renewal fees for such licenses are determined by the department under s. 440.03
9 (9) (a).

10 **SECTION 4504.** 454.08 (9) of the statutes is amended to read:

11 454.08 (9) The renewal date for licenses issued under this section ~~is specified~~
12 shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such
13 licenses is determined by the department under s. 440.03 (9) (a).

14 **SECTION 4505.** 454.23 (5) of the statutes is amended to read:

15 454.23 (5) EXPIRATION AND RENEWAL. The renewal dates for licenses granted
16 under subs. (2) and (3) ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and
17 (ag), and the renewal fees for those licenses are determined by the department under
18 s. 440.03 (9) (a).

19 **SECTION 4506.** 454.25 (9) of the statutes is amended to read:

20 454.25 (9) The renewal date for a barbering establishment license ~~is specified~~
21 shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for a
22 barbering establishment license is determined by the department under s. 440.03 (9)
23 (a).

24 **SECTION 4507.** 455.06 of the statutes is amended to read:

SENATE BILL 21**SECTION 4507**

1 **455.06 Renewals.** The renewal date for licenses issued under s. 455.04 (1) and
2 (4) ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal
3 fee for such licenses is determined by the department under s. 440.03 (9) (a). An
4 applicant for renewal of a license shall include with his or her application proof of
5 completion of continuing education programs or courses approved under s. 455.065
6 (4) for the minimum number of hours required in the rules promulgated under s.
7 455.065 (1).

8 **SECTION 4508.** 456.07 (1) of the statutes is amended to read:

9 456.07 (1) Every individual who holds a license as a nursing home
10 administrator issued by the department shall ~~biennially~~ apply to the examining
11 board every 4 years for a new certificate of registration and report any facts
12 requested by the examining board on forms provided for such purpose.

13 **SECTION 4509.** 456.07 (2) of the statutes is amended to read:

14 456.07 (2) The application for a new certificate of registration shall include the
15 applicable renewal fee determined by the department under s. 440.03 (9) (a) and
16 evidence satisfactory to the examining board that during the ~~biennial~~ period
17 immediately preceding application for registration the applicant has attended a
18 continuing education program or course of study. During the time between initial
19 licensure and commencement of a full ~~2-year~~ licensure period new licensees shall
20 not be required to meet continuing education requirements. All registration fees are
21 payable on or before the applicable renewal date ~~specified~~ determined under s.
22 440.08 (2) (a) and (ag).

23 **SECTION 4510.** 457.20 (2) of the statutes is amended to read:

SENATE BILL 21**SECTION 4510**

1 457.20 (2) The renewal dates for certificates and licenses granted under this
2 chapter, other than training certificates and licenses or temporary certificates or
3 licenses, ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag).

4 **SECTION 4511.** 457.22 (2) of the statutes is amended to read:

5 457.22 (2) The rules promulgated under sub. (1) may not require an individual
6 to complete more than ~~30~~ 60 hours of continuing education programs or courses of
7 study in order to qualify for renewal. The appropriate section of the examining board
8 may waive all or part of the requirements established in rules promulgated under
9 this section if it determines that prolonged illness, disability, or other exceptional
10 circumstances have prevented the individual from completing the requirements.

11 **SECTION 4512.** 458.09 (3) of the statutes is amended to read:

12 458.09 (3) The number of hours of attendance at and completion of continuing
13 education programs or courses of study required under the rules promulgated under
14 s. 458.085 (3) shall be reduced by one hour for each hour of attendance at and
15 completion of, within the ~~2~~ 4 years immediately preceding the date on which the
16 renewal application is submitted, continuing education programs or courses of study
17 that the applicant has attended and completed in order to continue to qualify for
18 employment as an assessor and that the department determines is substantially
19 equivalent to attendance at and completion of continuing education programs or
20 courses of study for certified general appraisers, certified residential appraisers or
21 licensed appraisers, as appropriate.

22 **SECTION 4513.** 458.11 of the statutes is amended to read:

23 **458.11 Expiration and renewal.** Renewal applications shall be submitted
24 to the department on a form provided by the department on or before the applicable
25 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include

SENATE BILL 21**SECTION 4513**

1 the applicable renewal fee determined by the department under s. 440.03 (9) (a).
2 Renewal of an appraiser certificate automatically renews the individual's appraiser
3 license without payment of the renewal fee for the appraiser license or completion
4 of any additional continuing education requirements that would otherwise be
5 required for renewal of the appraiser license. Renewal applications shall be
6 accompanied by proof of completion of the continuing education requirements in s.
7 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989 stats., and s. 458.08
8 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew a certificate that was
9 granted under s. 458.06 (3) or (4) before May 29, 1993, unless the holder of the
10 certificate submits evidence satisfactory to the department that he or she has
11 successfully completed the applicable educational requirements specified in rules
12 promulgated under s. 458.085 (1) and the department may not renew a certificate
13 that was granted under s. 458.08 (3) before May 29, 1993, unless the holder of the
14 certificate submits evidence satisfactory to the department that he or she has
15 successfully completed the applicable education and experience requirements
16 specified in rules promulgated under s. 458.085 (1) and (2).

17 **SECTION 4514.** 458.13 of the statutes is amended to read:

18 **458.13 Continuing education requirements.** At the time of renewal of a
19 certificate issued under this chapter, each applicant shall submit proof that, within
20 the ~~2~~ 4 years immediately preceding the date on which the renewal application is
21 submitted, he or she has satisfied the continuing education requirements specified
22 in the rules promulgated under s. 458.085 (3).

23 **SECTION 4515.** 459.09 (1) (intro.) of the statutes is amended to read:

SENATE BILL 21**SECTION 4515**

1 459.09 (1) (intro.) Each person issued a license under this subchapter shall, on
2 or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and
3 (ag), do all of the following:

4 **SECTION 4516.** 459.09 (1) (b) of the statutes is amended to read:

5 459.09 (1) (b) Submit with the renewal application proof that he or she
6 completed, within ~~the 2–years~~ each 2–year period within the 4–year period
7 immediately preceding the date of his or her application, 20 hours of continuing
8 education programs or courses of study approved or required under rules
9 promulgated under s. 459.095. This paragraph does not apply to an applicant for
10 renewal of a license that expires on the first renewal date after the date on which the
11 examining board initially granted the license.

12 **SECTION 4517.** 459.24 (5) (intro.) of the statutes is amended to read:

13 459.24 (5) EXPIRATION AND RENEWAL. (intro.) The renewal dates for licenses
14 granted under this subchapter, other than temporary licenses granted under sub.
15 (6), ~~are specified~~ shall be as determined under in s. 440.08 (2) (a) and (ag). Renewal
16 applications shall be submitted to the department on a form provided by the
17 department and shall include all of the following:

18 **SECTION 4518.** 459.24 (5) (b) of the statutes is amended to read:

19 459.24 (5) (b) Proof that the applicant completed, within ~~the 2–years~~ each
20 2–year period within the 4–year period immediately preceding the date of his or her
21 application, 20 hours of continuing education programs or courses of study approved
22 or required under rules promulgated under sub. (5m). This paragraph does not apply
23 to an applicant for renewal of a license that expires on the first renewal date after
24 the date on which the examining board initially granted the license.

25 **SECTION 4519.** 460.05 (1) (e) 1. of the statutes is amended to read:

SENATE BILL 21**SECTION 4519**

1 460.05 (1) (e) 1. Graduated from a school of massage therapy or bodywork
 2 therapy approved by the educational approval board under s. 38.50 that meets the
 3 requirements under s. 460.095 or completed a training program approved by the
 4 affiliated credentialing board under the rules promulgated under s. 460.04 (2) (b).

5 **SECTION 4520.** 460.07 (2) (intro.) of the statutes is amended to read:

6 460.07 (2) (intro.) Renewal applications shall be submitted to the department
 7 on a form provided by the department on or before the applicable renewal date
 8 ~~specified~~ determined under s. 440.08 (2) (a) ~~and (ag)~~ and shall include all of the
 9 following:

10 **SECTION 4521.** 460.10 (1) (a) of the statutes is amended to read:

11 460.10 (1) (a) Requirements and procedures for a license holder to complete
 12 continuing education programs or courses of study to qualify for renewal of his or her
 13 license. The rules promulgated under this paragraph may not require a license
 14 holder to complete more than 24 ~~48~~ hours of continuing education programs or
 15 courses of study in order to qualify for renewal of his or her license.

16 **SECTION 4522.** 462.01 (3) of the statutes is repealed.

17 **SECTION 4523.** 462.05 (1) of the statutes is amended to read:

18 462.05 (1) The renewal date for licenses and limited X-ray machine operator
 19 permits granted under this chapter is ~~specified in~~ shall be as determined under s.
 20 440.08 (2) (a) ~~and (ag)~~. Renewal applications shall be submitted to the department
 21 on a form provided by the department and shall include the renewal fee determined
 22 by the department under s. 440.03 (9) (a).

23 **SECTION 4524.** Chapter 463 (title) of the statutes is created to read:

CHAPTER 463**BODY ART AND TANNING FACILITIES**

24
 25

SENATE BILL 21**SECTION 4525**

1 **SECTION 4525.** 463.18 of the statutes is created to read:

2 **463.18 Violation of law relating to body art.** Any person who willfully
3 violates or obstructs the execution of any state statute or rule, county, city, or village
4 ordinance or departmental order under this chapter and relating to the public
5 health, for which no other penalty is prescribed, shall be fined not more than \$500
6 or imprisoned for not more than 30 days or both.

7 **SECTION 4526.** 470.045 (3) (b) of the statutes is amended to read:

8 470.045 (3) (b) The renewal date for certificates of authorization under this
9 section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the
10 renewal fee for such certificates is determined by the department under s. 440.03 (9)
11 (a).

12 **SECTION 4527.** 470.07 of the statutes is amended to read:

13 **470.07 Renewal of licenses.** The renewal dates for licenses granted under
14 this chapter ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag).
15 Renewal applications shall be submitted to the department on a form provided by the
16 department and shall include the renewal fee determined by the department under
17 s. 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining
18 board that the applicant has completed any continuing education requirements
19 specified in rules promulgated under s. 470.03 (2).

20 **SECTION 4528.** 480.08 (5) of the statutes is amended to read:

21 480.08 (5) EXPIRATION AND RENEWAL. The renewal date for certificates granted
22 under this chapter, other than temporary certificates granted under sub. (7), is
23 ~~specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee
24 for certificates granted under this chapter, other than temporary certificates granted
25 under sub. (7), is determined by the department under s. 440.03 (9) (a). Renewal

SENATE BILL 21**SECTION 4528**

1 applications shall include evidence satisfactory to the department that the applicant
2 holds a current permit issued under s. 77.52 (9). A renewal application for an
3 auctioneer certificate shall be accompanied by proof of completion of continuing
4 education requirements under sub. (6).

5 **SECTION 4529.** 551.102 (1m) of the statutes is amended to read:

6 551.102 (1m) “Administrator” means the ~~administrator of the division of~~
7 ~~securities in the department~~ secretary of financial institutions and professional
8 standards or an employee of the department of financial institutions and
9 professional standards designated by the secretary.

10 **SECTION 4530.** 551.102 (4t) of the statutes is created to read:

11 551.102 (4t) “Department” means the department of financial institutions and
12 professional standards.

13 **SECTION 4531.** 551.102 (5m) of the statutes is repealed.

14 **SECTION 4532.** 551.202 (26) (f) (intro.) of the statutes is amended to read:

15 551.202 (26) (f) (intro.) Not less than 10 days prior to the commencement of an
16 offering of securities in reliance on the exemption under this subsection, the issuer
17 files a notice with the administrator, in writing or in electronic form as prescribed by
18 the administrator, which the administrator shall make available as an electronic
19 document on the ~~department of financial institutions~~ department’s Internet site,
20 containing all of the following:

21 **SECTION 4533.** 551.202 (27) (h) (intro.) of the statutes is amended to read:

22 551.202 (27) (h) (intro.) Before the 101st offer of the security, the issuer
23 provides a notice to the administrator in writing or in electronic form, accompanied
24 by the filing fee specified in s. 551.614 (1m). The administrator shall prescribe the
25 form required for the notice and make the form available as an electronic document

SENATE BILL 21**SECTION 4533**

1 on the ~~department of financial institutions~~ department's Internet site.
2 Notwithstanding s. 551.204 (1) and (3), the notice shall be limited to all of the
3 following:

4 **SECTION 4534.** 551.205 (1) (b) 1. (intro.) of the statutes is amended to read:

5 551.205 (1) (b) 1. (intro.) The Internet site operator shall register with the
6 ~~division~~ department by filing a statement, which the administrator shall make
7 available as an electronic document on the ~~department of financial institutions~~
8 department's Internet site, accompanied by the filing fee specified in s. 551.614 (1m),
9 that includes all of the following:

10 **SECTION 4535.** 551.205 (3) of the statutes is amended to read:

11 551.205 (3) If the Securities and Exchange Commission adopts rules under
12 authority of section 3 (h) of the Securities Exchange Act of 1934 (15 USC 78c (h)) and
13 P.L. 112–106, section 304, that authorize funding portals to receive commissions
14 without registering as broker–dealers under the Securities Exchange Act of 1934,
15 the ~~division~~ department shall promulgate rules authorizing Internet site operators
16 registered with the ~~division~~ department under sub. (1) (b) that are not registered as
17 broker–dealers under s. 551.401 to receive commissions. The ~~division~~ department
18 shall ensure that its rules authorizing commissions for Internet site operators are
19 consistent with rules adopted by the Securities and Exchange Commission. The
20 ~~division's~~ department's rules shall also ensure that Internet site operators that do
21 not satisfy rules adopted by the Securities and Exchange Commission have the
22 opportunity to operate in compliance with the requirements of this section.

23 **SECTION 4536.** 551.206 of the statutes is amended to read:

24 **551.206 Adjustments.** At 5–year intervals after January 1, 2014, the
25 department of ~~financial institutions~~ shall adjust the monetary amounts specified in

SENATE BILL 21**SECTION 4536**

1 s. 551.202 (26) (c) 1. a. and b. and (27) (c) 1. a. and b. to reflect changes since January
2 1, 2014, in the consumer price index for all urban consumers, Milwaukee–Racine
3 area average, as determined by the U.S. department of labor. Each adjustment shall
4 be rounded to the nearest multiple of \$50,000. Each adjustment under this section
5 shall be published on the ~~department of financial institutions~~ department's Internet
6 site.

7 **SECTION 4537.** 551.601 (5) of the statutes is amended to read:

8 551.601 (5) SECURITIES INVESTOR EDUCATION AND TRAINING FUNDING. All moneys
9 collected from the administrative assessment under s. 551.604 (4) shall be credited
10 to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (i). Subject to s. ~~20.144 (1)~~ 20.142
11 (2) (i), the ~~division~~ department shall use moneys credited to that appropriation for
12 the purposes specified in sub. (4) and s. ~~20.144 (1)~~ 20.142 (2) (i).

13 **SECTION 4538.** 551.605 (3) (bm) 1. of the statutes is amended to read:

14 551.605 (3) (bm) 1. Except as provided in subd. 2., a financial institution
15 holding company whose securities have been registered under this chapter shall not
16 be required to prepare or distribute to shareholders or provide to the department of
17 ~~financial institutions~~, at any time after such registration, any financial statements,
18 financial information, annual reports, or other periodic reports except to the extent
19 required under ss. 180.1620 and 180.1622.

20 **SECTION 4539.** 551.614 (5) of the statutes is amended to read:

21 551.614 (5) FEES PAID TO STATE. All fees and expenses collected by the ~~division~~
22 department under this section shall be deposited into the general fund and credited
23 to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

24 **SECTION 4540.** 552.01 (1) of the statutes is repealed.

25 **SECTION 4541.** 552.01 (1m) of the statutes is created to read:

SENATE BILL 21**SECTION 4541**

1 552.01 **(1m)** “Department” means the department of financial institutions and
2 professional standards.

3 **SECTION 4542.** 552.23 (1) of the statutes is amended to read:

4 552.23 **(1)** If the target company is an insurance company subject to regulation
5 by the commissioner of insurance, ~~a banking corporation, savings bank, or savings~~
6 ~~and loan association subject to regulation by the division of banking,~~ or a company
7 subject to regulation by the public service commission, the department of
8 transportation, or the office of the commissioner of railroads, the ~~division of~~
9 ~~securities~~ department shall promptly furnish a copy of the registration statement
10 filed under this chapter to the regulatory agency having supervision of the target
11 company. Any hearing under this chapter involving any such target company shall
12 be held jointly with the regulatory agency having supervision, and any
13 determination following the hearing shall be made jointly with that regulatory
14 agency.

15 **SECTION 4543.** 553.03 (2m) of the statutes is created to read:

16 553.03 **(2m)** “Department” means the department of financial institutions and
17 professional standards.

18 **SECTION 4544.** 553.03 (3) of the statutes is repealed.

19 **SECTION 4545.** 553.605 (2) of the statutes is amended to read:

20 553.605 **(2)** INVESTOR EDUCATION. All moneys collected from the administrative
21 assessment under sub. (1) shall be credited to the appropriation under s. ~~20.144 (1)~~
22 20.142 (2) (i). Subject to s. ~~20.144 (1)~~ 20.142 (2) (i), the ~~division~~ department shall use
23 moneys credited to that appropriation to provide information to residents of this
24 state about franchise investments to help investors and potential investors evaluate
25 their investment decisions, protect themselves from false, fraudulent or deceptive

SENATE BILL 21**SECTION 4545**

1 practices in connection with the offer, sale or purchase of a franchise, be alert for false
2 or misleading advertising or other harmful practices, and know their rights as
3 investors.

4 **SECTION 4546.** 553.73 of the statutes is amended to read:

5 **553.73 Service of process.** When any person, including any nonresident of
6 this state, engages in conduct prohibited or made actionable by this chapter or any
7 rule or order under this chapter, whether or not the person has filed a consent to
8 service of process under s. 553.27 (10), and personal jurisdiction over the person
9 cannot otherwise be obtained in this state, that conduct shall be considered
10 equivalent to the person's appointment of the ~~division~~ department to be the person's
11 attorney to receive service of any lawful process in any noncriminal suit, action, or
12 proceeding against the person or the person's successor or personal representative
13 that grows out of that conduct and that is brought under this law or any rule or order
14 under this chapter, with the same force and validity as if served on the person
15 personally. Service may be made by leaving a copy of the process at the office of the
16 ~~division~~ secretary of the department, but it is not effective unless the plaintiff, who
17 may be the ~~division~~ department in a suit, action, or proceeding instituted by the
18 ~~division~~ department, immediately sends notice of the service and a copy of the
19 process by registered or certified mail to the defendant or respondent at his or her
20 last-known address or takes other steps that are reasonably calculated to give actual
21 notice, and the plaintiff's affidavit of compliance with this section is filed in the case
22 on or before the return day of the process, if any, or within any further time that the
23 court allows.

24 **SECTION 4547.** 565.01 (4d) of the statutes is amended to read:

SENATE BILL 21**SECTION 4547**

1 565.01 (4d) “Minority business” means a business certified by the department
2 of administration under s. ~~16.287~~ 203.07 (2).

3 **SECTION 4548.** 565.01 (4e) of the statutes is amended to read:

4 565.01 (4e) “Minority group member” has the meaning given in s. ~~16.287~~
5 203.07 (1) (f).

6 **SECTION 4549.** 600.01 (1) (b) 8. of the statutes is amended to read:

7 600.01 (1) (b) 8. Guarantees of the Wisconsin Housing and Economic
8 Development Authority under s. 234.68, 1995 stats., s. 234.69, 1995 stats., s.
9 234.765, 1995 stats., s. 234.82, 1995 stats., s. 234.87, 1995 stats., and ~~ss. s.~~ s. 234.67,
10 2013 stats., s. 234.83, 2013 stats., s. 234.84, 2013 stats., s. 234.90, 2013 stats., s.
11 234.905, 2013 stats., s. 234.907, 2013 stats., and s. 234.91, 2013 stats., and
12 guarantees of the Forward Wisconsin Development Authority under ss. 235.67,
13 235.83, 235.84, 235.90, 235.905, 235.907, and 235.91.

14 **SECTION 4550.** 600.01 (1) (b) 10. of the statutes is repealed.

15 **SECTION 4551.** 600.03 (25) (a) 5. of the statutes is created to read:

16 600.03 (25) (a) 5. Services provided by a care management organization, as
17 defined in s. 46.2805 (1) (dm).

18 **SECTION 4552.** 601.41 (1) of the statutes is amended to read:

19 601.41 (1) DUTIES. The commissioner shall administer and enforce chs. 102 and
20 600 to 655 and ss. 59.52 (11) (c), 66.0137 (4) and (4m), 100.203, and 120.13 (2) (b) to
21 (g) and shall act as promptly as possible under the circumstances on all matters
22 placed before the commissioner.

23 **SECTION 4553.** 601.41 (12) of the statutes is created to read:

24 601.41 (12) CARE MANAGEMENT ORGANIZATIONS. The commissioner may apply
25 the provisions of chs. 600 to 646 to a care management organization, as defined in

SENATE BILL 21**SECTION 4553**

1 s. 46.2805 (1) (dm). The commissioner may promulgate rules to license care
2 management organizations, as defined in s. 46.2805 (1) (dm), as insurers and to
3 otherwise regulate care management organizations.

4 **SECTION 4554.** 601.415 (9) of the statutes is amended to read:

5 601.415 (9) CONSUMER CREDIT LAW. The commissioner shall cooperate with the
6 ~~division of banking~~ department of financial institutions and professional standards
7 in the administration of ch. 424, shall determine the method for computation of
8 refunds under s. 424.205, shall approve forms, schedules of premium rates, and
9 charges under s. 424.209, and shall issue rules or orders of compliance to insurers
10 under s. 424.602.

11 **SECTION 4555.** 601.42 (1g) (intro.) of the statutes is amended to read:

12 601.42 (1g) REPORTS. (intro.) The commissioner may require any of the
13 following from any person subject to regulation under chs. 102 and 600 to 655:

14 **SECTION 4556.** 601.64 (3) (c) of the statutes is amended to read:

15 601.64 (3) (c) *Forfeiture for violation of statute or rule.* Whoever violates an
16 insurance statute or rule, s. 102.35 (2), or s. 149.13, 2011 stats., intentionally aids a
17 person in violating an insurance statute or rule, s. 102.35 (2), or s. 149.13, 2011 stats.,
18 or knowingly permits a person over whom he or she has authority to violate an
19 insurance statute or rule, s. 102.35 (2), or s. 149.13, 2011 stats., shall forfeit to the
20 state not more than \$1,000 for each violation. If the statute or rule imposes a duty
21 to make a report to the commissioner, each week of delay in complying with the duty
22 is a new violation.

23 **SECTION 4557.** 601.72 (1) (intro.) of the statutes is amended to read:

24 601.72 (1) GENERAL. (intro.) Under procedures specified in s. 601.73, the
25 commissioner is by law constituted attorney, except in cases in which the proceeding

SENATE BILL 21**SECTION 4557**

1 is to be brought by the state against an insurer or intermediary other than a risk
2 retention group or risk purchasing group, in which event the department of financial
3 institutions and professional standards is by law constituted attorney, to receive
4 service of summons, notices, orders, pleadings and all other legal process relating to
5 any court or administrative agency in this state for all of the following:

6 **SECTION 4558.** 601.72 (2) of the statutes is amended to read:

7 601.72 (2) APPOINTMENT OF ATTORNEY. Except as provided in sub. (2m), every
8 licensed insurer by applying for and receiving a certificate of authority, every surplus
9 lines insurer by entering into a contract subject to the surplus lines law, and every
10 unauthorized insurer by doing an insurance business in this state, is deemed to have
11 irrevocably appointed the commissioner and department of financial institutions
12 and professional standards as the insurer's attorneys in accordance with sub. (1).

13 **SECTION 4559.** 601.72 (3) of the statutes is amended to read:

14 601.72 (3) OTHERS AFFECTED. The commissioner and department of financial
15 institutions and professional standards shall also be attorneys for the personal
16 representatives, receivers, trustees, or other successors in interest of the persons
17 specified in sub. (1).

18 **SECTION 4560.** 601.73 (1) (intro.) of the statutes is amended to read:

19 601.73 (1) REQUIREMENTS FOR EFFECTIVE SERVICE. (intro.) Service upon the
20 commissioner or department of financial institutions and professional standards
21 under s. 601.72 is service on the principal, if:

22 **SECTION 4561.** 601.73 (1) (a) of the statutes is amended to read:

23 601.73 (1) (a) Two copies of the process are left in the hands or office of the
24 commissioner or department of financial institutions and professional standards
25 respectively; and

SENATE BILL 21**SECTION 4562**

1 **SECTION 4562.** 601.73 (1) (b) of the statutes is amended to read:

2 601.73 (1) (b) The commissioner or department of financial institutions and
3 professional standards mails a copy of the process to the person served according to
4 sub. (2) (b).

5 **SECTION 4563.** 601.73 (2) (a) of the statutes is amended to read:

6 601.73 (2) (a) *Records.* The commissioner and department of financial
7 institutions and professional standards shall give receipts for and keep records of all
8 process served through them.

9 **SECTION 4564.** 601.73 (2) (b) of the statutes is amended to read:

10 601.73 (2) (b) *Process mailed.* The commissioner or department of financial
11 institutions and professional standards shall send immediately by certified mail to
12 the person served, at the person's last-known principal place of business, residence
13 or post-office address or at an address designated in writing by the person, one copy
14 of any process received and shall retain the other copy.

15 **SECTION 4565.** 601.73 (3) of the statutes is amended to read:

16 601.73 (3) **PROOF OF SERVICE.** A certificate by the commissioner or the
17 department of financial institutions and professional standards, showing service
18 made upon the commissioner or department of financial institutions and
19 professional standards, and attached to a copy of the process presented for that
20 purpose is sufficient evidence of the service.

21 **SECTION 4566.** 601.93 (2) of the statutes is amended to read:

22 601.93 (2) Every insurer doing a fire insurance business in this state shall,
23 before March 1 in each year, file with the commissioner a statement, showing the
24 amount of premiums upon fire insurance due for the preceding calendar year.
25 Return premiums may be deducted in determining the premium on which the fire

SENATE BILL 21**SECTION 4566**

1 department dues are computed. Payments of quarterly installments of the total
2 estimated payment for the then current calendar year under this subsection are due
3 on or before April 15, June 15, September 15 and December 15. On March 1 the
4 insurer shall pay any additional amounts due for the preceding calendar year.
5 Overpayments will be credited on the amount due April 15. The commissioner shall,
6 prior to May 1 each year, report to the department of ~~safety and professional services~~
7 financial institutions and professional standards the amount of dues paid under this
8 subsection and to be paid under s. 101.573 (1).

9 **SECTION 4567.** 605.03 (1) (a) of the statutes is amended to read:

10 605.03 (1) (a) *Mandatory coverage.* ~~The Subject to par. (f), the~~ property fund
11 shall provide protection against fire and extended coverage perils. The coverage
12 shall be at least as favorable as that customarily provided by policies filed with the
13 commissioner for the use of private insurers in insuring comparable property.

14 **SECTION 4568.** 605.03 (1) (d) of the statutes is amended to read:

15 605.03 (1) (d) *Term of policy.* ~~The Subject to par. (f) 1., the~~ manager may
16 prescribe the time periods for which coverage is to be provided.

17 **SECTION 4569.** 605.03 (1) (f) of the statutes is created to read:

18 605.03 (1) (f) *Limits on issuance, renewal, and filing claims; final distribution.*
19 1. No coverage under the property fund may be issued on or after July 1, 2015. No
20 coverage may be renewed after December 31, 2015. No coverage may terminate later
21 than December 31, 2016.
22 2. All claims must be filed with the property fund by no later than July 1, 2017.
23 No claim filed after July 1, 2017, will be covered by the fund.

SENATE BILL 21**SECTION 4569**

1 3. Upon the cessation of all operations of the property fund, the manager shall
2 distribute any moneys remaining in the fund among the local governmental units
3 that were insured under the fund on July 1, 2015.

4 **SECTION 4570.** 605.21 (1) of the statutes is amended to read:

5 605.21 (1) PLACING INSURANCE. ~~The Subject to s. 605.03 (1) (f), the~~ property fund
6 shall insure property described in s. 605.02 after receipt from the clerk of the local
7 governmental unit of a certified copy of the resolution authorizing insurance in the
8 property fund. The clerk shall report to the manager each policy then in force upon
9 such property, stating the property covered by the policy and the dates of issue and
10 of expiration, the amounts and rates of insurance and the premiums. Property
11 already insured shall become insured by the property fund as existing policies expire
12 or are canceled. Thereafter the insurance on all property described in s. 605.02 shall
13 be provided. Premiums shall be certified by the manager to the clerk of the
14 appropriate unit.

15 **SECTION 4571.** 605.23 (1) of the statutes is amended to read:

16 605.23 (1) PAYMENT FOR LOSSES. ~~The Subject to s. 605.03 (1) (f) 2., the~~ manager
17 shall determine within a reasonable time any loss on insured property owned by a
18 local governmental unit or for which the unit is liable and promptly certify the
19 amount to the department of administration, which shall issue a warrant on the
20 property fund payable to the treasurer of the local governmental unit for the amount
21 of the loss less any applicable amounts under s. 605.03 (2) or (3).

22 **SECTION 4572.** 605.35 of the statutes is repealed.

23 **SECTION 4573.** 610.70 (1) (a) of the statutes is amended to read:

24 610.70 (1) (a) “Health care provider” means any person licensed, registered,
25 permitted or certified by the department of health services or the department of

SENATE BILL 21**SECTION 4573**

1 ~~safety and professional services~~ financial institutions and professional standards to
2 provide health care services, items or supplies in this state.

3 **SECTION 4574.** 610.70 (1) (e) of the statutes is amended to read:

4 610.70 (1) (e) “Medical care institution” means a facility, as defined in s. 647.01
5 (4), or any hospital, nursing home, community-based residential facility, county
6 home, county infirmary, county hospital, county mental health center, adult family
7 home, assisted living facility, rural medical center, hospice or other place licensed,
8 certified or approved by the department of health services under s. 49.70, 49.71,
9 49.72, 50.02, 50.03, 50.032, 50.033, 50.034, 50.35, 50.52, 50.90, 51.04, 51.08, or 51.09
10 or a facility under s. 45.50, 51.05, 51.06, or 252.10 or under ch. 36 or 233, or licensed
11 or certified by a county department under s. 50.032 or 50.033.

12 **SECTION 4575.** 611.29 (1) of the statutes is amended to read:

13 611.29 (1) RIGHT TO AMEND ARTICLES. A stock corporation may amend its articles
14 under ss. 180.0726, 180.1001 to 180.1007, 180.1706, 180.1707 and 180.1708 (4) and
15 a mutual may amend its articles under ss. 181.1001, 181.1002 (1), 181.1003,
16 181.1005 and 181.1006, except that papers required by those sections to be filed with
17 the department of financial institutions and professional standards shall instead be
18 filed with the commissioner. Subject to sub. (3), the stock corporation or mutual may
19 amend its articles in any desired respect including substantial changes of its original
20 purposes. No amendment may be made contrary to s. 611.12 (1) to (3).

21 **SECTION 4576.** 611.72 (1) of the statutes is amended to read:

22 611.72 (1) GENERAL. Subject to this section, ss. 180.1101, 180.1103 to 180.1106,
23 180.1706, 180.1707, and 180.1708 (5) apply to the merger of a domestic stock
24 insurance corporation or its parent insurance holding corporation, except that

SENATE BILL 21**SECTION 4576**

1 papers required by those sections to be filed with the department of financial
2 institutions and professional standards shall instead be filed with the commissioner.

3 **SECTION 4577.** 611.73 (1) (a) of the statutes is amended to read:

4 611.73 (1) (a) *In general.* Any 2 or more domestic mutuals may merge under
5 the procedures of this section and ss. 181.1105 and 181.1106, except that papers
6 required by those sections to be filed with the department of financial institutions
7 and professional standards shall instead be filed with the commissioner.

8 **SECTION 4578.** 611.74 (1) of the statutes is amended to read:

9 611.74 (1) PLAN OF DISSOLUTION. At least 60 days prior to the submission to
10 shareholders or policyholders of any proposed voluntary dissolution of an insurance
11 corporation under s. 180.1402 or 181.1401 the plan shall be filed with the
12 commissioner. The commissioner may require the submission of additional
13 information to establish the financial condition of the corporation or other facts
14 relevant to the proposed dissolution. If the shareholders or policyholders adopt the
15 resolution to dissolve, the commissioner shall, within 30 days after the adoption of
16 the resolution, begin to examine the corporation. The commissioner shall approve
17 the dissolution unless, after a hearing, the commissioner finds that it is insolvent or
18 may become insolvent in the process of dissolution. Subject to chs. 600 to 645, upon
19 approval, the corporation may dissolve under ss. 180.1402 to 180.1408 and 180.1706,
20 or ss. 181.1401 to 181.1407, except that papers required by those sections to be filed
21 with the department of financial institutions and professional standards shall
22 instead be filed with the commissioner. Upon disapproval, the commissioner shall
23 petition the court for liquidation or for rehabilitation under ch. 645.

24 **SECTION 4579.** 611.76 (11) of the statutes is amended to read:

SENATE BILL 21**SECTION 4579**

1 611.76 (11) SECURITY REGULATION. The filing with the ~~division of securities~~
2 department of financial institutions and professional standards of a certified copy of
3 the plan of conversion as approved by the commissioner constitutes registration
4 under s. 551.305 of the securities authorized to be issued thereunder.

5 **SECTION 4580.** 613.01 (8) (title) of the statutes is amended to read:

6 613.01 (8) (title) DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL
7 STANDARDS.

8 **SECTION 4581.** 616.09 (1) (c) 2. of the statutes is amended to read:

9 616.09 (1) (c) 2. In all actions commenced after May 11, 1980, but before the
10 effective date of this subdivision ... [LRB inserts date], in those provisions of ch. 185
11 which apply under subd. 1. to plans authorized under s. 616.06, “department” shall
12 be deemed to read “department of financial institutions and commissioner”, except
13 in s. 185.48, where “department” shall be deemed to read “commissioner”.

14 **SECTION 4582.** 616.09 (1) (c) 3. of the statutes is created to read:

15 616.09 (1) (c) 3. In all actions commenced on or after the effective date of this
16 subdivision ... [LRB inserts date], in those provisions of ch. 185 that apply under
17 subd. 1. to plans authorized under s. 616.06, “department” shall be deemed to read
18 “department of financial institutions and professional standards and commissioner,”
19 except in s. 185.48, where “department” shall be deemed to read “commissioner.”

20 **SECTION 4583.** 616.74 (1) (c) of the statutes is amended to read:

21 616.74 (1) (c) A certificate from the department of financial institutions and
22 professional standards, if it is a nonprofit corporation, that it has complied with the
23 corporation laws of this state; if it is a corporation the stock of which has been or is
24 being sold to the general public, a certificate from the ~~division of securities~~

SENATE BILL 21**SECTION 4583**

1 department of financial institutions and professional standards that it has complied
2 with the requirements of the securities law of this state.

3 **SECTION 4584.** 620.25 (2) of the statutes is amended to read:

4 620.25 (2) This section does not apply to s. ~~234.26~~ 235.0277.

5 **SECTION 4585.** 626.12 (3) of the statutes is amended to read:

6 626.12 (3) PHYSICAL IMPAIRMENT. Rates or rating plans may not take into
7 account the physical impairment of employees. Any employer who applies or
8 promotes any oppressive plan of physical examination and rejection of employees or
9 applicants for employment shall forfeit the right to experience rating. If the
10 ~~department of workforce development office~~ determines that grounds exist for such
11 forfeiture ~~it shall file with the commissioner~~ the office shall provide the employer
12 with a certified copy of its findings, which shall automatically suspend any
13 experience rating credit for the employer. The ~~department~~ office shall make the
14 determination as ~~prescribed in the same manner as the department of workforce~~
15 development makes determinations under ss. 103.005 (5) (b) to (f), (6) to (11), (13) (b)
16 to (d), and (16), so far as ~~such subsections~~ those provisions are applicable, subject to
17 review under ch. 227. Restoration of an employer to the advantages of experience
18 rating shall be by the same procedure.

19 **SECTION 4586.** 626.32 (1) (a) of the statutes is amended to read:

20 626.32 (1) (a) *General.* Every insurer writing any insurance specified under
21 s. 626.03 shall report its insurance in this state to the bureau at least annually, on
22 forms and under rules prescribed by the bureau. The bureau shall file, under rules
23 promulgated by the ~~department of workforce development office~~, a record of such
24 reports with ~~that department~~ the office. No ~~such information contained in those~~
25 reports may be made public by the bureau or any of its employees except as required

SENATE BILL 21**SECTION 4586**

1 by law and in accordance with its rules. No such information contained in those
2 reports may be made public by the ~~department of workforce development office~~ or
3 any of its employees except as authorized by the bureau.

4 **SECTION 4587.** 632.10 (1) of the statutes is amended to read:

5 632.10 (1) “Building and safety standards” means the requirements of chs. 101
6 and 145 and of any rule promulgated by the ~~department of safety and professional~~
7 ~~services of financial institutions and professional standards~~ under ch. 101 or 145,
8 and standards of a 1st class city relating to the health and safety of occupants of
9 buildings.

10 **SECTION 4588.** 632.697 of the statutes is amended to read:

11 **632.697 Benefits subject to department’s right to recover.** Death
12 benefits payable under a life insurance policy or an annuity are subject to the right
13 of the department of health services to recover under s. 46.27 (7g), 49.496, 49.682,
14 or 49.849 an amount equal to the medical assistance that is recoverable under s.
15 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, ~~or 49.685, or 49.785~~ that
16 is recoverable under s. 49.682 (2) (a) or (am), or an amount equal to long-term
17 community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c)
18 1. and that was paid on behalf of the deceased policyholder or annuitant.

19 **SECTION 4589.** 632.745 (6) (a) 2. of the statutes is amended to read:

20 632.745 (6) (a) 2. A ~~municipality, as defined in s. 16.70 (8)~~ county, city, village,
21 town, school district, board of school directors, sewer district, drainage district,
22 technical college district, or any other public or quasi-public corporation, officer,
23 board, or other body having the authority to award public contracts.

24 **SECTION 4590.** 632.745 (6) (a) 2m. of the statutes is repealed.

25 **SECTION 4591.** 632.895 (10) (a) of the statutes is amended to read:

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1 632.895 (10) (a) Except as provided in par. (b), every disability insurance policy
2 and every health care benefits plan provided on a self-insured basis by a county
3 board under s. 59.52 (11), by a city or village under s. 66.0137 (4), by a political
4 subdivision or technical college district under s. 66.0137 (4m), by a town under s.
5 60.23 (25), or by a school district under s. 120.13 (2) shall provide coverage for blood
6 lead tests for children under 6 years of age, which shall be conducted in accordance
7 with any recommended lead screening methods and intervals contained in any rules
8 promulgated by the department of health services under s. 254.158.

9 **SECTION 4592.** 644.09 (2) of the statutes is amended to read:

10 644.09 (2) AMENDMENT OF ARTICLES. A mutual holding company may amend its
11 articles in the manner provided in ss. 181.1001, 181.1002 (1), 181.1003, 181.1005 and
12 181.1006, except that papers required by those sections to be filed with the
13 department of financial institutions and professional standards shall instead be filed
14 with the commissioner. The articles may be amended in any desired respect,
15 including substantial changes of its original purposes, except that no amendment
16 may be made that is contrary to sub. (1). In addition to the requirements of s.
17 181.1005, the articles of amendment of a mutual holding company shall, if mail
18 voting is used, state the number of members voting by mail and the number of such
19 members voting for and against the amendment. No amendment may become
20 effective until the articles of amendment have been filed with the commissioner. No
21 amendment shall affect any existing cause of action in favor of or against such
22 mutual holding company, any civil, criminal, administrative or investigatory
23 proceeding to which the mutual holding company is a party or the existing rights of
24 persons other than members. In the event that the corporate name is changed by

SENATE BILL 21**SECTION 4592**

1 amendment, no suit brought by or against such mutual holding company under its
2 former name shall abate for that reason.

3 **SECTION 4593.** 645.47 (1) (a) of the statutes is amended to read:

4 645.47 (1) (a) *General requirements.* The liquidator shall give notice of the
5 liquidation order as soon as possible by first class mail and either by telegram or
6 telephone to the insurance commissioner of each jurisdiction in which the insurer is
7 licensed to do business, ~~by first class mail and by telephone to the department of~~
8 ~~workforce development of this state if the insurer is or has been an insurer of~~
9 ~~worker's compensation,~~ by first class mail to all insurance agents having a duty
10 under s. 645.48, by first class mail to the director of state courts under s. 601.53 (1),
11 if the insurer does a surety business, and by first class mail at the last-known
12 address to all persons known or reasonably expected from the insurer's records to
13 have claims against the insurer, including all policyholders. The liquidator also shall
14 publish a class 3 notice, under ch. 985, in a newspaper of general circulation in the
15 county in which the liquidation is pending or in Dane County, the last publication to
16 be not less than 3 months before the earliest deadline specified in the notice under
17 sub. (2).

18 **SECTION 4594.** Chapter 648 of the statutes is repealed.

19 **SECTION 4595.** 705.04 (2g) of the statutes is amended to read:

20 705.04 (2g) Notwithstanding subs. (1) and (2), the department of health
21 services may collect, from funds of a decedent that are held by the decedent
22 immediately before death in a joint account or a P.O.D. account, an amount equal to
23 the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal
24 to aid under s. 49.68, 49.683, ~~or 49.685,~~ or 49.785 that is recoverable under s. 49.682
25 (2) (a) or (am), or an amount equal to long-term community support services under

SENATE BILL 21**SECTION 4595**

1 s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of
2 the decedent or the decedent’s spouse.

3 **SECTION 4596.** 751.12 (5) of the statutes is repealed.

4 **SECTION 4597.** 751.20 of the statutes is repealed.

5 **SECTION 4598.** 753.061 (5) of the statutes is repealed.

6 **SECTION 4599.** 757.84 of the statutes is created to read:

7 **757.84 Judicial compensation commission.** (1) CREATION. There is
8 created a judicial compensation commission consisting of members appointed by the
9 supreme court. Members of the judicial compensation commission shall be
10 reimbursed for expenses necessarily incurred as members of the judicial
11 compensation commission.

12 (2) REVIEW AND RECOMMENDATIONS. Biennially, the judicial compensation
13 commission shall review the salaries of the justices of the supreme court, court of
14 appeals judges, and judges of circuit court. Not later than December 1 of each
15 even-numbered year, the judicial compensation commission shall submit a written
16 report to the governor and the joint committee on employment relations. The report
17 shall include recommendations on salaries of the justices of the supreme court, court
18 of appeals judges, and judges of circuit court.

19 (3) STAFF. The director of state courts shall provide staff and support services
20 to the judicial compensation commission.

21 **SECTION 4600.** 758.13 of the statutes is repealed.

22 **SECTION 4601.** 758.19 (5) of the statutes is repealed and recreated to read:

23 758.19 (5) From the appropriation under s. 20.625 (1) (cg), the director of state
24 courts shall make payments to counties for circuit court costs. The director of state
25 courts shall define “circuit court costs” for purposes of this subsection.

SENATE BILL 21**SECTION 4602**

1 **SECTION 4602.** 758.19 (6) of the statutes is repealed.

2 **SECTION 4603.** 758.19 (8) of the statutes is repealed.

3 **SECTION 4604.** 766.565 (7) of the statutes is amended to read:

4 766.565 (7) With respect to consumer credit transactions, the ~~division of~~
5 banking department of financial institutions and professional standards may
6 promulgate rules to interpret this chapter and chs. 421 to 427, consistent with the
7 purposes and policies of this chapter and chs. 421 to 427.

8 **SECTION 4605.** 767.75 (1f) of the statutes is amended to read:

9 767.75 (1f) PAYMENT ORDER AS ASSIGNMENT OF INCOME. A payment order
10 constitutes an assignment of all commissions, earnings, salaries, wages, pension
11 benefits, income continuation insurance benefits under s. 40.62, duty disability
12 benefits under s. 40.65, benefits under ch. 102 or 108, lottery prizes that are payable
13 in installments, and other money due or to be due in the future to the department
14 or its designee. The assignment shall be for an amount sufficient to ensure payment
15 under the order, obligation, or stipulation and to pay any arrearages due at a periodic
16 rate not to exceed 50% of the amount of support due under the order, obligation, or
17 stipulation so long as the addition of the amount toward arrearages does not leave
18 the party at an income below the poverty line established under 42 USC 9902 (2).

19 **SECTION 4606.** 767.75 (2m) (a) 1. of the statutes is amended to read:

20 767.75 (2m) (a) 1. An obligation to pay unpaid fees under s. 767.57 (1e) (b) 1m.
21 constitutes an assignment of all commissions, earnings, salaries, wages, pension
22 benefits, income continuation insurance benefits under s. 40.62, duty disability
23 benefits under s. 40.65, benefits under ch. 102 or 108, lottery prizes that are payable
24 in installments, and other money due or to be due in the future to the department
25 or its designee.

SENATE BILL 21**SECTION 4607**

1 **SECTION 4607.** 767.75 (2m) (a) 2. of the statutes is amended to read:

2 767.75 **(2m)** (a) 2. An obligation to pay unpaid fees under s. 767.57 (1e) (b) 2m.
3 constitutes an assignment of all commissions, earnings, salaries, wages, pension
4 benefits, income continuation insurance benefits under s. 40.62, duty disability
5 benefits under s. 40.65, benefits under ch. 102 or 108, lottery prizes that are payable
6 in installments, and other money due or to be due in the future to the clerk of court
7 to whom the fees are owed, or to his or her successor.

8 **SECTION 4608.** 778.25 (1) (a) 5. of the statutes is repealed.

9 **SECTION 4609.** 779.14 (1) (b) of the statutes is amended to read:

10 779.14 **(1)** (b) With respect to contracts entered into under s. 84.06 (2) or (2m)
11 for highway improvements, any person who has a direct contractual relationship,
12 expressed or implied, with the prime contractor to perform, furnish, or procure labor,
13 services, materials, plans, or specifications.

14 **SECTION 4610.** 779.14 (2) (a) 3. of the statutes is amended to read:

15 779.14 **(2)** (a) 3. With respect to contracts entered into under s. 84.06 (2) or (2m)
16 for highway improvements, failure of the prime contractor to comply with a contract,
17 whether express or implied, with a subcontractor, supplier, or service provider of the
18 prime contractor for performing, furnishing, or procuring labor, services, materials,
19 plans, or specifications for the purpose of making the highway improvement that is
20 the subject of the contract with the governmental entity.

21 **SECTION 4611.** 813.05 (2) of the statutes is amended to read:

22 813.05 **(2)** In an action against an insurance company or fraternal benefit
23 society for an injunction or a receiver the ~~commissioner of insurance~~ department of
24 financial institutions and professional standards shall be notified. Mailing a copy
25 of such notice addressed to the ~~commissioner of insurance~~ secretary, or department,

SENATE BILL 21**SECTION 4611**

1 of financial institutions and professional standards at Madison, Wisconsin, shall be
2 sufficient service.

3 **SECTION 4612.** 813.16 (7) of the statutes is amended to read:

4 813.16 (7) If the person seeking the appointment of a receiver under sub. (1)
5 is a savings and loan association or savings bank supervised by the ~~division of~~
6 banking department of financial institutions and professional standards or a
7 corporation supervised by the home loan bank board, federal office of thrift
8 supervision, federal deposit insurance corporation, or resolution trust corporation,
9 the court, unless the opposing party objects, shall appoint an officer of such
10 corporation as receiver to act without compensation and to give such bond as the
11 court requires.

12 **SECTION 4613.** 814.61 (1) (c) 1m. of the statutes is created to read:

13 814.61 (1) (c) 1m. An action under s. 767.805 (3) that is brought by the state
14 or its delegate or commenced on behalf of the child by an attorney appointed under
15 s. 767.407.

16 **SECTION 4614.** 814.63 (1) (b) of the statutes is renumbered 814.63 (1).

17 **SECTION 4615.** 814.63 (1) (c) of the statutes is repealed.

18 **SECTION 4616.** 814.63 (3m) (a) of the statutes is amended to read:

19 814.63 (3m) (a) Except as provided in par. (d), if a defendant is required to
20 appear in court, in addition to any forfeiture, costs, fees, or surcharges it imposes, the
21 court shall impose and collect from the defendant any costs charged to or paid by a
22 law enforcement agency for the withdrawal of the defendant's blood if the court finds
23 that the defendant violated s. 23.33 (4c), 30.681, 114.09, 346.63, or 350.101, or a local
24 ordinance in conformity therewith.

25 **SECTION 4617.** 814.63 (5) of the statutes is amended to read:

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1 814.63 (5) Of the fees received by the clerk under sub. (1) (b), the county
2 treasurer shall pay \$17.50 to the secretary of administration for deposit in the
3 general fund and shall retain the balance for the use of the county. The secretary of
4 administration shall credit \$5 of the \$17.50 to the appropriation under s. 20.680 (2)
5 (j).

6 **SECTION 4618.** 814.65 (4m) (a) of the statutes is amended to read:

7 814.65 (4m) (a) Except as provided in par. (d), if a defendant is required to
8 appear in municipal court, in addition to any forfeiture, costs, fees, or surcharges it
9 imposes, the municipal court shall impose and collect from the defendant any costs
10 charged to or paid by a law enforcement agency for the withdrawal of the defendant's
11 blood if the court finds that the defendant violated a local ordinance in conformity
12 with s. 23.33 (4c), 30.681, 114.09, 346.63, or 350.101.

13 **SECTION 4619.** 814.75 (8r) of the statutes is created to read:

14 814.75 (8r) The crime prevention funding board surcharge under s. 973.0455.

15 **SECTION 4620.** 814.76 (4m) of the statutes is created to read:

16 814.76 (4m) The crime prevention funding board surcharge under s. 973.0455.

17 **SECTION 4621.** 814.86 (1) of the statutes is amended to read:

18 814.86 (1) ~~Except for an action for a financial responsibility violation under s.~~
19 ~~344.62 (2), or for a violation under s. 343.51 (1m) (b) or a safety belt use violation~~
20 ~~under s. 347.48 (2m), the~~ The clerk of circuit court shall charge and collect a \$21.50
21 justice information system surcharge from any person, including any governmental
22 unit, as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am),
23 814.62 (1), (2), or (3) (a) or (b), or 814.63 (1). The justice information system
24 surcharge is in addition to the surcharge listed in sub. (1m).

25 **SECTION 4622.** 815.29 (1) of the statutes is amended to read:

SENATE BILL 21**SECTION 4622**

1 815.29 (1) No execution sale of personal property shall be made unless 20 days
2 previous notice of such sale has been given by posting a notice thereof in one public
3 place of the town or municipality where such sale is to be had and, if the county where
4 such sale is to be had maintains a Web site, by posting a notice on the Web site. If
5 the town or municipality where such sale is to be had maintains a Web site, the town
6 or municipality may also post a notice on its Web site. The notice shall specify the
7 time and place of sale but when any property seized is likely to perish or depreciate
8 in value before the expiration of the 20 days the court or a judge may order the same
9 to be sold in such manner and upon such terms as the best interests of the parties
10 demand. Every such sale shall be made at auction between the ~~hour~~ hours of 9 a.m.
11 and 5 p.m. and no property shall be sold unless it is in view of those attending the
12 sale, except as provided in s. 71.91 (5) (c) 2. and in the case of the sale of the interest
13 of the judgment debtor in property in the possession of a secured party. It shall be
14 offered for sale in such lots and parcels as is calculated to bring the highest price.

15 **SECTION 4623.** 859.07 (2) (a) 3. of the statutes is amended to read:

16 859.07 (2) (a) 3. The decedent or the decedent's spouse received services
17 provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk),
18 medical assistance under subch. IV of ch. 49, long-term community support services
19 funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or 49.685,~~ or 49.785.

20 **SECTION 4624.** 867.01 (3) (am) 4. of the statutes is amended to read:

21 867.01 (3) (am) 4. Whether the decedent or the decedent's spouse received
22 services provided as a benefit under a long-term care program, as defined in s. 49.496
23 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support
24 services funded under s. 46.27 (7), or aid under s. 49.68, 49.683 ~~or~~, 49.685, or 49.785.

25 **SECTION 4625.** 867.01 (3) (d) of the statutes is amended to read:

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1 867.01 (3) (d) *Notice*. The court may hear the matter without notice or order
2 notice to be given under s. 879.03. If the decedent or the decedent’s spouse received
3 services provided as a benefit under a long–term care program, as defined in s. 49.496
4 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support
5 services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or 49.685~~, or 49.785,
6 the petitioner shall give notice by certified mail to the department of health services
7 as soon as practicable after filing the petition with the court.

8 **SECTION 4626.** 867.02 (2) (am) 6. of the statutes is amended to read:

9 867.02 (2) (am) 6. Whether the decedent or the decedent’s spouse received
10 services provided as a benefit under a long–term care program, as defined in s. 49.496
11 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support
12 services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or 49.685~~, or 49.785.

13 **SECTION 4627.** 867.03 (1g) (c) of the statutes is amended to read:

14 867.03 (1g) (c) Whether the decedent or the decedent’s spouse ever received
15 services provided as a benefit under a long–term care program, as defined in s. 49.496
16 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support
17 services funded under s. 46.27 (7), ~~or aid under s. 49.68, 49.683 or 49.685~~, or 49.875.

18 **SECTION 4628.** 867.03 (1m) (a) of the statutes is amended to read:

19 867.03 (1m) (a) Whenever an heir, trustee, or person who was guardian of the
20 decedent at the time of the decedent’s death intends to transfer a decedent’s property
21 by affidavit under sub. (1g) and the decedent or the decedent’s spouse ever received
22 services provided as a benefit under a long–term care program, as defined in s. 49.496
23 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support
24 services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or 49.685~~, or 49.785,
25 the heir, trustee, or person who was guardian of the decedent at the time of the

SENATE BILL 21**SECTION 4628**

1 decedent's death shall give notice to the department of health services of his or her
2 intent. The notice shall include the information in the affidavit under sub. (1g) and
3 the heir, trustee, or person who was guardian of the decedent at the time of the
4 decedent's death shall give the notice by certified mail, return receipt requested.

5 **SECTION 4629.** 867.03 (1m) (b) of the statutes is amended to read:

6 867.03 (1m) (b) An heir, trustee, or person who was guardian of the decedent
7 at the time of the decedent's death who files an affidavit under sub. (1g) that states
8 that the decedent or the decedent's spouse received services provided as a benefit
9 under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance
10 under subch. IV of ch. 49, long-term community support services funded under s.
11 46.27 (7), or aid under s. 49.68, 49.683, ~~or 49.685~~, or 49.785 shall attach to the
12 affidavit the proof of mail delivery of the notice required under par. (a) showing the
13 delivery date.

14 **SECTION 4630.** 867.03 (2g) (b) of the statutes is amended to read:

15 867.03 (2g) (b) Property transferred under this section to or by an heir, trustee,
16 or guardian is subject to the right of the department of health services to recover
17 under s. 46.27 (7g), 49.496, 49.682, or 49.849 an amount equal to the medical
18 assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under
19 s. 49.68, 49.683, ~~or 49.685~~, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am),
20 or an amount equal to long-term community support services under s. 46.27 that is
21 recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the decedent or
22 the decedent's spouse. Upon request, the heir, trustee, or guardian shall provide to
23 the department of health services information about any of the decedent's property
24 that the heir, trustee, or guardian has distributed and information about the persons
25 to whom the property was distributed.

SENATE BILL 21**SECTION 4631**

1 **SECTION 4631.** 885.38 (8) (a) 1. of the statutes is amended to read:

2 885.38 (8) (a) 1. The county in which the circuit court is located shall pay the
3 expenses in all proceedings before a circuit court and when the clerk of circuit court
4 uses a qualified interpreter under sub. (3) (d). The county shall be reimbursed as
5 ~~provided in the manner determined by the director of state courts under s. 758.19 (8)~~
6 for expenses paid under this subdivision.

7 **SECTION 4632.** 887.23 (1) of the statutes is amended to read:

8 887.23 (1) WHO MAY REQUIRE. The department of health services, the
9 department of corrections, the state superintendent of public instruction or the board
10 of regents of the University of Wisconsin System Authority may order the deposition
11 of any witness to be taken concerning any institution under his, her or its
12 government or superintendence, or concerning the conduct of any officer or agent
13 thereof, or concerning any matter relating to the interests thereof. Upon
14 presentation of a certified copy of such order to any municipal judge, notary public
15 or court commissioner, the officer shall take the desired deposition in the manner
16 provided for taking depositions to be used in actions. When any officer or agent of
17 any institution is concerned and will be affected by the testimony, 2 days' written
18 notice of the time and place of taking the deposition shall be given him or her. Any
19 party interested may appear in person or by counsel and examine the witness
20 touching the matters mentioned in the order. The deposition, duly certified, shall be
21 delivered to the authority which ordered it.

22 **SECTION 4633.** 893.80 (1b) (intro.) of the statutes is amended to read:

23 893.80 (1b) (intro.) In this section, ~~“agent”~~:

24 (am) “Agent” includes a volunteer. In this subsection ~~paragraph~~, “volunteer”
25 means a person who satisfies all of the following:

SENATE BILL 21**SECTION 4634**

1 **SECTION 4634.** 893.80 (1b) (a) of the statutes is renumbered 893.80 (1b) (am)

2 1. and amended to read:

3 893.80 (1b) (am) 1. The person provides services or performs duties for and
4 with the express or implied consent of a volunteer fire company organized under ch.
5 181 or 213, political corporation, or governmental subdivision or agency thereof. A
6 person satisfies the requirements under this ~~paragraph~~ subdivision even if the
7 activities of the person with regard to the services and duties and the details and
8 method by which the services are provided and the duties are performed are left to
9 the discretion of the person.

10 **SECTION 4635.** 893.80 (1b) (b) of the statutes is renumbered 893.80 (1b) (am)

11 2. and amended to read:

12 893.80 (1b) (am) 2. The person is subject to the right of control of the volunteer
13 company, political corporation, or governmental subdivision or agency described in
14 ~~par. (a) subd. 1.~~

15 **SECTION 4636.** 893.80 (1b) (bm) of the statutes is created to read:

16 893.80 (1b) (bm) “Political corporation” does not include the University of
17 Wisconsin System Authority.

18 **SECTION 4637.** 893.80 (1b) (c) of the statutes is renumbered 893.80 (1b) (am)

19 3. and amended to read:

20 893.80 (1b) (am) 3. The person is not paid a fee, salary, or other compensation
21 by any person for the services or duties described in ~~par. (a) subd. 1.~~ In this
22 ~~paragraph~~ subdivision, “compensation” does not include the reimbursement of
23 expenses.

24 **SECTION 4638.** 893.82 (2) (d) 4. of the statutes is created to read:

SENATE BILL 21**SECTION 4638**

1 893.82 (2) (d) 4. Officers and employees of the University of Wisconsin System
2 Authority.

3 **SECTION 4639.** 893.82 (10) of the statutes is created to read:

4 893.82 (10) Except for sub. (6), this section does not apply if the claimant in the
5 action or proceeding is the state and the person against whom such claim is brought
6 is an officer or employee of the University of Wisconsin System Authority.

7 **SECTION 4640.** 895.46 (1) (a) of the statutes is amended to read:

8 895.46 (1) (a) If the defendant in any action or special proceeding is a public
9 officer or employee and is proceeded against in an official capacity or is proceeded
10 against as an individual because of acts committed while carrying out duties as an
11 officer or employee and the jury or the court finds that the defendant was acting
12 within the scope of employment, the judgment as to damages and costs entered
13 against the officer or employee, except as provided in s. 146.89 (4), in excess of any
14 insurance applicable to the officer or employee shall be paid by the state or political
15 subdivision of which the defendant is an officer or employee or by the University of
16 Wisconsin System Authority if the defendant is an officer or employee of the
17 authority. Agents of any department of the state shall be covered by this section
18 while acting within the scope of their agency. Regardless of the results of the
19 litigation the governmental unit, if it does not provide legal counsel to the defendant
20 officer or employee, shall pay reasonable attorney fees and costs of defending the
21 action, unless it is found by the court or jury that the defendant officer or employee
22 did not act within the scope of employment. Except as provided in s. 146.89 (4), the
23 duty of a governmental unit to provide or pay for the provision of legal representation
24 does not apply to the extent that applicable insurance provides that representation.
25 If the employing state agency or the attorney general denies that the state officer,

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1 employee or agent was doing any act growing out of or committed in the course of the
2 discharge of his or her duties, the attorney general may appear on behalf of the state
3 to contest that issue without waiving the state's sovereign immunity to suit. Failure
4 by the officer or employee to give notice to his or her department head of an action
5 or special proceeding commenced against the defendant officer or employee as soon
6 as reasonably possible is a bar to recovery by the officer or employee from the state
7 ~~or~~, political subdivision, or University of Wisconsin System Authority of reasonable
8 attorney fees and costs of defending the action. The attorney fees and expenses shall
9 not be recoverable if the state ~~or~~, political subdivision, or University of Wisconsin
10 System Authority offers the officer or employee legal counsel and the offer is refused
11 by the defendant officer or employee. If the officer, employee or agent of the state
12 refuses to cooperate in the defense of the litigation, the officer, employee or agent is
13 not eligible for any indemnification or for the provision of legal counsel by the
14 governmental unit under this section.

15 **SECTION 4641.** 895.46 (5) (c) of the statutes is created to read:

16 895.46 (5) (c) Officers and employees of the University of Wisconsin System
17 Authority.

18 **SECTION 4642.** 895.514 (3) (b) of the statutes is amended to read:

19 895.514 (3) (b) All of the expenses incurred by the authority, or the
20 commissioner, or any agent, employee, or representative of the commissioner, in
21 exercising its duties and powers under ch. 149, 2011 stats., under 2013 Wisconsin Act
22 20, section 9122 (1L), or under 2013 Wisconsin Act 116, section 32 (1) (b), shall be
23 payable only from funds of the authority ~~or from the appropriation under s. 20.145~~
24 ~~(5) (g) or (k), or from any combination of those payment sources.~~

25 **SECTION 4643.** 895.56 (2) (a) of the statutes is amended to read:

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1 895.56 (2) (a) The acts or omissions by the person occurred while performing
2 a contract entered into under s. 84.06 (2) or (2m), including acts or omissions by any
3 person who has a direct contractual relationship with the prime contractor, as
4 defined in s. 779.01 (2) (d), under a contract entered into under s. 84.06 (2) or (2m)
5 to perform labor or furnish materials.

6 **SECTION 4644.** 895.56 (2) (c) of the statutes is amended to read:

7 895.56 (2) (c) The acts or omissions involving petroleum–contaminated soil on
8 the property were required by reasonably precise specifications in the contract
9 entered into under s. 84.06 (2) or (2m), and the acts or omissions conformed to those
10 specifications, or were otherwise directed by the department of transportation or by
11 the department of natural resources.

12 **SECTION 4645.** 938.02 (4) of the statutes is amended to read:

13 938.02 (4) “Department” means the department of children and families,
14 except that with respect to a juvenile who is being held in a juvenile detention facility
15 or who is under the supervision of the department of corrections under s. 938.183,
16 938.34 (4h), (4m), or (4n) (a), or 938.357 (4), “department” means the department of
17 corrections.

18 **SECTION 4646.** 938.02 (4) of the statutes, as affected by 2015 Wisconsin Act
19 (this act), is amended to read:

20 938.02 (4) “Department” means the department of children and families,
21 except that with respect to a juvenile who is being held in a juvenile detention facility
22 or who is under the supervision of the department of corrections under s. 938.183,
23 938.34 (4h), (4m), or (4n) (a), or 938.357 (4), “department” means the department of
24 corrections.

25 **SECTION 4647.** 938.06 (4) of the statutes is amended to read:

SENATE BILL 21**SECTION 4647**

1 938.06 (4) STATE AID. State aid to any county for juvenile delinquency–related
2 court services under this section shall be at the same net effective rate that each
3 county is reimbursed for county administration under s. 48.569, except as provided
4 in s. ~~301.26~~ 48.526. Counties having a population of less than 750,000 may use funds
5 received under ss. 48.569 (1) (d) and ~~301.26~~ 48.526, including county or federal
6 revenue sharing funds allocated to match funds received under s. 48.569 (1) (d), for
7 the cost of providing court attached intake services in amounts not to exceed 50
8 percent of the cost of providing court attached intake services or \$30,000 per county
9 per calendar year, whichever is less.

10 **SECTION 4648.** 938.069 (1) (intro.) of the statutes is amended to read:

11 938.069 (1) DUTIES. (intro.) The staff of the department shall provide
12 community supervision services for juveniles as provided in s. 938.533. Subject to
13 sub. (2), the staff of the department, the court, a county department, or a licensed
14 child welfare agency designated by the court to carry out the objectives of this chapter
15 shall:

16 **SECTION 4649.** 938.19 (1) (d) 6. of the statutes is amended to read:

17 938.19 (1) (d) 6. The juvenile has violated a condition of court–ordered
18 supervision, community supervision, or aftercare supervision administered by the
19 ~~department or a county department~~; a condition of the juvenile’s placement in a Type
20 2 juvenile correctional facility or a Type 2 residential care center for children and
21 youth; or a condition of the juvenile’s participation in the intensive supervision
22 program under s. 938.534.

23 **SECTION 4650.** 938.20 (2) (cm) of the statutes is amended to read:

24 938.20 (2) (cm) If the juvenile has violated a condition of community
25 supervision or aftercare supervision ~~administered by the department or a county~~

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1 department, a condition of the juvenile's placement in a Type 2 juvenile correctional
2 facility or a Type 2 residential care center for children and youth, or a condition of
3 the juvenile's participation in the intensive supervision program under s. 938.534,
4 the person who took the juvenile into custody may release the juvenile to the
5 department or county department, whichever has supervision over the juvenile.

6 **SECTION 4651.** 938.20 (7) (c) 1m. of the statutes is amended to read:

7 938.20 (7) (c) 1m. In the case of a juvenile who has violated a condition of
8 community supervision or aftercare supervision administered by the department or
9 a county department, a condition of the juvenile's placement in a Type 2 juvenile
10 correctional facility or a Type 2 residential care center for children and youth, or a
11 condition of the juvenile's participation in the intensive supervision program under
12 s. 938.534, to the department or county department, whichever has supervision of
13 the juvenile.

14 **SECTION 4652.** 938.20 (8) (c) of the statutes is amended to read:

15 938.20 (8) (c) If a juvenile who has violated a condition of community
16 supervision or aftercare supervision administered by the department or a county
17 department, a condition of the juvenile's placement in a Type 2 juvenile correctional
18 facility or a Type 2 residential care center for children and youth, or a condition of
19 the juvenile's participation in the intensive supervision program under s. 938.534 is
20 held in custody, the intake worker shall also notify the department or county
21 department, whichever has supervision over the juvenile, of the reasons for holding
22 the juvenile in custody, of the juvenile's whereabouts, and of the time and place of the
23 detention hearing required under s. 938.21.

24 **SECTION 4653.** 938.205 (1) (c) of the statutes is amended to read:

SENATE BILL 21**SECTION 4653**

1 938.205 (1) (c) That the juvenile will run away or be taken away so as to be
2 unavailable for proceedings of the court or its officers, proceedings of the division of
3 hearings and appeals in the department of administration for revocation of
4 community supervision or aftercare supervision, or action by the department or
5 county department relating to a violation of a condition of the juvenile's placement
6 in a Type 2 juvenile correctional facility or a Type 2 residential care center for
7 children and youth or a condition of the juvenile's participation in the intensive
8 supervision program under s. 938.534.

9 **SECTION 4654.** 938.208 (1) (intro.) of the statutes is amended to read:

10 938.208 (1) **DELINQUENT ACT AND RISK OF HARM OR RUNNING AWAY.** (intro.)
11 Probable cause exists to believe that the juvenile has committed a delinquent act and
12 either presents a substantial risk of physical harm to another person or a substantial
13 risk of running away so as to be unavailable for a court hearing, a revocation of
14 community supervision or aftercare supervision hearing, or action by the
15 department or county department relating to a violation of a condition of the
16 juvenile's placement in a Type 2 juvenile correctional facility or a Type 2 residential
17 care center for children and youth or a condition of the juvenile's participation in the
18 intensive supervision program under s. 938.534. For juveniles who have been
19 adjudged delinquent, the delinquent act referred to in this section may be the act for
20 which the juvenile was adjudged delinquent. If the intake worker determines that
21 any of the following conditions applies, the juvenile is considered to present a
22 substantial risk of physical harm to another person:

23 **SECTION 4655.** 938.34 (4n) (intro.) of the statutes is amended to read:

24 938.34 (4n) **AFTERCARE** COMMUNITY SUPERVISION OR AFTERCARE SUPERVISION.
25 (intro.) ~~Subject~~ In the case of a juvenile who has been placed in a juvenile correctional

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1 facility or a secured residential care center for children and youth, designate the
2 department to provide community supervision for the juvenile following the
3 juvenile's release from that facility or center or, subject to any arrangement between
4 the department and a county department regarding the provision of aftercare
5 supervision for juveniles who have been released from a juvenile correctional facility
6 or a secured residential care center for children and youth, designate one of the
7 following to provide aftercare supervision for the juvenile following the juvenile's
8 release from ~~the juvenile correctional~~ that facility or ~~secured residential care center~~
9 ~~for children and youth:~~

10 **SECTION 4656.** 938.34 (4n) (a) of the statutes is repealed.

11 **SECTION 4657.** 938.355 (6d) (b) (title) of the statutes is amended to read:

12 938.355 **(6d)** (b) (title) *Violation of condition of county aftercare supervision.*

13 **SECTION 4658.** 938.355 (6d) (b) 1. of the statutes is amended to read:

14 938.355 **(6d)** (b) 1. Notwithstanding ss. 938.19 to 938.21, but subject to subds.
15 2g., 2m., and 2r., if a juvenile who is on aftercare supervision ~~administered by a~~
16 ~~county department~~ violates a condition of that supervision, the juvenile's caseworker
17 or any other person authorized to provide or providing intake or dispositional
18 services for the court under s. 938.067 or 938.069 may, without a hearing, take the
19 juvenile into custody and place the juvenile in a juvenile detention facility or juvenile
20 portion of a county jail that meets the standards promulgated by the department by
21 rule or in a place of nonsecure custody designated by that person for not more than
22 72 hours while the alleged violation and the appropriateness of revoking the
23 juvenile's aftercare status are being investigated.

24 **SECTION 4659.** 938.355 (6d) (b) 2. of the statutes is amended to read:

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1 938.355 (6d) (b) 2. Notwithstanding ss. 938.19 to 938.21, but subject to subds.
2 2g., 2m., and 2r., if a juvenile who is on aftercare supervision administered by the
3 county department violates a condition of that supervision, the juvenile's caseworker
4 or any other person authorized to provide or providing intake or dispositional
5 services for the court under s. 938.067 or 938.069 may, without a hearing, take the
6 juvenile into custody and place the juvenile in a juvenile detention facility or juvenile
7 portion of a county jail that meets the standards promulgated by the department by
8 rule or in a place of nonsecure custody designated by that person for not more than
9 72 hours as a consequence of that violation. A person who takes a juvenile into
10 custody under this subdivision shall permit the juvenile to make a written or oral
11 statement concerning the possible placement of the juvenile and the course of
12 conduct for which the juvenile was taken into custody. A person designated by the
13 court or the county department who is employed in a supervisory position by a person
14 authorized to provide or providing intake or dispositional services under s. 938.067
15 or 938.069 shall review that statement and either approve the placement of the
16 juvenile, modify the terms of the placement, or order the juvenile to be released from
17 custody.

18 **SECTION 4660.** 938.355 (6d) (b) 2g. of the statutes is amended to read:

19 938.355 (6d) (b) 2g. The taking into custody and placement of a juvenile under
20 subd. 1. or 2. is subject to any general written policies adopted by the court under s.
21 938.06 (1) and (2), to any policies adopted by the county department relating to
22 aftercare supervision administered by the county department, and to any policies
23 adopted by the county board relating to such taking into custody and placement.

24 **SECTION 4661.** 938.355 (6d) (b) 4. of the statutes is amended to read:

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1 938.355 (6d) (b) 4. Subject to par. (d), subds. 1. and 2. do not preclude a juvenile
2 who has violated a condition of aftercare supervision administered by a county
3 department from being taken into and held in custody under ss. 938.19 to 938.21.

4 **SECTION 4662.** 938.357 (4) (a) of the statutes is amended to read:

5 938.357 (4) (a) When the juvenile is placed with the department, the
6 department may, after an examination under s. 938.50, place the juvenile in a
7 juvenile correctional facility or a secured residential care center for children and
8 youth or on community supervision or aftercare supervision, either immediately or
9 after a period of placement in a juvenile correctional facility or a secured residential
10 care center for children and youth. The department shall send written notice of the
11 change in placement to the parent, guardian, legal custodian, county department
12 designated under s. 938.34 (4n), if any, and committing court. If the department
13 places a juvenile in a Type 2 juvenile correctional facility operated by a child welfare
14 agency, the department shall reimburse the child welfare agency at the rate
15 established under s. 49.343 that is applicable to the type of placement that the child
16 welfare agency is providing for the juvenile. A juvenile who is placed in a Type 2
17 juvenile correctional facility or a secured residential care center for children and
18 youth remains under the supervision of the department, remains subject to the rules
19 and discipline of that department, and is considered to be in custody, as defined in
20 s. 946.42 (1) (a).

21 **SECTION 4663.** 938.357 (4g) (title) of the statutes is amended to read:

22 938.357 (4g) (title) ~~AFTERCARE~~ COMMUNITY SUPERVISION OR AFTERCARE PLAN.

23 **SECTION 4664.** 938.357 (4g) (a) of the statutes is amended to read:

24 938.357 (4g) (a) Not later than 120 days after the date on which the juvenile
25 is placed in a juvenile correctional facility or a secured residential care center for

SENATE BILL 21**SECTION 4664**

1 children and youth, or within 30 days after the date on which the department
2 requests the community supervision or aftercare plan, whichever is earlier, the
3 community supervision or aftercare provider designated under s. 938.34 (4n) shall
4 prepare ~~an~~ a community supervision or aftercare plan for the juvenile. If the juvenile
5 is to be placed on aftercare supervision, the county department designated as the
6 aftercare provider is a county department, that county department shall submit the
7 aftercare plan to the department within the applicable ~~time~~ period specified in this
8 paragraph, unless the department waives the ~~time~~ period under par. (b).

9 **SECTION 4665.** 938.357 (4g) (b) of the statutes is amended to read:

10 938.357 (4g) (b) The department may waive the ~~time~~ period within which ~~an~~
11 a community supervision plan or aftercare plan must be prepared and submitted
12 under par. (a) if the department anticipates that the juvenile will remain in the
13 juvenile correctional facility or secured residential care center for children and youth
14 for a period exceeding 8 months or if the juvenile is subject to s. 938.183. If the
15 department waives that ~~time~~ period, the designated community supervision or
16 aftercare provider shall prepare the community supervision or aftercare plan within
17 30 days after the date on which the department requests the community supervision
18 or aftercare plan.

19 **SECTION 4666.** 938.357 (4g) (c) (intro.) of the statutes is amended to read:

20 938.357 (4g) (c) (intro.) ~~An~~ A community supervision or aftercare plan shall
21 include all of the following:

22 **SECTION 4667.** 938.357 (4g) (c) 2. of the statutes is amended to read:

23 938.357 (4g) (c) 2. The conditions, if any, under which the juvenile's community
24 supervision or aftercare status may be revoked.

25 **SECTION 4668.** 938.357 (4g) (c) 3. of the statutes is amended to read:

SENATE BILL 21**SECTION 4668**

1 938.357 (4g) (c) 3. Services or programming to be provided to the juvenile while
2 on community supervision or aftercare supervision.

3 **SECTION 4669.** 938.357 (4g) (c) 4. of the statutes is amended to read:

4 938.357 (4g) (c) 4. The estimated length of time that community supervision
5 and services or aftercare supervision and services shall be provided to the juvenile.

6 **SECTION 4670.** 938.357 (4g) (d) of the statutes is amended to read:

7 938.357 (4g) (d) A juvenile may be released from a juvenile correctional facility
8 or a secured residential care center for children and youth whether or not ~~an~~ a
9 community supervision or aftercare plan has been prepared under this subsection.

10 **SECTION 4671.** 938.357 (4m) of the statutes is amended to read:

11 938.357 (4m) RELEASE TO COMMUNITY SUPERVISION OR AFTERCARE SUPERVISION.
12 The department shall try to release a juvenile to community supervision or aftercare
13 supervision under sub. (4) within 30 days after the date the department determines
14 the juvenile is eligible for the release.

15 **SECTION 4672.** 938.357 (5) (title) of the statutes is amended to read:

16 938.357 (5) (title) REVOCATION OF COMMUNITY SUPERVISION OR AFTERCARE
17 SUPERVISION.

18 **SECTION 4673.** 938.357 (5) (a) of the statutes is amended to read:

19 938.357 (5) (a) ~~The~~ If a juvenile has been placed on community supervision, the
20 ~~department or a~~ may revoke the community supervision status of that juvenile as
21 provided in this subsection. If a juvenile has been placed on aftercare supervision,
22 the county department, whichever that has been designated as a juvenile's aftercare
23 provider, may revoke the aftercare status of that juvenile as provided in this
24 subsection. Prior notice of a change in placement under sub. (1) (am) 1. is not
25 required.

SENATE BILL 21**SECTION 4674**

1 **SECTION 4674.** 938.357 (5) (b) of the statutes is amended to read:

2 938.357 (5) (b) A juvenile on community supervision status may be taken into
3 custody only as provided in ss. 938.19 to 938.21 or 938.533 (3) (a). A juvenile on
4 aftercare status may be taken into custody only as provided in ss. 938.19 to 938.21
5 and or 938.355 (6d) (b).

6 **SECTION 4675.** 938.357 (5) (d) of the statutes is amended to read:

7 938.357 (5) (d) A hearing on the revocation shall be conducted by the division
8 of hearings and appeals in the department of administration within 30 days after the
9 juvenile is taken into custody for an alleged violation of a condition of the juvenile's
10 community supervision or aftercare supervision. This ~~time~~ period may be waived
11 only upon the agreement of the community supervision or aftercare provider, the
12 juvenile, and the juvenile's counsel.

13 **SECTION 4676.** 938.357 (5) (e) of the statutes is amended to read:

14 938.357 (5) (e) If the hearing examiner finds that the juvenile has violated a
15 condition of community supervision or aftercare supervision, the hearing examiner
16 shall determine whether confinement in a juvenile correctional facility or a secured
17 residential care center for children and youth is necessary to protect the public, to
18 provide for the juvenile's rehabilitation, or to not depreciate the seriousness of the
19 violation.

20 **SECTION 4677.** 938.357 (5) (g) of the statutes is amended to read:

21 938.357 (5) (g) The department shall promulgate rules setting standards to be
22 used by a hearing examiner to determine whether to revoke a juvenile's community
23 supervision or aftercare status. The standards shall specify that the burden is on the
24 department or county department seeking revocation to show by a preponderance of

SENATE BILL 21**SECTION 4677**

1 the evidence that the juvenile violated a condition of community supervision or
2 aftercare supervision.

3 **SECTION 4678.** 938.365 (7) of the statutes is amended to read:

4 938.365 (7) CHANGES IN PLACEMENT AND TRIAL REUNIFICATIONS NOT PERMITTED.

5 Nothing in this section may be construed to allow any changes in placement, trial
6 reunification, or revocation of community supervision or aftercare supervision.

7 Revocation and other changes in placement may take place only under s. 938.357,
8 and trial reunifications may take place only under s. 938.358.

9 **SECTION 4679.** 938.366 (1) of the statutes is renumbered 938.366 (1) (intro.)
10 and amended to read:

11 938.366 (1) (intro.) APPLICABILITY. This section applies to a person who is a
12 full-time student of a secondary school or its vocational or technical equivalent, for
13 whom an individualized education program under s. 115.787 is in effect, and to whom
14 any of the following applies:

15 (a) The person is placed in a foster home, group home, or residential care center
16 for children and youth, in the home of a relative other than a parent, or in a
17 supervised independent living arrangement under an order under s. 938.355,
18 938.357, or 938.365 that terminates as provided in s. 938.355 (4) (am) 1., 2., or 3.,
19 938.357 (6) (a) 1., 2., or 3., or 938.365 (5) (b) 1., 2., or 3. on or after the person attains
20 18 years of age, ~~who is a full-time student of a secondary school or its vocational or~~
21 ~~technical equivalent, and for whom an individualized education program under s.~~
22 ~~115.787 is in effect.~~

23 **SECTION 4680.** 938.366 (1) (b) of the statutes is created to read:

24 938.366 (1) (b) The person is placed in a shelter care facility on the date on
25 which an order specified in par. (a) terminates.

SENATE BILL 21**SECTION 4681**

1 **SECTION 4681.** 938.366 (2) (a) of the statutes is amended to read:

2 938.366 (2) (a) Not less than 120 days before an order described in sub. (1) (a)
3 terminates, the agency primarily responsible for providing services under the order
4 shall request the person who is the subject of the order to indicate whether he or she
5 wishes to be discharged from out-of-home care on termination of the order, wishes
6 to continue in out-of-home care until the date specified in s. 938.365 (5) (b) 4. under
7 an extension of the order, or wishes to continue in out-of-home care under a
8 voluntary agreement under sub. (3). If the person indicates that he or she wishes to
9 be discharged from out-of-home care on termination of the order, the agency shall
10 request a transition-to-discharge hearing under par. (b). If the person indicates that
11 he or she wishes to continue in out-of-home care under an extension of the order, the
12 agency shall request an extension of the order under s. 938.365. If the person
13 indicates that he or she wishes to continue in out-of-home care under a voluntary
14 agreement under sub. (3), the agency and the person shall enter into such an
15 agreement.

16 **SECTION 4682.** 938.366 (2) (b) 1. of the statutes is amended to read:

17 938.366 (2) (b) 1. If the person who is the subject of an order described in sub.
18 (1) (a) indicates that he or she wishes to be discharged from out-of-home care on
19 termination of the order, the agency primarily responsible for providing services to
20 the person under the order shall request the court to hold a transition-to-discharge
21 hearing and shall cause notice of that request to be provided to that person, the
22 parent, guardian, and legal custodian of that person, any foster parent or other
23 physical custodian described in s. 48.62 (2) of that person, all parties who are bound
24 by the dispositional order, and, if that person is an Indian juvenile who has been

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1 removed from the home of his or her parent or Indian custodian, that person's Indian
2 custodian and tribe.

3 **SECTION 4683.** 938.366 (2) (b) 3. of the statutes is amended to read:

4 938.366 (2) (b) 3. At the hearing the court shall review with the person who is
5 the subject of an order described in sub. (1) (a) the options specified in par. (a) and
6 shall advise the person that he or she may continue in out-of-home care as provided
7 in par. (a) under an extension of the order or under a voluntary agreement under sub.
8 (3).

9 **SECTION 4684.** 938.366 (2) (b) 4. of the statutes is amended to read:

10 938.366 (2) (b) 4. If the court determines that the person who is the subject of
11 an order described in sub. (1) (a) understands that he or she may continue in
12 out-of-home care, but wishes to be discharged from that care on termination of the
13 order, the court shall advise the person that he or she may enter into a voluntary
14 agreement under sub. (3) at any time before he or she is granted a high school or high
15 school equivalency diploma or reaches 21 years of age, whichever occurs first, so long
16 as he or she is a full-time student at a secondary school or its vocational or technical
17 equivalent and an individualized education program under s. 115.787 is in effect for
18 him or her. If the court determines that the person wishes to continue in
19 out-of-home care under an extension of the order described in sub. (1) (a), the court
20 shall schedule an extension hearing under s. 938.365. If the court determines that
21 the person wishes to continue in out-of-home care under a voluntary agreement
22 under sub. (3), the court shall order the agency primarily responsible for providing
23 services to the person under the order to provide transition-to-independent-living
24 services for the person under a voluntary agreement under sub. (3).

25 **SECTION 4685.** 938.366 (3) (a) of the statutes is amended to read:

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1 938.366 (3) (a) On termination of an order described in sub. (1) (a), the person
2 who is the subject of the order, or the person’s guardian on behalf of the person, and
3 the agency primarily responsible for providing services to the person under the order
4 may enter into a transition-to-independent-living agreement under which the
5 person continues in out-of-home care and continues to be a full-time student at a
6 secondary school or its vocational or technical equivalent under an individualized
7 education program under s. 115.787 until the date on which the person reaches 21
8 years of age, is granted a high school or high school equivalency diploma, or
9 terminates the agreement as provided in par. (b), whichever occurs first, and the
10 agency provides services to the person to assist him or her in transitioning to
11 independent living.

12 **SECTION 4686.** 938.366 (3) (am) of the statutes is created to read:

13 938.366 (3) (am) 1. The agency primarily responsible for providing services
14 under the agreement shall petition the court for a determination that the person’s
15 placement in out-of-home care under the agreement is in the best interests of the
16 person. The request shall contain the name and address of the placement and a
17 statement describing why the placement is in the best interests of the person and
18 shall have a copy of the agreement attached to it. The agency shall cause written
19 notice of the petition to be sent to the person who is the subject of the agreement and
20 the person’s guardian.

21 2. On receipt of a petition under subd. 1., the court shall schedule a hearing on
22 the petition. Not less than 3 days before the hearing the agency primarily
23 responsible for providing services under the agreement or the court shall provide
24 notice of the hearing to all persons who are entitled to receive notice under subd. 1.
25 A copy of the petition shall be attached to the notice.

SENATE BILL 21**SECTION 4686**

1 3. If the court finds that the person’s placement in out-of-home care under the
2 agreement is in the best interests of the person, the court shall grant an order
3 determining that placement in out-of-home care under the agreement is in the best
4 interests of the person.

5 **SECTION 4687.** 938.366 (3) (d) of the statutes is created to read:

6 938.366 (3) (d) If the agency that enters into a voluntary agreement under this
7 subsection is the department or a county department, the voluntary agreement shall
8 also specifically state that the department or the county department has placement
9 and care responsibility for the person who is the subject of the agreement as required
10 under 42 USC 672 (a) (2) and has primary responsibility for providing services to the
11 person.

12 **SECTION 4688.** 938.366 (3g) of the statutes is created to read:

13 938.366 (3g) APPEAL PROCEDURES. Any person who is aggrieved by the failure
14 of an agency to enter into a transition-to-independent-living agreement under sub.
15 (3) or by an agency’s termination of such an agreement has the right to a contested
16 case hearing under ch. 227.

17 **SECTION 4689.** 938.366 (4) (a) of the statutes is amended to read:

18 938.366 (4) (a) Rules permitting a foster home, group home, or residential care
19 center for children and youth to provide care for persons who agree to continue in
20 out-of-home care under an extension of an order described in sub. (1) (a) or a
21 voluntary agreement under sub. (3).

22 **SECTION 4690.** 938.38 (1) (ap) of the statutes is created to read:

23 938.38 (1) (ap) “Juvenile” includes a person 17 years of age or over for whom
24 a permanency plan is required under sub. (2).

25 **SECTION 4691.** 938.38 (2) (d) of the statutes is amended to read:

SENATE BILL 21**SECTION 4691**

1 938.38 (2) (d) The juvenile was placed under a voluntary agreement between
2 the agency and the juvenile’s parent under s. 48.63 (1) (a) or (5) (b) or under a
3 voluntary transition-to-independent-living agreement under s. 938.366 (3).

4 **SECTION 4692.** 938.38 (4) (fg) 5. of the statutes is amended to read:

5 938.38 (4) (fg) 5. As provided in par. (fm), placement in some other planned
6 permanent living arrangement that includes an appropriate, enduring relationship
7 with an adult, including sustaining care ~~or long-term foster care, but not including~~
8 independent living, or the goal of transitioning the juvenile to independence.

9 **SECTION 4693.** 938.38 (4) (fg) 6. of the statutes is repealed.

10 **SECTION 4694.** 938.38 (4) (fm) of the statutes is amended to read:

11 938.38 (4) (fm) If the agency determines that there is a compelling reason why
12 it currently would not be in the best interests of the juvenile to return the juvenile
13 to his or her home or to place the juvenile for adoption, with a guardian, or with a fit
14 and willing relative as the permanency goal for the juvenile, the permanency goal
15 of placing the juvenile in some other planned permanent living arrangement or of
16 transitioning the juvenile to independence as described in par. (fg) 5. If the agency
17 makes that determination, the plan shall include the efforts made to achieve that
18 permanency goal, including, if appropriate, through an out-of-state placement, a
19 statement of that compelling reason, and, notwithstanding that compelling reason,
20 a concurrent plan under s. 938.355 (2b) towards achieving a goal under par. (fg) 1.
21 to 4. as a concurrent permanency goal in addition to the permanency goal under par.
22 (fg) 5.

23 **SECTION 4695.** 938.38 (5) (a) of the statutes is amended to read:

24 938.38 (5) (a) Except as provided in s. 48.63 (5) (d), the court or a panel
25 appointed under par. (ag) shall review the permanency plan for each juvenile for

SENATE BILL 21**SECTION 4695**

1 whom a permanency plan is required under sub. (2) in the manner provided in this
2 subsection not later than 6 months after the date on which the juvenile was first
3 removed from his or her home and every 6 months after a previous review under this
4 subsection for as long as the juvenile is placed outside the home, except that for the
5 review that is required to be conducted not later than 12 months after the juvenile
6 was first removed from his or her home and the reviews that are required to be
7 conducted every 12 months after that review, the court shall hold a hearing under
8 sub. (5m) to review the permanency plan. The hearing may be instead of or in
9 addition to the review under this subsection. The 6-month and 12-month periods
10 referred to in this paragraph include trial reunifications under s. 938.358.

11 **SECTION 4696.** 938.38 (5) (c) 6. d. of the statutes is amended to read:

12 938.38 (5) (c) 6. d. Being placed in some other planned permanent living
13 arrangement that includes an appropriate, enduring relationship with an adult,
14 including sustaining care ~~or long-term foster care, but not including independent~~
15 living, or transitioning to independence.

16 **SECTION 4697.** 938.38 (5) (c) 9. of the statutes is amended to read:

17 938.38 (5) (c) 9. If the juvenile is the subject of an order that terminates as
18 provided in s. 938.355 (4) (am) 4., 938.357 (6) (a) 4., or 938.365 (5) (b) 4. or of a
19 voluntary transition-to-independent-living agreement under s. 938.366 (3), the
20 appropriateness of the transition-to-independent-living plan developed under s.
21 938.385; the extent of compliance with that plan by the juvenile, the juvenile's
22 guardian, if any, the agency primarily responsible for providing services under that
23 plan, and any other service providers; and the progress of the juvenile toward
24 making the transition to independent living.

25 **SECTION 4698.** 938.38 (5m) (a) of the statutes is amended to read:

SENATE BILL 21**SECTION 4698**

1 938.38 (5m) (a) The court shall hold a hearing to review the permanency plan
2 and to make the determinations specified in sub. (5) (c) for each juvenile for whom
3 a permanency plan is required under sub. (2) no later than 12 months after the date
4 on which the juvenile was first removed from the home and every 12 months after
5 a previous hearing under this subsection for as long as the juvenile is placed outside
6 the home. The 12-month periods referred to in this paragraph include trial
7 reunifications under s. 938.358.

8 **SECTION 4699.** 938.385 of the statutes is amended to read:

9 **938.385 Plan for transition to independent living.** During the 90 days
10 immediately before a juvenile who is placed in a foster home, group home, or
11 residential care center for children and youth, in the home of a relative other than
12 a parent, or in a supervised independent living arrangement attains 18 years of age
13 or, if the juvenile is placed in such a placement under an order under s. 938.355,
14 938.357, or 938.365 that terminates under s. 938.355 (4) (am) after the juvenile
15 attains 18 years of age or under a voluntary transition-to-independent-living
16 agreement under s. 938.366 (3) that terminates under s. 938.366 (3) (a) after the
17 juvenile attains 18 years of age, during the 90 days immediately before the
18 termination of the order or agreement, the agency primarily responsible for
19 providing services to the juvenile under the order or agreement shall provide the
20 juvenile with assistance and support in developing a plan for making the transition
21 from out-of-home care to independent living. The transition plan shall be
22 personalized at the direction of the juvenile, shall be as detailed as the juvenile
23 directs, and shall include specific options for obtaining housing, health care,
24 education, mentoring and continuing support services, and workforce support and
25 employment services.

SENATE BILL 21**SECTION 4700**

1 **SECTION 4700.** 938.48 (1) of the statutes is amended to read:

2 938.48 (1) ENFORCEMENT OF LAWS. Promote the enforcement of the laws relating
3 to delinquent juveniles and juveniles in need of protection or services and take the
4 initiative in all matters involving the interests of those juveniles when adequate
5 provision for those matters is not made. This duty shall be discharged in cooperation
6 with the courts, the department of children and families, county departments,
7 licensed child welfare agencies, parents, and other individuals interested in the
8 welfare of juveniles.

9 **SECTION 4701.** 938.48 (8p) of the statutes is renumbered 48.48 (8r) and
10 amended to read:

11 48.48 (8r) ~~INDIAN JUVENILE PLACEMENTS. Reimburse~~ To reimburse Indian tribes
12 and county departments, from the appropriation under s. ~~20.410 (3)~~ 20.437 (1) (kp),
13 for unexpected or unusually high-cost out-of-home care placements of Indian
14 juveniles children who have been adjudicated delinquent by tribal courts. In this
15 subsection, “unusually high-cost out-of-home care placements” means the amount
16 by which the cost to an Indian tribe or to a county department of out-of-home care
17 placements of Indian juveniles children who have been adjudicated delinquent by
18 tribal courts exceeds \$50,000 in a fiscal year.

19 **SECTION 4702.** 938.48 (13) of the statutes is amended to read:

20 938.48 (13) ALLOWANCES AND CASH GRANTS. Promulgate rules for the payment
21 of an allowance to juveniles in its institutions and a cash grant to a juvenile being
22 discharged from its institutions or released to community supervision or aftercare
23 supervision.

24 **SECTION 4703.** 938.50 of the statutes is amended to read:

SENATE BILL 21**SECTION 4703**

1 **938.50 Examination of juveniles under supervision of department.** The
2 department shall examine every juvenile who is placed under its supervision to
3 determine the type of placement best suited to the juvenile and to the protection of
4 the public. The examination shall include an investigation of the personal and
5 family history of the juvenile and his or her environment, any physical or mental
6 examinations necessary to determine the type of placement appropriate for the
7 juvenile, and an evaluation under s. 938.533 (2) ~~to determine whether the juvenile~~
8 ~~is eligible for corrective sanctions supervision or serious juvenile offender~~
9 ~~supervision~~ (3) (a) to determine the appropriate level of supervision and services
10 based on the juvenile's risks and needs. The department shall screen a juvenile who
11 is examined under this section to determine whether the juvenile is in need of special
12 treatment or care because of alcohol or other drug abuse, mental illness, or severe
13 emotional disturbance. In making the examination the department may use any
14 facilities, public or private, that offer assistance in determining the correct
15 placement for the juvenile.

16 **SECTION 4704.** 938.51 (1m) of the statutes is amended to read:

17 938.51 (1m) NOTIFICATION OF LOCAL AGENCIES. The department or county
18 department having supervision over a juvenile described in sub. (1) shall determine
19 the local agencies that it will notify under sub. (1) (a) based on the residence of the
20 juvenile's parents or on the juvenile's intended residence specified in the juvenile's
21 community supervision plan or aftercare supervision plan or, if those methods do not
22 indicate the community in which the juvenile will reside following release from a
23 juvenile correctional facility or a secured residential care center for children and
24 youth or from the supervision of the department or county department, the
25 community in which the juvenile states that he or she intends to reside.

SENATE BILL 21**SECTION 4705**

1 **SECTION 4705.** 938.533 (title) of the statutes is repealed and recreated to read:

2 **938.533 (title) Community supervision.**

3 **SECTION 4706.** 938.533 (1) of the statutes is created to read:

4 938.533 (1) DEFINITION. In this section, “Type 2 status” means the status of a
5 juvenile who is placed in a Type 2 juvenile correctional facility.

6 **SECTION 4707.** 938.533 (2) of the statutes is renumbered 938.533 (2) (intro.)
7 and amended to read:

8 938.533 (2) ~~CORRECTIVE SANCTIONS PROGRAM~~ COMMUNITY SUPERVISION SERVICES.
9 (intro.) From the appropriation under s. 20.410 (3) (hr), the department shall
10 purchase or provide ~~a corrective sanctions program to serve an average daily~~
11 ~~population of 136 juveniles unless the appropriation under s. 20.410 (3) (hr) is~~
12 ~~supplemented under s. 13.101 or 16.515 and the positions for the program are~~
13 ~~increased under s. 13.101 or 16.505 (2) or unless funding and positions to serve more~~
14 ~~than that average daily population are otherwise available, in at least 3 counties,~~
15 ~~including Milwaukee County. The department’s office of juvenile offender review~~
16 ~~shall evaluate and select for participation in the program~~ community supervision
17 services for juveniles who have been placed under the community supervision of the
18 department under s. 938.183, 938.34 (4h) or (4m), or (4n), 938.357 (4).—The
19 ~~department shall place a program participant in the community, provide intensive~~
20 ~~surveillance of that participant, and provide an average of not more than \$3,000 per~~
21 ~~year per slot to purchase community-based treatment services for each participant.~~
22 ~~The department shall make the intensive surveillance, or 938.538 (3) (a) 2. For each~~
23 juvenile who is placed under community supervision, the department may purchase
24 or provide any of the following services:

SENATE BILL 21**SECTION 4707**

1 (a) Surveillance, including electronic monitoring or global positioning system
2 tracking, which the department shall make available 24 hours a day, 7 days a week,
3 and may purchase or provide electronic monitoring for the intensive surveillance of
4 program participants. The department shall provide a report based on the juvenile's
5 level of risk and community safety considerations.

6 (b) Report center in Milwaukee County to provide on-site programming after
7 school and in the evening for juveniles from Milwaukee County who are placed in the
8 corrective sanctions program. A contact worker providing services under the
9 program shall have a case load of approximately 10 juveniles and, during the initial
10 phase of placement in the community under the program of a juvenile who is
11 assigned to that contact worker, shall have not less than one face-to-face contact per
12 day with that programming, including social, behavioral, academic, community
13 service, and other programming, after school, in the evening, on weekends, on other
14 nonschool days, and at other times when the juvenile is not under immediate adult
15 supervision.

16 (c) Contacts with the juvenile and the juvenile's family of a type, frequency, and
17 duration that are commensurate with the juvenile's level of risk and individualized
18 treatment needs.

19 (d) Case management services under the program shall be provided by a
20 corrective sanctions community supervision agent who shall have a case load of
21 approximately 15 juveniles.

22 (4) RULES. The department shall promulgate rules to implement the program
23 this section.

24 **SECTION 4708.** 938.533 (2) (e) of the statutes is created to read:

SENATE BILL 21**SECTION 4708**

1 938.533 (2) (e) Any other treatment or services that are needed to meet the
2 needs of the juvenile as determined by the department.

3 **SECTION 4709.** 938.533 (3) of the statutes is amended to read:

4 938.533 (3) INSTITUTIONAL STATUS. (a) ~~A participant in the corrective sanctions~~
5 ~~program~~ The office of juvenile offender review in the division of juvenile corrections
6 in the department shall evaluate each juvenile who is placed under community
7 supervision and may place such a juvenile in Type 2 status. A juvenile who is placed
8 in Type 2 status is under the supervision of the department, is subject to the rules
9 and discipline of the department, and is considered to be in custody, as defined in s.
10 946.42 (1) (a). Notwithstanding ss. 938.19 to 938.21, if a juvenile who is placed in
11 Type 2 status violates a condition of his or her participation in ~~the corrective~~
12 ~~sanctions program~~ community supervision, the department may, without a hearing,
13 take the juvenile into custody and place the juvenile in a juvenile detention facility
14 or return the juvenile to placement in a Type 1 juvenile correctional facility or a
15 secured residential care center for children and youth. This paragraph does not
16 preclude a juvenile who has violated a condition of his or her participation in ~~the~~
17 ~~corrective sanctions program~~ community supervision from being taken into and held
18 in custody under ss. 938.19 to 938.21.

19 (b) The department shall operate ~~the corrective sanctions program~~ community
20 supervision for a juvenile who is placed in Type 2 status as a Type 2 juvenile
21 correctional facility. The secretary may allocate and reallocate existing and future
22 facilities as part of the Type 2 juvenile correctional facility. The Type 2 juvenile
23 correctional facility is subject to s. 301.02. Construction or establishment of a Type 2
24 juvenile correctional facility shall be in compliance with all state laws except s.
25 32.035 and ch. 91. In addition to the exemptions under s. 13.48 (13), construction or

SENATE BILL 21**SECTION 4709**

1 establishment of a Type 2 juvenile correctional facility is not subject to the
2 ordinances or regulations relating to zoning, including zoning under ch. 91, of the
3 county and city, village, or town in which the construction or establishment takes
4 place and is exempt from the investigations permitted under s. 46.22 (1) (c) 1. b.

5 **SECTION 4710.** 938.533 (3m) of the statutes is amended to read:

6 938.533 (3m) ESCAPE. If a juvenile who is placed in Type 2 status runs away
7 from his or her placement in the community while participating in ~~the corrective~~
8 ~~sanctions program~~ community supervision, the juvenile is considered to have
9 escaped in violation of s. 946.42 (3) (c).

10 **SECTION 4711.** 938.538 (3) (a) 2. of the statutes is amended to read:

11 938.538 (3) (a) 2. Intensive or other field supervision, including ~~corrective~~
12 ~~sanctions~~ community supervision under s. 938.533 ~~or aftercare~~ supervision.

13 **SECTION 4712.** 938.538 (5) (a) of the statutes is amended to read:

14 938.538 (5) (a) The office of juvenile offender review in the division of juvenile
15 corrections in the department may release a participant to aftercare community
16 supervision under s. 301.03 (10) (d) at any time after the participant has completed
17 2 years of participation in the serious juvenile offender program. ~~Aftercare~~
18 Community supervision of the participant shall be provided by the department.

19 **SECTION 4713.** 938.538 (6m) (b) of the statutes is amended to read:

20 938.538 (6m) (b) In the selection of classified service employees for a juvenile
21 correctional facility authorized under 1993 Wisconsin Act 377, section 9108 (1) (a),
22 the appointing authority shall make every effort to use the expanded certification
23 program under s. 230.25 (1n) or rules of the ~~administrator~~ director of the ~~division~~
24 bureau of merit recruitment and selection in the ~~office of state employment relations~~
25 department of administration to ensure that the percentage of employees who are

SENATE BILL 21**SECTION 4713**

1 minority group members approximates the percentage of the juveniles placed at that
2 juvenile correctional facility who are minority group members. The administrator
3 of the division director of the bureau of merit recruitment and selection in the office
4 of state employment relations shall provide guidelines for the administration of the
5 selection procedure.

6 **SECTION 4714.** 938.57 (4) of the statutes is amended to read:

7 938.57 (4) AFTERCARE SUPERVISION. A county department may provide aftercare
8 supervision under s. 938.34 (4n) for juveniles who are released from juvenile
9 correctional facilities or secured residential care centers for children and youth. If
10 a county department intends to change its policy regarding whether the county
11 department ~~or the department shall~~ will provide aftercare supervision for juveniles
12 released from juvenile correctional facilities or secured residential care centers for
13 children and youth or the department will provide community supervision for those
14 juveniles, the county executive or county administrator, or, if the county has no
15 county executive or county administrator, the chairperson of the county board of
16 supervisors, or, for multicounty departments, the chairpersons of the county boards
17 of supervisors jointly, shall submit a letter to the department stating that intent
18 before July 1 of the year preceding the year in which the policy change will take effect.

19 **SECTION 4715.** 940.20 (2m) (title) of the statutes is amended to read:

20 940.20 (2m) (title) BATTERY TO PROBATION, EXTENDED SUPERVISION AND PAROLE
21 AGENTS, COMMUNITY SUPERVISION AGENTS, AND AFTERCARE AGENTS.

22 **SECTION 4716.** 940.20 (2m) (a) 1m. of the statutes is created to read:

23 940.20 (2m) (a) 1m. “Community supervision agent” means any person
24 authorized by the department of corrections to exercise control over a juvenile on
25 community supervision.

SENATE BILL 21**SECTION 4717**

1 **SECTION 4717.** 940.20 (2m) (b) of the statutes is amended to read:

2 940.20 **(2m)** (b) Whoever intentionally causes bodily harm to a probation,
3 extended supervision, and parole agent, a community supervision agent, or an
4 aftercare agent, acting in an official capacity and the person knows or has reason to
5 know that the victim is a probation, extended supervision and parole agent, a
6 community supervision agent, or an aftercare agent, by an act done without the
7 consent of the person so injured, is guilty of a Class H felony.

8 **SECTION 4718.** 940.207 (title) of the statutes is amended to read:

9 **940.207 (title) Battery or threat to department of safety and**
10 **professional services financial institutions and professional standards or**
11 **department of workforce development employee.**

12 **SECTION 4719.** 940.207 (2) (intro.) of the statutes is amended to read:

13 940.207 **(2)** (intro.) Whoever intentionally causes bodily harm or threatens to
14 cause bodily harm to the person or family member of any department of safety and
15 professional services financial institutions and professional standards official,
16 employee, or agent whose responsibilities are primarily related to the buildings and
17 safety or professional regulation functions of that department, or any department of
18 workforce development official, employee, or agent, under all of the following
19 circumstances is guilty of a Class H felony:

20 **SECTION 4720.** 940.207 (2) (a) of the statutes is amended to read:

21 940.207 **(2)** (a) At the time of the act or threat, the actor knows or should have
22 known that the victim is a department of safety and professional services financial
23 institutions and professional standards or department of workforce development
24 official, employee, or agent or a member of his or her family.

25 **SECTION 4721.** 941.237 (1) (dm) of the statutes is amended to read:

SENATE BILL 21**SECTION 4721**

1 941.237 (1) (dm) “Hotel” has the meaning given in s. ~~254.61 (3)~~ 97.01 (7).

2 **SECTION 4722.** 944.21 (8) (b) 3. a. of the statutes is amended to read:

3 944.21 (8) (b) 3. a. Is a technical college, is a school ~~approved~~ authorized by the
4 ~~educational approval board under s. 38.50~~ department of financial institutions and
5 professional standards under s. 440.52, or is a school described in s. ~~38.50~~ 440.52 (1)
6 (e) 6., 7. or 8.; and

7 **SECTION 4723.** 946.13 (12) (a) of the statutes is amended to read:

8 946.13 (12) (a) In this subsection, “research company” means an entity engaged
9 in commercial activity that is related to research conducted by an employee or officer
10 of the University of Wisconsin System Authority or to a product of such research.

11 **SECTION 4724.** 946.13 (12) (b) (intro.) of the statutes is amended to read:

12 946.13 (12) (b) (intro.) Subsection (1) does not apply to a contract between a
13 research company and the University of Wisconsin System Authority or any
14 institution or college campus within the system for purchase of goods or services,
15 including research, if all the following apply:

16 **SECTION 4725.** 946.13 (12) (b) 1. of the statutes is amended to read:

17 946.13 (12) (b) 1. The contract is approved by a University of Wisconsin System
18 Authority employee or officer responsible for evaluating and managing potential
19 conflicts of interest.

20 **SECTION 4726.** 946.13 (12) (b) 2. b. of the statutes is amended to read:

21 946.13 (12) (b) 2. b. The ~~University of Wisconsin System~~ employee or officer
22 specified in subd. 1. submits the contract to the University of Wisconsin Board of
23 Regents and, within 45 days, the University of Wisconsin System Authority Board
24 of Regents does not notify the ~~University of Wisconsin System~~ employee or officer
25 specified in subd. 1. that entering the contract would constitute a violation of sub. (1).

SENATE BILL 21**SECTION 4727**

1 **SECTION 4727.** 946.42 (1) (a) 2. of the statutes is amended to read:

2 946.42 (1) (a) 2. “Custody” does not include the constructive custody of a
3 probationer, parolee, or person on extended supervision by the department of
4 corrections or a probation, extended supervision, or parole agent or, subject to s.
5 938.533 (3) (a), the constructive custody of a person who has been released to
6 community supervision or aftercare supervision under ch. 938.

7 **SECTION 4728.** 946.42 (3) (c) of the statutes is amended to read:

8 946.42 (3) (c) Subject to a disposition under s. 938.34 (4d), (4h), or (4m), to a
9 placement under s. 938.357 (4) or 938.533 (3) (a), or to community supervision or
10 aftercare revocation under s. 938.357 (5) (e).

11 **SECTION 4729.** 948.11 (4) (b) 3. a. of the statutes is amended to read:

12 948.11 (4) (b) 3. a. Is a technical college, is a school ~~approved~~ authorized by the
13 ~~educational approval board under s. 38.50~~ department of financial institutions and
14 professional standards under s. 440.52, or is a school described in s. ~~38.50~~ 440.52 (1)
15 (e) 6., 7. or 8.; and

16 **SECTION 4730.** 949.11 (2) of the statutes is repealed.

17 **SECTION 4731.** 949.31 (2) of the statutes is repealed.

18 **SECTION 4732.** 971.14 (6) (b) of the statutes is amended to read:

19 971.14 (6) (b) When the court discharges a defendant from commitment under
20 par. (a), it may order that the defendant be taken immediately into custody by a law
21 enforcement official and promptly delivered to a facility specified in s. 51.15 (2), an
22 approved public treatment facility under s. 51.45 (2) (c), or an appropriate medical
23 or protective placement facility. Thereafter, detention of the defendant shall be
24 governed by s. 51.15, 51.45 (11), or 55.135, as appropriate. The district attorney or
25 corporation counsel may prepare a statement meeting the requirements of s. 51.15

SENATE BILL 21**SECTION 4732**

1 (4) or (5), 51.45 (13) (a), or 55.135 based on the allegations of the criminal complaint
2 and the evidence in the case. This statement shall be given to the director of the
3 facility to which the defendant is delivered and filed with the branch of circuit court
4 assigned to exercise criminal jurisdiction in the county in which the criminal charges
5 are pending, where it shall suffice, without corroboration by other petitioners, as a
6 petition for commitment under s. 51.20 or 51.45 (13) or a petition for protective
7 placement under s. 55.075. This section does not restrict the power of the branch of
8 circuit court in which the petition is filed to transfer the matter to the branch of
9 circuit court assigned to exercise jurisdiction under ch. 51 in the county. Days spent
10 in commitment or protective placement pursuant to a petition under this paragraph
11 shall not be deemed days spent in custody under s. 973.155.

12 **SECTION 4733.** 973.0455 of the statutes is created to read:

13 **973.0455 Crime prevention funding board surcharge.** (1) If a court
14 imposes a sentence or places a person on probation, the court shall impose a crime
15 prevention funding board surcharge. The surcharge is the total amount calculated
16 by adding up, for each misdemeanor or felony count on which a conviction occurred,
17 \$20.

18 (2) After the clerk determines the amount due, the clerk of court shall collect
19 and transmit the amount to the county treasurer under s. 59.40 (2) (n). The county
20 treasurer shall then distribute the moneys under s. 59.25 (3) (gm).

21 **SECTION 4734.** 973.05 (2m) (du) of the statutes is created to read:

22 973.05 (2m) (du) To payment of the crime prevention funding board surcharge
23 until paid in full.

24 **SECTION 4735.** 973.06 (1) (j) of the statutes is amended to read:

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1 973.06 (1) (j) If the defendant violated s. 23.33 (4c), 30.681, 114.09, 346.63,
2 350.101, 940.09 (1), or 940.25, any costs charged to or paid by a law enforcement
3 agency for the withdrawal of the defendant's blood, except that the court may not
4 impose on the defendant any cost for an alternative test provided free of charge as
5 described in s. 343.305 (4). If at the time the court finds that the defendant
6 committed the violation, the law enforcement agency has not paid or been charged
7 with the costs of withdrawing the person's blood, the court shall impose and collect
8 the costs the law enforcement agency reasonably expects to be charged for the
9 withdrawal, based on the current charges for this procedure. Notwithstanding sub.
10 (2), the court may not remit these costs.

11 **SECTION 4736.** 978.03 (1) of the statutes is amended to read:

12 978.03 (1) The district attorney of any prosecutorial unit having a population
13 of 500,000 or more may appoint ~~5~~ 7 deputy district attorneys and such assistant
14 district attorneys as may be requested by the department of administration and
15 authorized in accordance with s. 16.505. The district attorney shall rank the deputy
16 district attorneys for purposes of carrying out duties under this section. The
17 deputies, according to rank, may perform any duty of the district attorney, under the
18 district attorney's direction. In the absence or disability of the district attorney, the
19 deputies, according to rank, may perform any act required by law to be performed
20 by the district attorney. Any such deputy must have practiced law in this state for
21 at least 2 years prior to appointment under this section.

22 **SECTION 4737.** 978.045 (1r) (intro.) of the statutes is amended to read:

23 978.045 (1r) (intro.) Any judge of a court of record, by an order entered in the
24 record stating the cause for it, may appoint an attorney as a special prosecutor to
25 perform, for the time being, or for the trial of the accused person, the duties of the

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1 district attorney. An attorney appointed under this subsection shall have all of the
2 powers of the district attorney. The judge may appoint an attorney as a special
3 prosecutor at the request of a district attorney to assist the district attorney in the
4 prosecution of persons charged with a crime, in grand jury proceedings or John Doe
5 proceedings under s. 968.26, in proceedings under ch. 980, or in investigations. The
6 judge may appoint an attorney as a special prosecutor only if the judge or the
7 requesting district attorney submits an affidavit to the department of justice
8 attesting that any of the following conditions exists:

9 **SECTION 4738.** 978.045 (1r) (e) of the statutes is amended to read:

10 978.045 (1r) (e) The district attorney is ~~physically~~ unable to attend to his or her
11 duties due to a health issue or has a mental incapacity that impairs his or her ability
12 to substantially perform his or her duties.

13 **SECTION 4739.** 978.045 (2) (a), (b) and (c) of the statutes are consolidated,
14 renumbered 978.045 (2) and amended to read:

15 978.045 (2) The If the department of justice approves the appointment of a
16 special prosecutor under sub. (1r), the court shall fix the amount of compensation for
17 any the attorney appointed as a ~~special prosecutor under sub. (1r)~~ according to the
18 rates specified in s. 977.08 (4m) (b). ~~(b)~~ The department of administration shall pay
19 the compensation ordered by the court from the appropriation under s. 20.475 (1) (d).
20 (e) The court, district attorney, and the special prosecutor shall provide any
21 information regarding a payment ~~under par. (b) of compensation~~ that the
22 department requests.

23 **SECTION 4740.** 978.05 (6) (a) of the statutes is amended to read:

24 978.05 (6) (a) Institute, commence or appear in all civil actions or special
25 proceedings under and perform the duties set forth for the district attorney under ch.

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1 980 and ss. 17.14, 30.03 (2), 48.09 (5), 59.55 (1), 59.64 (1), 70.36, 89.08, 103.50 (8),
2 103.92 (4), 109.09, 343.305 (9) (a), ~~453.08~~, 806.05, 938.09, 938.18, 938.355 (6) (b) and
3 (6g) (a), 946.86, 946.87, 961.55 (5), 971.14 and 973.075 to 973.077, perform any duties
4 in connection with court proceedings in a court assigned to exercise jurisdiction
5 under chs. 48 and 938 as the judge may request and perform all appropriate duties
6 and appear if the district attorney is designated in specific statutes, including
7 matters within chs. 782, 976 and 979 and ss. 51.81 to 51.85. Nothing in this
8 paragraph limits the authority of the county board to designate, under s. 48.09 (5),
9 that the corporation counsel provide representation as specified in s. 48.09 (5) or to
10 designate, under s. 48.09 (6) or 938.09 (6), the district attorney as an appropriate
11 person to represent the interests of the public under s. 48.14 or 938.14.

12 **SECTION 4741.** 978.11 of the statutes is amended to read:

13 **978.11 Budget.** The department of ~~administration~~ justice shall prepare the
14 budget of the prosecution system and submit it in accordance with s. 16.42.

15 **SECTION 4742.** 978.12 (1) (c) of the statutes is amended to read:

16 978.12 (1) (c) *Assistant district attorneys.* Assistant district attorneys shall be
17 employed outside the classified service. For purposes of salary administration, the
18 ~~director of the office~~ administrator of the division of state ~~employment relations~~
19 personnel management in the department of administration shall establish one or
20 more classifications for assistant district attorneys in accordance with the
21 classification or classifications allocated to assistant attorneys general. Except as
22 provided in ss. 111.93 (3) (b) and 230.12 (10), the salaries of assistant district
23 attorneys shall be established and adjusted in accordance with the state
24 compensation plan for assistant attorneys general whose positions are allocated to
25 the classification or classifications established by the ~~director of the office~~

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1 administrator of the division of state employment relations personnel management
2 in the department of administration.

3 **SECTION 4743.** 985.01 (1g) of the statutes is amended to read:

4 985.01 (1g) “Governing body” has the meaning given in s. 345.05 (1) (b) and
5 ~~includes a long-term care district board under s. 46.2895.~~

6 **SECTION 4744.** 985.01 (3) of the statutes is amended to read:

7 985.01 (3) “Municipality” has the meaning in s. 345.05 (1) (c) and ~~includes a~~
8 ~~long-term care district under s. 46.2895.~~

9 **SECTION 4745.** 995.55 (1) (b) of the statutes is amended to read:

10 995.55 (1) (b) “Educational institution” means an institution of higher
11 education, as defined in s. 108.02 (18); a technical college established under s. 38.02;
12 a school, as defined in s. ~~38.50~~ 440.52 (11) (a) 2.; a public school, as described in s.
13 115.01 (1); a charter school, as defined in s. 115.001 (1); a private school, as defined
14 in s. 115.001 (3r); or a private educational testing service or administrator.

15 **SECTION 4746.** 2009 Wisconsin Act 28, section 9109 (1) is repealed.

16 **SECTION 4747.** 2013 Wisconsin Act 20, section 9151 (2) (a) 1. is amended to
17 read:

18 [2013 Wisconsin Act 20] Section 9151 (2) (a) 1. “Approval” means approval by
19 ~~the secretary of the federal department of labor~~ governor of a plan submitted jointly
20 by the department of workforce development and the department of veterans affairs
21 for transfer of the administration of the disabled veterans’ outreach program and the
22 local veterans’ employment representative program from the department of
23 workforce development to the department of veterans affairs.

24 **SECTION 4748.** 2013 Wisconsin Act 20, section 9151 (3) (b) is amended to read:

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1 [2013 Wisconsin Act 20] Section 9151 (3) (b) *Approval by secretary of federal*
2 *department of labor governor.* The department of workforce development and the
3 department of veterans affairs, jointly, shall prepare a plan for transfer of the
4 administration of the disabled veterans' outreach program and the local veterans'
5 employment representative program from the department of workforce development
6 to the department of veterans affairs and shall submit that plan to the secretary of
7 ~~the federal department of labor governor~~ for approval. If the secretary of the federal
8 ~~department of labor governor~~ approves the plan, the governor shall declare the
9 department of veterans affairs to be the primary coordinator of the employment
10 service delivery system, as defined in 38 USC 4101 (7), for veterans in this state, and
11 administration of those programs shall be transferred from the department of
12 workforce development to the department of veterans affairs as provided in
13 paragraphs (c) to (i).

14 **SECTION 4749.** 2013 Wisconsin Act 20, section 9252 (1) (a) (intro.), as last
15 affected by 2013 Wisconsin Act 145, section 44m, is amended to read:

16 [2013 Wisconsin Act 20] Section 9252 (1) (a) (intro.) Notwithstanding 2011
17 Wisconsin Act 32, section 9255 (1) (c) and (d), the secretary shall not lapse any money
18 from the agencies specified in those paragraphs during the 2013–15 fiscal biennium,
19 but shall instead lapse to the general fund from the unencumbered balances of
20 general purpose revenue and program revenue appropriations to the following
21 executive branch state agencies, other than sum sufficient appropriations and
22 appropriations of federal revenues, the following amounts in the 2013–14, 2014–15,
23 and 2015–16, and 2016–17 fiscal years, except that, for the 2015–16 and 2016–17
24 fiscal years, the amounts to be lapsed from the department of financial institutions
25 and the department of safety and professional services shall be combined as an

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1 amount to be lapsed from the department of financial institutions and professional
2 standards:

3 **SECTION 4750.** 2013 Wisconsin Act 229, section 6 (1) is amended to read:

4 [2013 Wisconsin Act 229] Section 6 (1) This act takes effect on July 1, ~~2015~~ 2017.

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

6 (1) TRANSFER OF BUSINESS CERTIFICATION PROGRAMS.

7 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
8 liabilities of the department of administration primarily related to disabled
9 veteran-owned business certifications, woman-owned business certifications, and
10 minority business certifications, as determined by the secretary of administration,
11 become the assets and liabilities of the department of financial institutions and
12 professional standards.

13 (b) *Positions and employees.* On the effective date of this paragraph, all
14 positions and all incumbent employees in the classified service of the state civil
15 service holding those positions in the department of administration performing
16 duties primarily related to disabled veteran-owned business certifications,
17 woman-owned business certifications, and minority business certifications, as
18 determined by the secretary of administration, are transferred to the department of
19 financial institutions and professional standards.

20 (c) *Employee status.* Employees transferred under paragraph (b) have all the
21 rights and the same status under chapter 230 of the statutes in the department of
22 financial institutions and professional standards that they enjoyed in the
23 department of administration immediately before the transfer. Notwithstanding
24 section 230.28 (4) of the statutes, no employee so transferred who has attained
25 permanent status in class is required to serve a probationary period.

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1 (d) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of administration
3 primarily related to disabled veteran–owned business certifications, woman–owned
4 business certifications, and minority business certifications, as determined by the
5 secretary of administration, is transferred to the department of financial institutions
6 and professional standards.

7 (e) *Pending matters.* Any matter pending with the department of
8 administration on the effective date of this paragraph that is primarily related to
9 disabled veteran–owned business certifications, woman–owned business
10 certifications, and minority business certifications, as determined by the secretary
11 of administration, is transferred to the department of financial institutions and
12 professional standards. All materials submitted to or actions taken by the
13 department of administration with respect to the pending matter are considered as
14 having been submitted to or taken by the department of financial institutions and
15 professional standards.

16 (f) *Contracts.* All contracts entered into by the department of administration
17 in effect on the effective date of this paragraph that are primarily related to disabled
18 veteran–owned business certifications, woman–owned business certifications, and
19 minority business certifications, as determined by the secretary of administration,
20 remain in effect and are transferred to the department of financial institutions and
21 professional standards. The department of financial institutions and professional
22 standards shall carry out any obligations under those contracts unless modified or
23 rescinded by that department to the extent allowed under the contract.

24 (g) *Rules and orders.* All rules promulgated by the department of
25 administration primarily related to disabled veteran–owned business certifications,

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1 woman-owned business certifications, and minority business certifications, as
2 determined by the secretary of administration, that are in effect on the effective date
3 of this paragraph remain in effect until their specified expiration dates or until
4 amended or repealed by the department of financial institutions and professional
5 standards. All orders issued by the department of administration primarily related
6 to disabled veteran-owned business certifications, woman-owned business
7 certifications, and minority business certifications, as determined by the secretary
8 of administration, that are in effect on the effective date of this paragraph remain
9 in effect until their specified expiration dates or until modified or rescinded by the
10 department of financial institutions and professional standards.

11 (2) TRANSFER OF SMALL BUSINESS REGULATORY REVIEW BOARD AND OFFICE OF
12 BUSINESS DEVELOPMENT.

13 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
14 liabilities of the department of administration primarily related to the small
15 business regulatory review board and the office of business development, as
16 determined by the secretary of administration, become the assets and liabilities of
17 the department of financial institutions and professional standards.

18 (b) *Tangible personal property.* On the effective date of this paragraph, all
19 tangible personal property, including records, of the department of administration
20 primarily related to the small business regulatory review board and the office of
21 business development, as determined by the secretary of administration, is
22 transferred to the department of financial institutions and professional standards.

23 (c) *Pending matters.* Any matter pending with the department of
24 administration on the effective date of this paragraph that is primarily related to the
25 small business regulatory review board and the office of business development, as

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1 determined by the secretary of administration, is transferred to the department of
2 financial institutions and professional standards. All materials submitted to or
3 actions taken by the department of administration with respect to the pending
4 matter are considered as having been submitted to or taken by the department of
5 financial institutions and professional standards.

6 (d) *Contracts*. All contracts entered into by the department of administration
7 in effect on the effective date of this paragraph that are primarily related to the small
8 business regulatory review board and the office of business development, as
9 determined by the secretary of administration, remain in effect and are transferred
10 to the department of financial institutions and professional standards. The
11 department of financial institutions and professional standards shall carry out any
12 obligations under those contracts unless modified or rescinded by that department
13 to the extent allowed under the contract.

14 (3) STATE ENERGY OFFICE AND RELOCATION ADMINISTRATION.

15 (a) *Definitions*. In this subsection:

16 1. “Commission” means the public service commission.

17 2. “Department” means the department of administration.

18 3. “Office” means the state energy office in the division of energy services of the
19 department.

20 4. “Relocation administration” means the powers and duties of the department
21 under sections 32.19 to 32.27, 2013 stats.

22 (b) *Assets and liabilities*. On the effective date of this paragraph, the assets and
23 liabilities of the department primarily relating to the office or relocation
24 administration, as determined by the secretary of administration, become the assets
25 and liabilities of the commission.

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1 (c) *Employee transfers.* On the effective date of this paragraph, 5.0 FTE FED
2 positions, and the incumbent employees holding those positions, in the department
3 who perform duties primarily related to the office, as determined by the secretary of
4 administration, are transferred to the commission. On the effective date of this
5 paragraph, 1.0 FTE GPR position, and the incumbent employee holding that
6 position, in the department who performs duties primarily related to relocation
7 administration, as determined by the secretary of administration, is transferred to
8 the commission to be funded under section 20.155 (1) (g) of the statutes, as affected
9 by this act.

10 (d) *Employee status.* Employees transferred under paragraph (c) have all the
11 rights and the same status under chapter 230 of the statutes in the commission that
12 they enjoyed in the department immediately before the transfer. Notwithstanding
13 section 230.28 (4) of the statutes, no employee so transferred who has attained
14 permanent status in class is required to serve a probationary period.

15 (e) *Tangible personal property.* On the effective date of this paragraph, all
16 tangible personal property, including records, of the department primarily relating
17 to the office or relocation administration, as determined by the secretary of
18 administration, becomes the personal property of the commission.

19 (f) *Pending matters.* Any matter pending with the department primarily
20 relating to the office or relocation administration, as determined by the department,
21 on the effective date of this paragraph is transferred to the commission. All materials
22 submitted to or actions taken by the department are considered as having been
23 submitted to or taken by the commission.

24 (g) *Contracts.* All contracts entered into by the department primarily relating
25 to the office or relocation administration, as determined by the department, in effect

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1 on the effective date of this paragraph remain in effect and are transferred to the
2 commission. The commission shall carry out any obligations under those contracts
3 unless modified or rescinded to the extent allowed under the contract.

4 (h) *Rules and orders.* All rules promulgated by the department under sections
5 32.19 to 32.27 of the statutes in effect on the effective date of this paragraph remain
6 in effect until their specified expiration dates or until amended or are repealed by the
7 commission. All orders issued by the department under sections 32.19 to 32.27 of the
8 statutes in effect on the effective date of this paragraph remain in effect until their
9 specified expiration dates or until modified or rescinded by the commission.

10 (4) TRANSFER OF STATE PROSECUTORS OFFICE.

11 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
12 liabilities of the department of administration that are primarily related to the state
13 prosecutors office, as determined by the secretary of administration, become the
14 assets and liabilities of the department of justice.

15 (b) *Employee transfers.* On the effective date of this paragraph, all positions,
16 and the incumbent employees holding those positions, in the department of
17 administration with duties that are primarily related to the state prosecutors office,
18 as determined by the secretary of administration, are transferred to the department
19 of justice.

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

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1 (d) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of administration
3 that is primarily related to the state prosecutors office, as determined by the
4 secretary of administration, is transferred to the department of justice.

5 (e) *Contracts.* All contracts entered into by the department of administration
6 that are primarily related to the state prosecutors office, as determined by the
7 secretary of administration, in effect on the effective date of this paragraph, remain
8 in effect and are transferred to the department of justice. The department of justice
9 shall carry out any such contractual obligations unless modified or rescinded by the
10 department of justice to the extent allowed under the contract.

11 (f) *Pending matters.* Any matter pending with the department of
12 administration that is primarily related to the state prosecutors office, as
13 determined by the secretary of administration, on the effective date of this
14 paragraph, is transferred to the department of justice, and all materials submitted
15 to or actions taken by the department of administration, with respect to the pending
16 matter are considered as having been submitted to or taken by the department of
17 justice.

18 (g) *Rules and orders.* All rules promulgated for the department of
19 administration that are primarily related to the state prosecutors office, as
20 determined by the secretary of administration, that are in effect on the effective date
21 of this paragraph remain in effect until their specified expiration dates or until
22 amended or repealed by the department of justice.

23 (5) OFFICE SERVICES.

24 (a) In this subsection, “shared services agency” has the meaning given in
25 section 16.004 (20) (a) of the statutes.

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1 (b) On the effective date of this paragraph, the assets and liabilities of a shared
2 services agency that relate to human resources services, payroll services, finance
3 services, budget functions, and procurement functions, as determined by the
4 secretary of administration, become the assets and liabilities of the department of
5 administration.

6 (c) On the effective date of this paragraph, all tangible personal property,
7 including records, of a shared services agency that relate to human resources
8 services, payroll services, finance services, budget functions, and procurement
9 functions, as determined by the secretary of administration, are transferred to the
10 department of administration.

11 (d) All contracts entered into by a shared services agency in effect on the
12 effective date of this paragraph that are primarily related to human resources
13 services, payroll services, finance services, budget functions, and procurement
14 functions, as determined by the secretary of administration, remain in effect and are
15 transferred to the department of administration.

16 (6) INFORMATION TECHNOLOGY SERVICES.

17 (a) In this subsection, “agency” means all entities listed under section 16.971
18 (2) (ac) of the statutes.

19 (b) On the effective date of this paragraph, the assets and liabilities of an
20 agency that relate to information technology, as determined by the secretary of
21 administration, become the assets and liabilities of the department of
22 administration.

23 (c) On the effective date of this paragraph, all tangible personal property,
24 including records, of an agency that relate to information technology, as determined

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1 by the secretary of administration, are transferred to the department of
2 administration.

3 (d) All contracts entered into by an agency in effect on the effective date of this
4 paragraph that are primarily related to information technology, as determined by
5 the secretary of administration, remain in effect and are transferred to the
6 department of administration.

7 (7) STUDY OF ENTERPRISE-WISE SHARED SERVICES. The department of
8 administration shall study an enterprise-wide shared services model for
9 implementation in the 2017–19 budget. The department shall submit an
10 implementation plan incorporating the results of the study to the governor and the
11 legislature by June 30, 2016.

12 (8) ECONOMIC DEVELOPMENT PROGRAMS. Notwithstanding section 16.42 (1) (e) of
13 the statutes, in submitting information under section 16.42 of the statutes for the
14 2017–19 fiscal biennium, the department of administration shall submit
15 information concerning the appropriation under section 20.885 (3) (a) of the statutes
16 as though the amount appropriated under that appropriation during the 2016–17
17 fiscal year had been \$500,000 less.

18 (9) REGIONAL REVOLVING LOAN FUND GRANTS. Notwithstanding section 16.42 (1)
19 (e) of the statutes, in submitting information under section 16.42 of the statutes for
20 purposes of the 2017–18 biennial budget bill, the department of administration shall
21 submit information concerning the appropriation under section 20.885 (3) (am) of the
22 statutes, as created by this act, as though that appropriation had not been made.

23 (10) GRANTS FOR AN ECONOMIC DEVELOPMENT DISTRICT. Notwithstanding section
24 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the
25 statutes for purposes of the 2017–19 biennial budget bill, the department of

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1 administration shall submit information concerning the appropriation under section
2 20.855 (4) (d) of the statutes, as created by this act, as though that appropriation had
3 not been made.

4 **SECTION 9102. Nonstatutory provisions; Agriculture, Trade and**
5 **Consumer Protection.**

6 (1) AGRICULTURE, TRADE AND CONSUMER PROTECTION COUNCIL. The individuals
7 who are members of the board of agriculture, trade and consumer protection on the
8 day before the effective date of this subsection are the initial members of the
9 agriculture, trade and consumer protection council. An initial member shall serve
10 for a term on the council ending on July 1 of the year in which his or her term on the
11 board would have expired.

12 (2) EMERGENCY RULE MAKING FOR PRODUCER LED WATERSHED PROTECTION GRANTS.
13 Using the procedure under section 227.24 of the statutes, the department of
14 agriculture, trade and consumer protection may promulgate rules authorized under
15 section 93.59 (4) of the statutes, as created by this act, for the period before the
16 effective date of a permanent rule promulgated under section 93.59 (4) of the
17 statutes, as created by this act, but not to exceed the period authorized under section
18 227.24 (1) (c) of the statutes, subject to extension under section 227.24 (2) of the
19 statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the
20 department is not required to provide evidence that promulgating a rule under this
21 subsection as an emergency rule is necessary for the preservation of the public peace,
22 health, safety, or welfare and is not required to provide a finding of emergency for a
23 rule promulgated under this subsection.

24 **SECTION 9103. Nonstatutory provisions; Arts Board.**

25 **SECTION 9104. Nonstatutory provisions; Building Commission.**

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1 **SECTION 9105. Nonstatutory provisions; Child Abuse and Neglect**
2 **Prevention Board.**

3 **SECTION 9106. Nonstatutory provisions; Children and Families.**

4 (1) WISCONSIN WORKS BENEFIT TIME LIMIT. When implementing the 48-month
5 time limit under section 49.145 (2) (n) 1. (intro.) and a. and 3. of the statutes, as
6 affected by this act, for an individual participating in Wisconsin Works on the
7 effective date of this subsection, the department of children and families may allow
8 the individual to continue to participate in some or all components of Wisconsin
9 Works longer than the 48-month time limit for an appropriate amount of time
10 necessary to allow the individual to transition out of Wisconsin Works, as determined
11 by the department of children and families.

12 **SECTION 9107. Nonstatutory provisions; Circuit Courts.**

13 **SECTION 9108. Nonstatutory provisions; Corrections.**

14 (1) TRANSFER OF YOUTH AIDS, COMMUNITY-BASED JUVENILE DELINQUENCY-RELATED
15 SERVICES, AND SERVICES PROVIDED FOR JUVENILES IN NEED OF PROTECTION OR SERVICES.

16 (a) *Definitions.* In this section:

17 1. “Community-based juvenile delinquency-related services” has the meaning
18 given in section 49.11 (1c) of the statutes, as created by this act.

19 2. “Youth aids” means community youth and family aids allocated under
20 section 48.526 of the statutes, as affected by this act.

21 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
22 liabilities of the department of corrections that are primarily related to the allocation
23 of youth aids, the supervision of community-based juvenile delinquency-related
24 services, or the supervision of services provided for juveniles in need of protection or

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1 services, as determined by the secretary of administration, shall become the assets
2 and liabilities of the department of children and families.

3 (c) *Positions and employees.* On the effective date of this paragraph, all
4 positions and all incumbent employees holding those positions in the department of
5 corrections performing duties that are primarily related to the allocation of youth
6 aids, the supervision of community-based juvenile delinquency-related services, or
7 the supervision of services provided for juveniles in need of protection or services, as
8 determined by the secretary of administration, are transferred to the department of
9 children and families.

10 (d) *Employee status.* Employees transferred under paragraph (c) have all the
11 rights and the same status under chapter 230 of the statutes in the department of
12 children and families that they enjoyed in the department of corrections immediately
13 before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee
14 so transferred who has attained permanent status in class is required to serve a
15 probationary period.

16 (e) *Tangible personal property.* On the effective date of this paragraph, all
17 tangible personal property, including records, of the department of corrections that
18 is primarily related to the allocation of youth aids, the supervision of
19 community-based juvenile delinquency-related services, or the supervision of
20 services provided for juveniles in need of protection or services, as determined by the
21 secretary of administration, is transferred to the department of children and
22 families.

23 (f) *Pending matters.* Any matter pending with the department of corrections
24 on the effective date of this paragraph that is primarily related to the allocation of
25 youth aids, the supervision of community-based juvenile delinquency-related

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1 services, or the supervision of services provided for juveniles in need of protection or
2 services, as determined by the secretary of administration, is transferred to the
3 department of children and families. All materials submitted to or actions taken by
4 the department of corrections with respect to the pending matter are considered as
5 having been submitted to or taken by the department of children and families.

6 (g) *Contracts.* All contracts entered into by the department of corrections in
7 effect on the effective date of this paragraph that are primarily related to the
8 allocation of youth aids, the supervision of community–based juvenile
9 delinquency–related services, or the supervision of services provided for juveniles in
10 need of protection or services, as determined by the secretary of administration,
11 remain in effect and are transferred to the department of children and families. The
12 department of children and families shall carry out any obligations under those
13 contracts unless modified or rescinded by the department of children and families to
14 the extent allowed under the contract.

15 (h) *Rules and orders.* All rules promulgated by the department of corrections
16 in effect on the effective date of this paragraph that are primarily related to the
17 allocation of youth aids, the supervision of community–based juvenile
18 delinquency–related services, or the supervision of services provided for juveniles in
19 need of protection or services, as determined by the secretary of administration,
20 remain in effect until their specified expiration dates or until amended or repealed
21 by the department of children and families. All orders issued by the department of
22 corrections in effect on the effective date of this paragraph that are primarily related
23 to the allocation of youth aids, the supervision of community–based juvenile
24 delinquency–related services, or the supervision of services provided for juveniles in
25 need of protection or services, as determined by the secretary of administration,

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1 remain in effect until their specified expiration dates or until modified or rescinded
2 by the department of children and families.

3 **SECTION 9109. Nonstatutory provisions; Court of Appeals.**

4 **SECTION 9110. Nonstatutory provisions; District Attorneys.**

5 **SECTION 9111. Nonstatutory provisions; Educational Communications**
6 **Board.**

7 **SECTION 9112. Nonstatutory provisions; Employee Trust Funds.**

8 (1) TERMS OF APPOINTED MEMBERS OF THE GROUP INSURANCE BOARD.
9 Notwithstanding section 15.165 (2) of the statutes, as affected by this act, the
10 following members of the group insurance board shall be appointed for 2-year terms,
11 expiring on May 1 of the next succeeding odd-numbered year, and their successors
12 shall be appointed for 4-year terms as provided under section 15.165 (2) of the
13 statutes, as affected by this act:

14 (a) The insured participant in the Wisconsin Retirement System who is not a
15 teacher.

16 (b) The insured participant in the Wisconsin Retirement System who is a
17 teacher.

18 (c) The insured participant in the Wisconsin Retirement System who is a
19 retired employee.

20 (2) PROCUREMENT POSITION TRANSFER.

21 (a) *Employee transfer.* On the effective date of this paragraph, 1.0 FTE position
22 and the incumbent employee holding the position in the department of employee
23 trust funds who performs duties relating to procurement, as determined by the
24 secretary of administration, is transferred to the department of administration.

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1 (b) *Employee status.* The employee transferred under paragraph (a) has all the
2 rights and the same status under chapter 230 of the statutes in the department of
3 administration that he or she enjoyed in the department of employee trust funds
4 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,
5 no employee so transferred who has attained permanent status in class is required
6 to serve a probationary period.

7 **SECTION 9113. Nonstatutory provisions; Employment Relations**
8 **Commission.**

9 **SECTION 9114. Nonstatutory provisions; Financial Institutions.**

10 (1) MERGER WITH OTHER AGENCIES; NAME CHANGES.

11 (a) *Agency name change.*

12 1. Wherever the term “department of financial institutions” appears in the
13 statutes, as affected by the acts of 2015, the term “department of financial
14 institutions and professional standards” is substituted.

15 2. Wherever the term “secretary of financial institutions” appears in the
16 statutes, as affected by the acts of 2015, the term “secretary of financial institutions
17 and professional standards” is substituted.

18 (b) *Elimination of division of securities.*

19 1. Wherever the term “division of securities” or “division” appears in chapters
20 551, 552, and 553 of the statutes, as affected by the acts of 2015, the term
21 “department” is substituted, except in sections 551.202 (26) (h) and (i) and 552.03 (1)
22 (e) of the statutes.

23 2. Wherever the term “division’s” appears in chapter 553 of the statutes, as
24 affected by the acts of 2015, the term “department’s” is substituted.

25 (c) *Elimination of division of banking.*

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1 1. Wherever the term “division of banking” appears in chapters 34, 138, and
2 227, subchapter I of chapter 218, and sections 214.592 and 215.141 of the statutes,
3 as affected by the acts of 2015, the term “department of financial institutions and
4 professional standards” is substituted.

5 2. Wherever the term “division” appears in chapters 214, 215, and 217,
6 subchapters II, III, and IV of chapter 218, and sections 138.09, 138.12, 138.14, and
7 138.16 of the statutes, as affected by the acts of 2015, the term “department” is
8 substituted.

9 3. Wherever the term “division” or “division of banking” appears in chapters
10 220, 221, 222, 223, and 224 of the statutes, as affected by the acts of 2015, the term
11 “department” is substituted, except in section 224.77 (1m) (b) of the statutes.

12 4. Wherever the term “division’s” appears in chapters 138, 214, 215, 217, 218,
13 220, 221, 222, 223, and 224 of the statutes, as affected by the acts of 2015, the term
14 “department’s” is substituted.

15 (2) ELIMINATION OF THE DEPARTMENT OF FINANCIAL INSTITUTIONS.

16 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
17 liabilities of the department of financial institutions become the assets and liabilities
18 of the department of financial institutions and professional standards.

19 (b) *Positions and employees.* On the effective date of this paragraph, all
20 positions and all incumbent employees in the classified service of the state civil
21 service holding those positions in the department of financial institutions, as
22 determined by the secretary of administration, are transferred to the department of
23 financial institutions and professional standards.

24 (c) *Employee status.* Employees transferred under paragraph (b) have all the
25 rights and the same status under chapter 230 of the statutes in the department of

SENATE BILL 21**SECTION 9114**

1 financial institutions and professional standards or department of administration,
2 whichever is appropriate, that they enjoyed in the department of financial
3 institutions immediately before the transfer. Notwithstanding section 230.28 (4) of
4 the statutes, no employee so transferred who has attained permanent status in class
5 is required to serve a probationary period.

6 (d) *Tangible personal property.* On the effective date of this paragraph, all
7 tangible personal property, including records, of the department of financial
8 institutions is transferred to the department of financial institutions and
9 professional standards.

10 (e) *Pending matters.* Any matter pending with the department of financial
11 institutions on the effective date of this paragraph is transferred to the department
12 of financial institutions and professional standards. All materials submitted to or
13 actions taken by the department of financial institutions are considered as having
14 been submitted to or taken by the department of financial institutions and
15 professional standards.

16 (f) *Contracts.* All contracts entered into by the department of financial
17 institutions in effect on the effective date of this paragraph remain in effect and are
18 transferred to the department of financial institutions and professional standards.
19 The department of financial institutions and professional standards shall carry out
20 any obligations under those contracts unless modified or rescinded by that
21 department to the extent allowed under the contract.

22 (g) *Rules and orders.* All rules promulgated by the department of financial
23 institutions in effect on the effective date of this paragraph remain in effect until
24 their specified expiration dates or until amended or repealed by the department of
25 financial institutions and professional standards. All orders issued by the

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1 department of financial institutions in effect on the effective date of this paragraph
2 remain in effect until their specified expiration dates or until modified or rescinded
3 by the department of financial institutions and professional standards.

4 **SECTION 9115. Nonstatutory provisions; Government Accountability**
5 **Board.**

6 **SECTION 9116. Nonstatutory provisions; Governor.**

7 **SECTION 9117. Nonstatutory provisions; Health and Educational**
8 **Facilities Authority.**

9 **SECTION 9118. Nonstatutory provisions; Health Services.**

10 (1) COMMUNITY MENTAL HEALTH ALLOCATION. Notwithstanding section 46.40 (7m)
11 of the statutes, as created by this act, the department of health services may
12 distribute one-half of the amount allocated for community mental health services in
13 fiscal year 2015–16 after the effective date of this subsection.

14 (2) TRANSFER OF FOOD SAFETY, RECREATIONAL FACILITIES, AND LODGING.

15 (a) *Assets and liabilities.* The assets and liabilities of the department of health
16 services that the secretary of administration determines to be primarily related to
17 food, lodging, and recreation oversight under sections 252.18, 254.47, and 254.61 to
18 254.87, 2013 stats., become the assets and liabilities of the department of
19 agriculture, trade and consumer protection on the effective date of this paragraph.

20 (b) *Employee transfer.* All incumbent employees who hold positions in the
21 department of health services performing duties that the secretary of administration
22 determines to be primarily related to sections 252.18, 254.47, and 254.61 to 254.87,
23 2013 stats., and the full-time equivalent positions held by those employees, are
24 transferred to the department of agriculture, trade and consumer protection on the
25 effective date of this paragraph.

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1 (c) *Employee status.* Employees transferred under paragraph (b) have all the
2 rights and the same status under chapter 230 of the statutes in the department of
3 agriculture, trade and consumer protection that they enjoyed in the department of
4 health services immediately before the transfer. Notwithstanding section 230.28 (4)
5 of the statutes, no employee so transferred who has attained permanent status in
6 class is required to serve a probationary period.

7 (d) *Tangible personal property.* On the effective date of this paragraph, all
8 tangible personal property, including records, of the department of health services
9 that the secretary of administration determines to be primarily related to food,
10 lodging, and recreation oversight under sections 252.18, 254.47, and 254.61 to
11 254.87, 2013 stats., is transferred to the department of agriculture, trade and
12 consumer protection.

13 (e) *Contracts.* All contracts that were entered into by the department of health
14 services that the secretary of administration determines to be primarily related to
15 food, lodging, and recreation oversight under sections 252.18, 254.47, and 254.61 to
16 254.87, 2013 stats., and that are in effect on the effective date of this paragraph
17 remain in effect and are transferred to the department of agriculture, trade and
18 consumer protection. The department of agriculture, trade and consumer protection
19 shall carry out any obligations under such a contract until the contract is modified
20 or rescinded by the department of agriculture, trade and consumer protection to the
21 extent allowed under the contract.

22 (f) *Rules and orders.* All rules in chapters DHS 172, 175, 178, 192, 195, 196,
23 196 appendix, 197, and 198, Wisconsin administrative code, and all other rules
24 promulgated, and all orders issued, by the department of health services that the
25 secretary of administration determines to be primarily related to sections 252.18,

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1 254.47, and 254.61 to 254.87, 2013 stats., and that are in effect on the effective date
2 of this paragraph shall remain in effect until their specified expiration date or until
3 amended or repealed by the department of agriculture, trade and consumer
4 protection.

5 (g) *Pending matters.* Any matter pending with the department of health
6 services on the effective date of this paragraph that the secretary of administration
7 determines to be related to food, lodging, and recreation oversight under section
8 252.18 or 254.47, or sections 254.61 to 254.87, 2013 stats., is transferred to the
9 department of agriculture, trade and consumer protection, and all materials
10 submitted to or actions taken by the department of health services with respect to
11 the pending matter are considered as having been submitted to or taken by the
12 department of agriculture, trade and consumer protection.

13 (3) TRANSFER OF BODY ART AND TANNING FACILITY REGULATION FUNCTIONS TO THE
14 DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS.

15 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
16 liabilities of the department of health services that are primarily related to the
17 regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats.,
18 and sections 252.23 to 252.25, 2013 stats., become the assets and liabilities of the
19 department of financial institutions and professional standards.

20 (b) *Tangible personal property.* On the effective date of this paragraph, all
21 tangible personal property, including records, of the department of health services
22 that are primarily related to the regulation of tattooing, body piercing, and tanning
23 under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., as
24 determined by the secretary of administration, is transferred to the department of
25 financial institutions and professional standards.

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1 (c) *Pending matters.* Any matter pending with the department of health
2 services that is primarily related to the regulation of tattooing, body piercing, and
3 tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats.,
4 on the effective date of this paragraph is transferred to the department of financial
5 institutions and professional standards. All materials submitted to or actions taken
6 by the department of health services that are primarily related to the regulation of
7 tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections
8 252.23 to 252.25, 2013 stats., are considered as having been submitted to or taken
9 by the department of financial institutions and professional standards.

10 (d) *Contracts.* All contracts entered into by the department of health services
11 that are primarily related to the regulation of tattooing, body piercing, and tanning
12 under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., in effect
13 on the effective date of this paragraph remain in effect and are transferred to the
14 department of financial institutions and professional standards. The department of
15 financial institutions and professional standards shall carry out any obligations
16 under those contracts unless modified or rescinded by that department to the extent
17 allowed under the contract.

18 (e) *Rules and orders.* All rules in chapters DHS 161 and DHS 173, Wisconsin
19 Administrative Code, and any other rules promulgated by the department of health
20 services that are primarily related to the regulation of tattooing, body piercing, and
21 tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats.,
22 in effect on the effective date of this paragraph remain in effect until their specified
23 expiration dates or until amended or repealed by the department of financial
24 institutions and professional standards. All orders issued by the department of
25 health services that are primarily related to the regulation of tattooing, body

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1 piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to
2 252.25, 2013 stats., in effect on the effective date of this paragraph remain in effect
3 until their specified expiration dates or until modified or rescinded by the
4 department of financial institutions and professional standards.

5 (f) *Credential fees.* Notwithstanding sections 463.10 (3), 463.12 (3), and 463.25
6 (2) (b) of the statutes, fees for the issuance and renewal of licenses and permits issued
7 under sections 463.10, 463.12, and 463.25 of the statutes shall, for years 2015 and
8 2016, be according to the rules described under paragraph (e).

9 (4) **PRESCRIPTION DRUG ASSISTANCE FOR ELDERLY ELIGIBILITY.** Notwithstanding
10 section 49.688 (2) of the statutes, as affected by this act, a person who is participating
11 in the program under section 49.688 of the statutes on the effective date of this
12 subsection is not required to comply with section 49.688 (2) (a) 6. of the statutes, as
13 created by this act, before January 1, 2016.

14 (5) **REQUIREMENTS FOR FOODSHARE EMPLOYMENT AND TRAINING PROGRAM DRUG**
15 **SCREENING.** If, during the 2015–17 fiscal biennium, the secretary of the federal
16 department of agriculture approves the waiver requested under section 49.79 (9) (d)
17 1. of the statutes, as created by this act, the department of health services shall
18 address, in the department’s biennial budget request under section 16.42 of the
19 statutes for the 2017–19 fiscal biennium, any future fiscal impact resulting from
20 actions taken under section 49.79 (9) (d) 2. of the statutes, as created by this act.

21 (6) **REQUIREMENTS FOR ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT.**
22 If, during the 2015–17 fiscal biennium, the secretary of the federal department of
23 health and human services approves, in whole or in part, the amendment to the
24 waiver under section 49.45 (23) (a) of the statutes that is requested under section

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1 49.45 (23) (g) 1. of the statutes, as created by this act, the department of health
2 services shall do all of the following:

3 (a) Identify, in its quarterly report to the joint committee on finance under
4 section 49.45 (2n) of the statutes, any costs incurred or savings realized in the
5 2015–17 fiscal biennium as a result of actions taken under section 49.45 (23) (g) 1.
6 a. to e. of the statutes, as created by this act, as approved by the secretary of the
7 federal department of health and human services.

8 (b) Address, in the department’s biennial budget request under section 16.42
9 of the statutes for the 2017–19 fiscal biennium, any future fiscal impact resulting
10 from actions taken under section 49.45 (23) (g) 1. a. to e. of the statutes, as created
11 by this act, as approved by the secretary of the federal department of health and
12 human services.

13 (7) MENTAL HEALTH CRISIS SERVICES GRANTS. From the appropriation account
14 under section 20.435 (2) (gk) of the statutes, the department of health services shall
15 award a total of \$1,500,000 in fiscal year 2015–16 as onetime grants to counties for
16 mental health crisis services.

17 (8) DISPROPORTIONATE SHARE HOSPITAL PAYMENTS.

18 (a) Subject to paragraph (c) and notwithstanding section 49.45 (3) (e) of the
19 statutes, from the appropriation accounts in section 20.435 (4) (b) and (o) of the
20 statutes, the department of health services shall pay to hospitals that serve a
21 disproportionate share of low–income patients a total of \$35,910,900 in fiscal year
22 2015–16 and \$35,842,300 in fiscal year 2016–17. The department of health services
23 may make a payment to a hospital under this subsection under the calculation
24 method described in paragraph (b) if the hospital meets all of the following criteria:

25 1. The hospital is located in this state.

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1 2. The hospital provides a wide array of services, including services provided
2 through an emergency department.

3 3. The inpatient days for Medical Assistance recipients at the hospital was at
4 least 6 percent of the total inpatient days at that hospital during the most recent year
5 for which such information is available.

6 4. The hospital meets applicable, minimum requirements to be a
7 disproportionate share hospital under 42 USC 1396r-4 and any other applicable
8 federal law.

9 (b) The department of health services shall comply with all of the following
10 when making payments to hospitals described in paragraph (a):

11 1. The department of health services shall distribute the total amount of
12 moneys described under paragraph (a) to be paid to hospitals with a disproportionate
13 share of low-income patients by doing all of the following:

14 a. Dividing the number of Medical Assistance recipient inpatient days at a
15 hospital by the number of total inpatient days at the hospital to obtain the
16 percentage of Medical Assistance recipient inpatient days at that hospital.

17 b. Subject to subdivisions 2. and 3., providing an increase to the inpatient
18 fee-for-service base rate for each hospital that qualifies for a disproportionate share
19 hospital payment such that the hospital's overall fee-for-service add-on percentage
20 under this subsection increases as the hospital's percentage of Medical Assistance
21 recipient inpatient days increases.

22 2. The department of health services shall set the addition to the supplemental
23 funding at a level that ensures the total amount of moneys available to pay hospitals
24 with a disproportionate share of low-income patients is distributed in each fiscal
25 year.

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1 3. The department of health services shall limit the maximum payment to
2 hospitals such that at least one of the following is true for disproportionate share
3 hospital payments under this subsection in a fiscal year:

4 a. No single hospital receives more than \$2,500,000.

5 b. The amount of payment is in accordance with federal rules concerning the
6 hospital specific limit.

7 (c) If the department of health services needs data to calculate the payments
8 under this subsection other than the data available from the Medicaid Management
9 Information System, the fiscal survey data, or the federal centers for Medicare and
10 Medicaid services public records, the department of health services shall collect the
11 necessary data from hospitals.

12 (d) The department of health services shall seek any necessary approval from
13 the federal department of health and human services to implement the hospital
14 payment methodology described under paragraphs (a) and (b). If approval is
15 necessary and approval from the federal department of health and human services
16 is received, the department of health services shall implement the payment
17 methodology described under paragraphs (a) and (b). If approval is necessary and
18 the department of health services and the federal department of health and human
19 services negotiate a methodology for making payments to hospitals with a
20 disproportionate share of low-income patients that is different from the
21 methodology described under paragraphs (a) and (b), the department of health
22 services, before implementing the negotiated payment methodology, shall submit to
23 the joint committee on finance the negotiated payment methodology. If the
24 cochairpersons of the committee do not notify the department of health services
25 within 14 working days after the date of the submittal by the department of health

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1 services that the committee has scheduled a meeting for the purpose of reviewing the
2 negotiated payment methodology, the department of health services may implement
3 the negotiated payment methodology. If, within 14 working days after the date of the
4 submittal by the department of health services, the cochairpersons of the committee
5 notify the department of health services that the committee has scheduled a meeting
6 for the purpose of reviewing the negotiated payment methodology, the negotiated
7 payment methodology may be implemented only on approval of the committee.

8 (9) CHANGES TO FAMILY CARE PROGRAM.

9 (a) *Definitions.* In this subsection:

10 1. “Department” means the department of health services.

11 2. “Family Care Partnership Program” means an integrated health and
12 long-term care program operated under an amendment to the state Medical
13 Assistance plan under 42 USC 1396u-2 and a waiver under 42 USC 4396n (c).

14 3. “Family care program” means the program under sections 46.2805 to
15 46.2895 of the statutes that provides the family care benefit as defined in section
16 46.2805 (4) of the statutes.

17 4. “Program of all-inclusive care for the elderly” means an integrated health
18 and long-term care program operated under 42 USC 1395eee or 1396u-4.

19 (b) *Waiver request; generally.* The department shall request any approval from
20 and shall submit any amendments or waiver requests to the federal department of
21 health and human services that are necessary to implement changes to the family
22 care program, the program of all-inclusive care for the elderly, or the Family Care
23 Partnership Program, including all of the following:

24 1. Administration by care management organizations of the family care
25 program statewide instead of by geographic region, unless the department allows the

SENATE BILL 21**SECTION 9118**

1 care management organization a waiver to administer the family care benefit in a
2 specific geographic region.

3 2. Addition of any primary and acute health care services selected by the
4 department as a benefit under the family care program.

5 3. Selection under section 46.284 (2) (bm) of the statutes as a care management
6 organization of any applicant that the department certifies meets the qualifications
7 instead of using the competitive procurement process.

8 4. Requirement under section 46.286 (3g) of the statutes that an enrollee
9 change care management organizations only during an open enrollment period
10 specified by the department.

11 5. Prevention of the creation of new long-term care districts and dissolution of
12 existing long-term care districts under section 46.2895 of the statutes.

13 6. Elimination of the insurance requirements for care management
14 organizations under chapter 648 of the statutes.

15 (c) *Family care in all counties.* The department shall request any approval or
16 submit any waiver request necessary to the federal department of health and human
17 services to administer the family care program in every county in the state. If the
18 federal department of health and human services does not disapprove the request,
19 the department shall ensure that the family care program is available to eligible
20 residents of every county in the state by January 1, 2017, or by a date specified by
21 the department, whichever is later. If the department specifies a later date than
22 January 1, 2017, it shall submit a notice of that date to the legislative reference
23 bureau for publication in the Wisconsin Administrative Register.

24 (d) *Waiver request not approved; saving provision.* If the federal department
25 of health and human services does not approve of any request or submission of waiver

SENATE BILL 21**SECTION 9118**

1 request under paragraph (b) or (c) the department may administer that portion of
2 the family care program under the applicable provision of sections 46.2805 to
3 46.2895, 2013 stats.

4 (e) *Other long-term care programs discontinued.* If the federal department of
5 health and human services does not disapprove the request to administer the family
6 care program in every county in the state, the department may elect to discontinue
7 enrollment of participants in or administration of any of the programs under sections
8 46.271, 46.275, 46.277, 46.278, or 46.2785 of the statutes at any time determined by
9 the department that is after the date that the family care program is available to
10 eligible residents of every county in the state under paragraph (c).

11 (10) MERGER OF DIVISIONS INTO MEDICAID SERVICES DIVISION. Before March 31,
12 2016, the department of health services shall submit to the state budget office in the
13 department of administration a report of the final organization of the merger of the
14 division of the department of health services relating to long-term care and the
15 division of the department of health services relating to health care access and
16 accountability into a single division of the department of health services relating to
17 Medicaid services.

18 **SECTION 9119. Nonstatutory provisions; Higher Educational Aids**
19 **Board.**

20 **SECTION 9120. Nonstatutory provisions; Historical Society.**

21 **SECTION 9121. Nonstatutory provisions; Housing and Economic**
22 **Development Authority.**

23 **SECTION 9122. Nonstatutory provisions; Insurance.**

24 **SECTION 9123. Nonstatutory provisions; Investment Board.**

25 **SECTION 9124. Nonstatutory provisions; Joint Committee on Finance.**

SENATE BILL 21**SECTION 9125**

1 **SECTION 9125. Nonstatutory provisions; Judicial Commission.**

2 **SECTION 9126. Nonstatutory provisions; Justice.**

3 **SECTION 9127. Nonstatutory provisions; Legislature.**

4 **SECTION 9128. Nonstatutory provisions; Lieutenant Governor.**

5 **SECTION 9129. Nonstatutory provisions; Local Government.**

6 (1) CRIME PREVENTION FUNDING BOARD. Upon the creation of a crime prevention
7 funding board, the initial members of the board specified under section 59.54 (28) (c)
8 of the statutes shall declare that they are serving on the board, or appoint their
9 designees, not later than the first day of the 4th month beginning after a board is
10 created.

11 (2) LOCAL SPORTS AND ENTERTAINMENT DISTRICT.

12 (a) *Appointment of district board members.* Not later than 90 days after the
13 effective date of this paragraph, the governor shall notify the senate of his or her
14 initial appointments to the district board under section 229.859 of the statutes, as
15 created by this act, and not later than 30 days after the governor notifies the senate
16 of the appointments, the senate shall confirm or reject the governor's appointees.

17 (b) *Staggering of terms.* Notwithstanding the 7-year terms specified under
18 section 229.859 of the statutes, as created by this act, the initial appointees of the
19 governor under paragraph (a) shall have terms that expire as follows:

20 1. The terms of 3 members, as determined by the governor, shall expire on July
21 1, 2020.

22 2. The terms of 3 members, as determined by the governor, shall expire on July
23 1, 2021.

24 3. The terms of 3 members, as determined by the governor, shall expire on July
25 1, 2022.

SENATE BILL 21**SECTION 9130**

1 **SECTION 9130. Nonstatutory provisions; Medical College of Wisconsin.**

2 **SECTION 9131. Nonstatutory provisions; Military Affairs.**

3 **SECTION 9132. Nonstatutory provisions; Natural Resources.**

4 (1) **RELOCATION OF DIVISION OF FORESTRY HEADQUARTERS.** The department of
5 natural resources shall develop a plan to move the headquarters of the division of
6 forestry from the city of Madison to a northern location in this state. In the plan, the
7 department of natural resources shall provide in detail the costs of relocating the
8 headquarters, a timeline for implementing the relocation, and a list of options for
9 northern locations in this state. The department of natural resources shall complete
10 the plan in time for the plan to be included in the department of natural resources'
11 2017–19 biennial budget request.

12 (2) **NATURAL RESOURCES COUNCIL.** The individuals who are members of the
13 natural resources board on the day before the effective date of this subsection are the
14 initial members of the natural resources council. An initial member shall serve for
15 a term on the council ending on July 1 of the year in which his or her term on the board
16 would have expired.

17 (3) **PETROLEUM STORAGE REMEDIAL ACTION PROGRAM REVENUE OBLIGATION**
18 **RETIREMENT.** If moneys lapse from the appropriation under section 20.370 (6) (fr) of
19 the statutes at the end of fiscal year 2017, the secretary of administration shall
20 ensure that an amount equal to the amount of the lapse is expended from the
21 appropriation under section 20.370 (7) (dr) of the statutes, no later than December
22 31, 2017, to pay outstanding principal on variable rate obligations issued under
23 section 292.63 (9m) of the statutes.

24 **SECTION 9133. Nonstatutory provisions; Public Defender Board**

SENATE BILL 21**SECTION 9133**

1 (1) STATE PUBLIC DEFENDER CONFLICTS OFFICE. The state public defender shall
2 establish and administer, as a 2–year pilot program beginning on the effective date
3 of this subsection, a conflicts office to represent clients in conflict of interest cases in
4 Milwaukee County, Waukesha County, and Racine County. The state public
5 defender shall administer the conflicts office within Milwaukee County.

SECTION 9134. Nonstatutory provisions; Public Instruction.

6 (1) CHARTER SCHOOL OVERSIGHT BOARD. Notwithstanding section 15.375 (1) of the
7 statutes, as created by this act, the initial members appointed to the charter school
8 oversight board under section 15.375 (1) (a) of the statutes, as created by this act,
9 shall be appointed as follows:
10

11 (a) One member under section 15.375 (1) (a) 1. of the statutes, as created by this
12 act, shall be appointed for a term expiring on May 1, 2018, and one member shall be
13 appointed for a term expiring on May 1, 2019.

14 (b) One member under section 15.375 (1) (a) 2. a. of the statutes, as created by
15 this act, shall be appointed for a term expiring on May 1, 2017, and one member shall
16 be appointed for a term expiring on May 1, 2019.

17 (c) The member under section 15.375 (1) (a) 2. b. of the statutes, as created by
18 this act, shall be appointed for a term expiring on May 1, 2018.

19 (d) One member under section 15.375 (1) (a) 2. c. of the statutes, as created by
20 this act, shall be appointed for a term expiring on May 1, 2017, and one member shall
21 be appointed for a term expiring on May 1, 2019.

22 (e) The member under section 15.375 (1) (a) 2. d. of the statutes, as created by
23 this act, shall be appointed for a term expiring on May 1, 2020.

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1 (f) One member under section 15.375 (1) (a) 3. of the statutes, as created by this
2 act, shall be appointed for a term expiring on May 1, 2018, and one member shall be
3 appointed for a term expiring on May 1, 2020.

4 (2) OPTIONAL PARTICIPATION IN COOPERATIVE EDUCATIONAL SERVICE AGENCIES.
5 Notwithstanding section 116.065 (2) of the statutes, if a school board adopts a
6 resolution to withdraw from a cooperative education service agency under section
7 116.065 (1) of the statutes, as affected by this act, by no later than 30 days after the
8 effective date of this subsection, the resolution is effective July 1, 2015.

9 (3) ENROLLMENT IN THE STATEWIDE PARENTAL CHOICE PROGRAM IN THE 2015-16
10 SCHOOL YEAR. Neither the department of public instruction nor a participating
11 private school may require a pupil who was awarded a slot in a participating private
12 school under section 118.60 (3) (ar) of the statutes for the 2015-16 school year or was
13 placed on a waiting list for a slot at a participating private school under section
14 118.60 (3) (ar) of the statutes for the 2015-16 school year to reapply to attend the
15 private school in the 2015-16 school year under the parental choice program under
16 section 118.60 of the statutes, as affected by this act.

17 (4) SEPTEMBER 2015 PAYMENT FOR INCOMING CHOICE PUPILS IN THE RACINE AND
18 STATEWIDE PARENTAL CHOICE PROGRAMS. The department of public instruction shall
19 base the portion of the September payment under section 118.60 (4) (c) 1. of the
20 statutes made for the 2015-16 school year that is for an incoming choice pupil under
21 section 118.60 (4) (bk) of the statutes, as created by this act, on the amount the
22 department estimates will be paid under section 118.60 (4) (bk) 2. of the statutes, as
23 created by this act, in the 2015-16 school year using the most accurate data
24 available.

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1 (5) PER PUPIL AID. Notwithstanding section 16.42 (1) (e) of the statutes, in
2 submitting information under section 16.42 of the statutes for purposes of the
3 2017–19 biennial budget bill, the department of public instruction shall submit
4 information concerning the appropriation under section 20.255 (2) (aq) of the
5 statutes as though the amount of that appropriation for fiscal year 2016–17 was zero.

6 **SECTION 9135. Nonstatutory provisions; Public Lands, Board of**
7 **Commissioners of.**

8 **SECTION 9136. Nonstatutory provisions; Public Service Commission.**

9 (1) WIND ENERGY HEALTH STUDY. From the appropriation account under section
10 20.155 (1) (g) of the statutes for the 2015–16 fiscal year, the public service commission
11 shall allocate no more than \$250,000 to study health issues related to wind energy
12 systems, as defined in section 66.0403 (1) (m) of the statutes. The study may
13 consider, but not replicate, the surveys made by the wind siting council under section
14 196.378 (4g) (e) of the statutes. No later than the first day of the 13th month
15 beginning after the effective date of this subsection, the commission shall submit a
16 report on the study to the governor and to the legislature in the manner provided
17 under section 13.172 (3) of the statutes.

18 **SECTION 9137. Nonstatutory provisions; Revenue.**

19 **SECTION 9138. Nonstatutory provisions; Safety and Professional**
20 **Services.**

21 (1) TRANSFER OF PRESCRIPTION DRUG MONITORING PROGRAM.

22 (a) *Assets and liabilities.* The assets and liabilities of the pharmacy examining
23 board that the secretary of safety and professional services determines to be
24 primarily related to the prescription drug monitoring program become the assets

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1 and liabilities of the controlled substances board on the effective date of this
2 paragraph.

3 (b) *Tangible personal property.* On the effective date of this paragraph, all
4 tangible personal property, including records, of the pharmacy examining board that
5 the secretary of safety and professional services determines to be primarily related
6 to the prescription drug monitoring program is transferred to the controlled
7 substances board.

8 (c) *Contracts.* All contracts that were entered into by the pharmacy examining
9 board, or by the department of safety and professional services on behalf of the
10 pharmacy examining board, that the secretary of safety and professional services
11 determines to be primarily related to the prescription drug monitoring program, and
12 that are in effect on the effective date of this paragraph, remain in effect and are
13 transferred to the controlled substances board. The controlled substances board
14 shall carry out any obligations under such a contract until the contract is modified
15 or rescinded by the controlled substances board to the extent allowed under the
16 contract.

17 (d) *Rules and orders.* All rules promulgated, and all orders issued, by the
18 pharmacy examining board that the secretary of safety and professional services
19 determines to be primarily related to the prescription drug monitoring program, and
20 that are in effect on the effective date of this paragraph, remain in effect until their
21 specified expiration date or until modified, amended, rescinded, or repealed by the
22 controlled substances board.

23 (e) *Pending matters.* Any matter pending with the pharmacy examining board
24 that the secretary of safety and professional services determines to be primarily
25 related to the prescription drug monitoring program is transferred to the controlled

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1 substances board, and all materials submitted to or actions taken by the pharmacy
2 examining board with respect to the pending matter are considered as having been
3 submitted to or taken by the controlled substances board.

4 (2) AGENCY NAME CHANGE. Wherever the term “safety and professional services”
5 appears in any 2015 act or in the statutes, as affected by the acts of 2015, the term
6 “financial institutions and professional standards” shall be substituted.

7 (3) ELIMINATION OF THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES.

8 (a) *Assets and liabilities.* Except as provided in subsection (4), on the effective
9 date of this paragraph, the assets and liabilities of the department of safety and
10 professional services become the assets and liabilities of the department of financial
11 institutions and professional standards.

12 (b) *Positions and employees.* Except as provided in subsection (4), on the
13 effective date of this paragraph, all positions and all incumbent employees in the
14 classified service of the state civil service holding those positions in the department
15 of safety and professional services, as determined by the secretary of administration,
16 are transferred to the department of financial institutions and professional
17 standards.

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

24 (d) *Tangible personal property.* Except as provided in subsection (4), on the
25 effective date of this paragraph, all tangible personal property, including records, of

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1 the department of safety and professional services is transferred to the department
2 of financial institutions and professional standards.

3 (e) *Pending matters.* Except as provided in subsection (4), any matter pending
4 with the department of safety and professional services on the effective date of this
5 paragraph is transferred to the department of financial institutions and professional
6 standards. Except as provided in subsection (4), all materials submitted to or actions
7 taken by the department of safety and professional services are considered as having
8 been submitted to or taken by the department of financial institutions and
9 professional standards.

10 (f) *Contracts.* Except as provided in subsection (4), all contracts entered into
11 by the department of safety and professional services in effect on the effective date
12 of this paragraph remain in effect and are transferred to the department of financial
13 institutions and professional standards. The department of financial institutions
14 and professional standards shall carry out any obligations under those contracts
15 unless modified or rescinded by that department to the extent allowed under the
16 contract.

17 (g) *Rules and orders.* Except as provided in subsection (4), all rules
18 promulgated by the department of safety and professional services in effect on the
19 effective date of this paragraph remain in effect until their specified expiration dates
20 or until amended or repealed by the department of financial institutions and
21 professional standards. Except as provided in subsection (4), all orders issued by the
22 department of safety and professional services in effect on the effective date of this
23 paragraph remain in effect until their specified expiration dates or until modified or
24 rescinded by the department of financial institutions and professional standards.

25 (4) TRANSFER OF PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEMS.

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1 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the department of safety and professional services that are primarily
3 related to the regulation of private on-site wastewater treatment systems, as
4 determined by the secretary of administration, become the assets and liabilities of
5 the department of natural resources.

6 (b) *Positions and employees.* On the effective date of this paragraph, all
7 positions and all incumbent employees in the classified service of the state civil
8 service holding those positions in the department of safety and professional services
9 with duties that are primarily related to the regulation of private on-site wastewater
10 treatment systems, as determined by the secretary of administration, are
11 transferred to the department of natural resources.

12 (c) *Employee status.* Employees transferred under paragraph (b) have all the
13 rights and the same status under chapter 230 of the statutes in the department of
14 natural resources that they enjoyed in the department of safety and professional
15 services immediately before the transfer. Notwithstanding section 230.28 (4) of the
16 statutes, no employee so transferred who has attained permanent status in class is
17 required to serve a probationary period.

18 (d) *Tangible personal property.* On the effective date of this paragraph, all
19 tangible personal property, including records, of the department of safety and
20 professional services that are primarily related to the regulation of private on-site
21 wastewater treatment systems, as determined by the secretary of administration, is
22 transferred to the department of natural resources.

23 (e) *Pending matters.* Any matter pending with the department of safety and
24 professional services on the effective date of this paragraph that is primarily related
25 to the regulation of private on-site wastewater treatment systems, as determined by

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1 the secretary of administration, is transferred to the department of natural
2 resources. All materials submitted to or actions taken by the department of safety
3 and professional services that are primarily related to the regulation of private
4 on-site wastewater treatment systems, as determined by the secretary of
5 administration, are considered as having been submitted to or taken by the
6 department of natural resources.

7 (f) *Contracts.* All contracts entered into by the department of safety and
8 professional services in effect on the effective date of this paragraph that are
9 primarily related to the regulation of private on-site wastewater treatment systems,
10 as determined by the secretary of administration, remain in effect and are
11 transferred to the department of natural resources. The department of natural
12 resources shall carry out any obligations under those contracts unless modified or
13 rescinded by that department to the extent allowed under the contract.

14 (g) *Rules and orders.* All rules promulgated by the department of safety and
15 professional services in effect on the effective date of this paragraph that relate to
16 the regulation of private on-site wastewater treatment systems, as determined by
17 the secretary of administration, remain in effect until their specified expiration dates
18 or until amended or repealed by the department of natural resources. All orders
19 issued by the department of safety and professional services in effect on the effective
20 date of this paragraph that relate to the regulation of private on-site wastewater
21 treatment systems, as determined by the secretary of administration, remain in
22 effect until their specified expiration dates or until modified or rescinded by the
23 department of natural resources.

24 (5) TRANSFER OF VETERINARY EXAMINING BOARD.

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1 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the department of safety and professional services primarily related to
3 the functions of the veterinary examining board, as determined by the secretary of
4 administration, shall become the assets and liabilities of the department of
5 agriculture, trade and consumer protection.

6 (b) *Tangible personal property.* On the effective date of this paragraph, all
7 tangible personal property, including records, of the department of safety and
8 professional services that is primarily related to the functions of the veterinary
9 examining board, as determined by the secretary of administration, is transferred
10 to the department of agriculture, trade, and consumer protection.

11 (c) *Contracts.* All contracts entered into by the department of safety and
12 professional services in effect on the effective date of this paragraph that are
13 primarily related to the functions of the veterinary examining board, as determined
14 by the secretary of administration, remain in effect and are transferred to the
15 department of agriculture, trade and consumer protection. The department of
16 agriculture, trade and consumer protection shall carry out any obligations under
17 such a contract until the contract is modified or rescinded by the department of
18 agriculture, trade and consumer protection to the extent allowed under the contract.

19 (d) *Pending matters.* Any matter pending with the department of safety and
20 professional services on the effective date of this paragraph that is primarily related
21 to the functions of the veterinary examining board, as determined by the secretary
22 of administration, is transferred to the department of agriculture, trade and
23 consumer protection and all materials submitted to or actions taken by the
24 department of safety and professional services with respect to the pending matters

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1 are considered as having been submitted to or taken by the department of
2 agriculture, trade and consumer protection.

3 (e) *Fees.* All fees for initial licenses, certifications, and other credentials, and
4 for renewals of those licenses, certifications, and other credentials, under chapter
5 453 of the statutes that are in effect on the day before the effective date of this
6 paragraph shall remain in effect until modified by the department of agriculture,
7 trade and consumer protection under section 89.063 of the statutes, as created by
8 this act.

9 **SECTION 9139. Nonstatutory provisions; Secretary of State.**

10 **SECTION 9140. Nonstatutory provisions; State Employment Relations,**
11 **Office of.**

12 (1) ELIMINATION OF THE OFFICE OF STATE EMPLOYMENT RELATIONS.

13 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
14 liabilities of the office of state employment relations become the assets and liabilities
15 of the department of administration.

16 (b) *Positions and employees.* On the effective date of this paragraph, all
17 positions and all incumbent employees in the classified service of the state civil
18 service holding those positions in the office of state employment relations are
19 transferred to the department of administration, except for 6.95 PR FTE positions,
20 funded from the appropriation under s. 20.545 (1) (k), 2013 stats., that are identified
21 by the secretary of administration.

22 (c) *Employee status.* Employees transferred under paragraph (b) have all the
23 rights and the same status under chapter 230 of the statutes in the department of
24 administration that they enjoyed in the office of state employment relations
25 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,

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1 no employee so transferred who has attained permanent status in class is required
2 to serve a probationary period.

3 (d) *Tangible personal property.* On the effective date of this paragraph, all
4 tangible personal property, including records, of the office of state employment
5 relations is transferred to the department of administration.

6 (e) *Pending matters.* Any matter pending with the office of state employment
7 relations on the effective date of this paragraph is transferred to the department of
8 administration. All materials submitted to or actions taken by the office of state
9 employment relations are considered as having been submitted to or taken by the
10 department of administration.

11 (f) *Contracts.* All contracts entered into by the office of state employment
12 relations in effect on the effective date of this paragraph remain in effect and are
13 transferred to the department of administration. The department of administration
14 shall carry out any obligations under those contracts unless modified or rescinded
15 by that department to the extent allowed under the contract.

16 (g) *Rules and orders.* All rules promulgated by the office of state employment
17 relations in effect on the effective date of this paragraph remain in effect until their
18 specified expiration dates or until amended or repealed by the department of
19 administration. All orders issued by the office of state employment relations in effect
20 on the effective date of this paragraph remain in effect until their specified expiration
21 dates or until modified or rescinded by the department of administration.

22 **SECTION 9141. Nonstatutory provisions; State Fair Park Board.**

23 **SECTION 9142. Nonstatutory provisions; Supreme Court.**

24 **SECTION 9143. Nonstatutory provisions; Technical College System.**

25 (1) ELIMINATION OF EDUCATIONAL APPROVAL BOARD AND TRANSFER OF FUNCTIONS.

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1 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the educational approval board, other than those related to consumer
3 protection functions, as determined by the secretary of administration, become the
4 assets and liabilities of the department of financial institutions and professional
5 standards. The assets and liabilities of the educational approval board related to
6 consumer protection functions become the assets and liabilities of the department
7 of agriculture, trade and consumer protection.

8 (b) *Tangible personal property.* On the effective date of this paragraph, all
9 tangible personal property, including records, of the educational approval board,
10 other than property related to consumer protection functions, as determined by the
11 secretary of administration, is transferred to the department of financial institutions
12 and professional standards. Property related to consumer protection functions is
13 transferred to the department of agriculture, trade and consumer protection.

14 (c) *Pending matters.* Any matter pending with the educational approval board
15 on the effective date of this paragraph, other than one related to the board's
16 consumer protection functions, as determined by the secretary of administration, is
17 transferred to the department of financial institutions and professional standards.
18 Any matter related to the board's consumer protection functions is transferred to the
19 department of agriculture, trade and consumer protection. All materials submitted
20 to or actions taken by the board are considered as having been submitted to or taken
21 by the department of financial institutions and professional standards or the
22 department of agriculture, trade and consumer protection, as applicable.

23 (d) *Contracts.* All contracts entered into by the educational approval board in
24 effect on the effective date of this paragraph remain in effect and are transferred to
25 the department of financial institutions and professional standards, except that

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1 those related to the board's consumer protection functions are transferred to the
2 department of agriculture, trade and consumer protection. The department of
3 financial institutions and professional standards or the department of agriculture,
4 trade and consumer protection, as applicable, shall carry out any obligations under
5 those contracts unless modified or rescinded by that department to the extent
6 allowed under the contract.

7 (e) *Rules and orders.*

8 1. All rules promulgated by the educational approval board in effect on the
9 effective date of this subdivision remain in effect until their specified expiration
10 dates or until amended or repealed by the department of financial institutions and
11 professional standards or the department of agriculture, trade and consumer
12 protection, as applicable. The secretary of administration shall determine which
13 rules of the board become those of the department of financial institutions and
14 professional standards and which rules become those of the department of
15 agriculture, trade and consumer protection.

16 2. All orders issued by the educational approval board in effect on the effective
17 date of this subdivision remain in effect until their specified expiration dates or until
18 modified or rescinded by the department of financial institutions and professional
19 standards or the department of agriculture, trade and consumer protection, as
20 applicable. The secretary of administration shall determine which orders of the
21 board become those of the department of financial institutions and professional
22 standards and which orders become those of the department of agriculture, trade
23 and consumer protection.

24 (f) *Secretary to resolve transition disagreements.* In the case of disagreement
25 among or between the educational approval board, the department of financial

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1 institutions and professional standards, and the department of agriculture, trade
2 and consumer protection with respect to any matter specified in this subsection, the
3 secretary of administration shall determine the matter and shall develop a plan for
4 an orderly transfer.

5 **SECTION 9144. Nonstatutory provisions; Tourism.**

6 (1) TRANSFER OF KICKAPOO RESERVE MANAGEMENT BOARD TO DEPARTMENT OF
7 NATURAL RESOURCES.

8 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
9 liabilities of the department of tourism primarily related to the functions of the
10 Kickapoo reserve management board, as determined by the secretary of
11 administration, become the assets and liabilities of the department of natural
12 resources.

13 (b) *Employee transfers.* All incumbent employees holding positions in the
14 department of tourism performing duties primarily related to the functions of the
15 Kickapoo reserve management board, as determined by the secretary of
16 administration, are transferred on the effective date of this paragraph to the
17 department of natural resources.

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

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

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1 primarily related to the functions of the Kickapoo reserve management board, as
2 determined by the secretary of administration, is transferred to the department of
3 natural resources.

4 (e) *Contracts*. All contracts entered into by the department of tourism in effect
5 on the effective date of this paragraph that are primarily related to the functions of
6 the Kickapoo reserve management board, as determined by the secretary of
7 administration, remain in effect and are transferred to the department of natural
8 resources. The department of natural resources shall carry out any obligations
9 under such a contract until the contract is modified or rescinded by the department
10 of natural resources to the extent allowed under the contract.

11 (2) TRANSFER OF LOWER WISCONSIN STATE RIVERWAY BOARD TO DEPARTMENT OF
12 NATURAL RESOURCES.

13 (a) *Assets and liabilities*. On the effective date of this paragraph, the assets and
14 liabilities of the department of tourism primarily related to the functions of the lower
15 Wisconsin state riverway board, as determined by the secretary of administration,
16 become the assets and liabilities of the department of natural resources.

17 (b) *Tangible personal property*. On the effective date of this paragraph, all
18 tangible personal property, including records, of the department of tourism that is
19 primarily related to the functions of the lower Wisconsin state riverway board, as
20 determined by the secretary of administration, is transferred to the department of
21 natural resources.

22 (c) *Contracts*. All contracts entered into by the department of tourism in effect
23 on the effective date of this paragraph that are primarily related to the functions of
24 the lower Wisconsin state riverway board, as determined by the secretary of
25 administration, remain in effect and are transferred to the department of natural

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1 resources. The department of natural resources shall carry out any obligations
2 under such a contract until the contract is modified or rescinded by the department
3 of natural resources to the extent allowed under the contract.

4 **SECTION 9145. Nonstatutory provisions; Transportation.**

5 **SECTION 9146. Nonstatutory provisions; Treasurer.**

6 **SECTION 9147. Nonstatutory provisions; University of Wisconsin**
7 **Hospitals and Clinics Authority.**

8 **SECTION 9148. Nonstatutory provisions; University of Wisconsin**
9 **System.**

10 (1) CONVERSION OF THE UNIVERSITY OF WISCONSIN SYSTEM TO THE UNIVERSITY OF
11 WISCONSIN SYSTEM AUTHORITY.

12 (a) *Board of Regents.* Notwithstanding section 36.02 (1) (a) of the statutes, as
13 created by this act, each member of the Board of Regents of the University of
14 Wisconsin System appointed under section 15.91, 2013 stats., shall serve as a
15 member of the Board of Regents of the University of Wisconsin System Authority
16 until the expiration of his or her term that is specified in sections 15.07 (1) (cm) and
17 36.02 (1) (a), 2013 stats.

18 (b) *Assets and liabilities.* Except as provided in subsections (2) (b) and (3) (b),
19 on the effective date of this paragraph, the assets and liabilities of the University of
20 Wisconsin System, as determined by the secretary of administration, become the
21 assets and liabilities of the University of Wisconsin System Authority.

22 (c) *Employees.*

23 1. Except as provided in subsections (2) (c) and (3) (c), on the effective date of
24 this paragraph, all employees of the Board of Regents of the University of Wisconsin
25 System become employees of the University of Wisconsin System Authority.

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1 2. Notwithstanding section 230.29 of the statutes, an individual employed by
2 the Board of Regents of the University of Wisconsin System before the effective date
3 of this subdivision who is subject to subdivision 1. is eligible to transfer to a position,
4 as defined in section 230.03 (11) of the statutes, before July 1, 2017.

5 (d) *Tangible personal property.* Except as provided in subsections (2) (e) and
6 (3) (e), on the effective date of this paragraph, all tangible personal property,
7 including records, of the University of Wisconsin System, as determined by the
8 secretary of administration, becomes the personal property of the University of
9 Wisconsin System Authority.

10 (e) *Pending matters.* Any matter pending with the University of Wisconsin
11 System on the effective date of this paragraph is transferred to the University of
12 Wisconsin System Authority. All materials submitted to or actions taken by the
13 University of Wisconsin System are considered as having been submitted to or taken
14 by the University of Wisconsin System Authority.

15 (f) *Contracts and agreements.* All contracts and agreements entered into by the
16 University of Wisconsin System in effect on the effective date of this paragraph
17 remain in effect and are transferred to the University of Wisconsin System Authority.
18 The University of Wisconsin System Authority shall carry out any obligations under
19 those contracts and agreements unless modified or rescinded to the extent allowed
20 under the contract or agreement, except that the authority is not liable for any
21 reimbursement obligation under a Minnesota–Wisconsin student reciprocity
22 agreement under section 39.47, 2013 stats., that accrues before the effective date of
23 this paragraph.

24 (g) *Policies and orders.* All policies of the Board of Regents of the University
25 of Wisconsin System in effect on the effective date of this paragraph remain in effect

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1 until their specified expiration dates or until amended or repealed by the University
2 of Wisconsin System Authority. All orders issued by the Board of Regents of the
3 University of Wisconsin System in effect on the effective date of this paragraph
4 remain in effect until their specified expiration dates or until modified or rescinded
5 by the University of Wisconsin System Authority.

6 (h) *Rules.* All rules promulgated by the Board of Regents of the University of
7 Wisconsin System under section 36.11 (1) (a), (c), and (cm), 2013 stats., and section
8 342.40 (4) (b) 2., 2013 stats., and all rules adopted under section 36.11 (8) (a) of the
9 statutes in effect on the effective date of this paragraph remain in effect until their
10 specified expiration dates or until amended or are repealed by the Board of Regents
11 of the University of Wisconsin System Authority.

12 (i) *Payments for municipal services.* Notwithstanding section 70.119 of the
13 statutes, as amended by this act, the University of Wisconsin System Authority
14 shall, prior to July 1, 2017, pay the department of administration its proportionate
15 share of the negotiated payments for municipal services under section 70.119 of the
16 statutes, as amended by this act, for the municipal services provided to the
17 University of Wisconsin System in fiscal year 2015–16.

18 (2) VETERINARY DIAGNOSTIC LABORATORY.

19 (a) *Director.* Notwithstanding section 93.13 (3m) of the statutes, as affected
20 by this act, the director of the veterinary diagnostic laboratory appointed under
21 section 36.58 (3m), 2013 stats., may continue to serve as director until his or her term
22 expires as specified in the appointment.

23 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
24 liabilities of the University of Wisconsin System that are primarily related to the
25 veterinary diagnostic laboratory, as determined by the secretary of administration,

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1 shall become the assets and liabilities of the department of agriculture, trade and
2 consumer protection.

3 (c) *Employees.* On the effective date of this paragraph, all positions and all
4 incumbent employees holding those positions in the University of Wisconsin System
5 performing duties that are primarily related to the veterinary diagnostic laboratory,
6 as determined by the secretary of administration, are transferred to the department
7 of agriculture, trade and consumer protection.

8 (d) *Employee status.* Employees transferred under paragraph (c) have all
9 comparable rights and the same status in the department of agriculture, trade and
10 consumer protection that they enjoyed in the University of Wisconsin System
11 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,
12 no employee so transferred who has attained permanent status in class is required
13 to serve a probationary period.

14 (e) *Tangible personal property.* On the effective date of this paragraph, all
15 tangible personal property, including records, of the University of Wisconsin System
16 that is primarily related to the veterinary diagnostic laboratory, as determined by
17 the secretary of administration, is transferred to the department of agriculture,
18 trade and consumer protection.

19 (f) *Services without fees.* The laboratory of hygiene board shall, in its biennial
20 budget request under section 16.42 of the statutes for the 2017–19 fiscal biennium,
21 do all of the following:

22 1. Identify the federal and state agencies to whom the laboratory provided
23 services in fiscal year 2016–17 and for which the laboratory did not charge fees under
24 section 93.13 (3) (b) and (c) of the statutes, as affected by this act.

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1 2. For each agency identified under subdivision 1., identify the total cost of
2 services for which the laboratory did not charge fees.

3 3. Include a proposal for charging, beginning in the 2017–18 fiscal year, all
4 federal and state agencies fees for services under section 93.13 (3) (a) of the statutes,
5 as affected by this act.

6 (3) STATE LABORATORY OF HYGIENE.

7 (a) *Director.* Notwithstanding section 250.08 (5) of the statutes, as affected
8 by this act, the director of the laboratory of hygiene appointed under section 36.25
9 (11) (e), 2013 stats., may continue to serve as director until his or her term expires
10 as specified in the appointment.

11 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
12 liabilities of the University of Wisconsin System that are primarily related to the
13 state laboratory of hygiene, as determined by the secretary of administration, shall
14 become the assets and liabilities of the department of agriculture, trade and
15 consumer protection.

16 (c) *Employees.* On the effective date of this paragraph, all positions and all
17 incumbent employees holding those positions in the University of Wisconsin System
18 performing duties that are primarily related to the state laboratory of hygiene, as
19 determined by the secretary of administration, are transferred to the department of
20 agriculture, trade and consumer protection.

21 (d) *Employee status.* Employees transferred under paragraph (c) have all
22 comparable rights and the same status in the department of agriculture, trade and
23 consumer protection that they enjoyed in the University of Wisconsin System
24 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,

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1 no employee so transferred who has attained permanent status in class is required
2 to serve a probationary period.

3 (e) *Tangible personal property.* On the effective date of this paragraph, all
4 tangible personal property, including records, of the University of Wisconsin System
5 that is primarily related to the state laboratory of hygiene, as determined by the
6 secretary of administration, is transferred to the department of agriculture, trade
7 and consumer protection.

8 (f) *State agency services.* The laboratory of hygiene board shall, in its biennial
9 budget request under section 16.42 of the statutes for the 2017–19 fiscal biennium,
10 do all of the following:

11 1. Identify the state agencies to whom the laboratory provided services in fiscal
12 year 2016–17 and for which the laboratory did not charge fees under section 250.08
13 (2) of the statutes, as affected by this act.

14 2. For each state agency identified under subdivision 1., identify the total cost
15 of services for which the laboratory did not charge fees.

16 3. Include a proposal for charging, beginning in the 2017–18 fiscal year, all
17 state agencies fees for services under section 250.08 (2) of the statutes, as affected
18 by this act.

19 (4) **RESIDENT UNDERGRADUATE TUITION.** Notwithstanding section 36.27 (1) (a) of
20 the statutes, the Board of Regents of the University of Wisconsin System or the
21 University of Wisconsin System Authority may not charge resident undergraduates
22 enrolled in an institution or college campus in the 2015–16 or 2016–17 academic year
23 more in academic fees than it charged resident undergraduates enrolled in that
24 institution or college campus in the 2014–15 academic year.

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1 (5) CAPITALIZATION CHANGE. Wherever “board of regents” appears in the
2 statutes, “Board of Regents” is substituted.

3 **SECTION 9149. Nonstatutory provisions; Veterans Affairs.**

4 **SECTION 9150. Nonstatutory provisions; Wisconsin Economic**
5 **Development Corporation.**

6 (1) ELIMINATION OF WISCONSIN ECONOMIC DEVELOPMENT CORPORATION AND
7 WISCONSIN HOUSING AND ECONOMIC DEVELOPMENT AUTHORITY.

8 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
9 liabilities of the Wisconsin Economic Development Corporation and Wisconsin
10 Housing and Economic Development Authority become the assets and liabilities of
11 the Forward Wisconsin Development Authority.

12 (b) *Employees.* On the effective date of this paragraph, all employees of the
13 Wisconsin Economic Development Corporation and Wisconsin Housing and
14 Economic Development Authority become employees of the Forward Wisconsin
15 Development Authority.

16 (c) *Tangible personal property.* On the effective date of this paragraph, all
17 tangible personal property, including records, of the Wisconsin Economic
18 Development Corporation and Wisconsin Housing and Economic Development
19 Authority is transferred to the Forward Wisconsin Development Authority.

20 (d) *Pending matters.* Any matter pending with the Wisconsin Economic
21 Development Corporation or Wisconsin Housing and Economic Development
22 Authority on the effective date of this paragraph is transferred to the Forward
23 Wisconsin Development Authority. All materials submitted to or actions taken by
24 the Wisconsin Economic Development Corporation or Wisconsin Housing and

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1 Economic Development Authority are considered as having been submitted to or
2 taken by the Forward Wisconsin Development Authority.

3 (e) *Contracts.* All contracts entered into by the Wisconsin Economic
4 Development Corporation, all contracts entered into by the former department of
5 commerce and maintained by the Wisconsin Economic Development Corporation,
6 and all contracts entered into by the Wisconsin Housing and Economic Development
7 Authority in effect on the effective date of this paragraph remain in effect and are
8 transferred to the Forward Wisconsin Development Authority. The Forward
9 Wisconsin Development Authority shall carry out any obligations under those
10 contracts unless modified or rescinded by the Forward Wisconsin Development
11 Authority to the extent allowed under the contract.

12 (f) *Policies and procedures; orders.* All policies and procedures of the Wisconsin
13 Economic Development Corporation and Wisconsin Housing and Economic
14 Development Authority in effect on the effective date of this paragraph remain in
15 effect until their specified expiration dates or until amended or repealed by the
16 Forward Wisconsin Development Authority. All orders issued by the Wisconsin
17 Economic Development Corporation and Wisconsin Housing and Economic
18 Development Authority in effect on the effective date of this paragraph remain in
19 effect until their specified expiration dates or until modified or rescinded by the
20 Forward Wisconsin Development Authority.

21 (2) INITIAL APPOINTMENTS.

22 (a) *Board of directors.*

23 1. Notwithstanding the requirement of advice and consent of the senate under
24 section 235.011 (1) of the statutes, as created by this act, the initial members of the
25 board of directors of the Forward Wisconsin Development Authority nominated by

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1 the governor under that section may be provisionally appointed by the governor,
2 subject to later senate confirmation. Any provisional appointment shall be in full
3 force until withdrawn by the governor or acted upon by the senate, and if confirmed
4 by the senate shall continue for the remainder of the unexpired term, if any, of the
5 member and until a successor is chosen and qualifies. A provisional appointee may
6 exercise all the powers and duties of board membership to which the person is
7 appointed during the time in which the appointee qualifies.

8 2. A provisional appointment made under subdivision 1. that is withdrawn by
9 the governor shall, upon withdrawal, lapse and create a vacancy for provisional
10 appointment of another initial member of the board of directors of the Forward
11 Wisconsin Development Authority. Any provisional appointment made under
12 subdivision 1. that is rejected by the senate shall upon rejection lapse and create a
13 vacancy for nomination and appointment of another initial member of the board
14 under subdivision 1.

15 3. Notwithstanding the length of terms specified for the members of the board
16 of directors of the Forward Wisconsin Development Authority under section 235.011
17 (1) of the statutes, as created by this act, 3 of the initial members shall be appointed
18 for terms expiring on January 1, 2017, 3 of the initial members shall be appointed
19 for terms expiring on January 1, 2018, 3 of the initial members shall be appointed
20 for terms expiring on January 1, 2019, and the remaining initial member shall be
21 appointed for a term expiring on January 1, 2020.

22 (b) *Chief executive officer and chief operating officer.*

23 1. Notwithstanding the requirement of advice and consent of the senate under
24 section 235.011 (4) of the statutes, as created by this act, the initial chief executive
25 officer and chief operating officer of the Forward Wisconsin Development Authority

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1 nominated by the governor under that section may be provisionally appointed by the
2 governor, subject to later senate confirmation. Any provisional appointment shall
3 be in full force until withdrawn by the governor or acted upon by the senate, and if
4 confirmed by the senate shall continue at the pleasure of the governor and until a
5 successor is chosen and qualifies. A provisional appointee may exercise all the
6 powers and duties of the chief executive officer or chief operating officer, as
7 appropriate, during the time in which the appointee qualifies.

8 2. A provisional appointment made under subdivision 1. that is withdrawn by
9 the governor shall, upon withdrawal, lapse and create a vacancy for provisional
10 appointment of another initial chief executive officer or chief operating officer of the
11 Forward Wisconsin Development Authority. Any provisional appointment made
12 under subdivision 1. that is rejected by the senate shall upon rejection lapse and
13 create a vacancy for nomination and appointment of another initial chief executive
14 officer or chief operating officer of the Forward Wisconsin Development Authority
15 under subdivision 1.

16 (3) SUBMISSION OF ORGANIZATIONAL PLAN. No later than 30 days after the effective
17 date of this subsection, the board of directors of the Forward Wisconsin Development
18 Authority shall submit a report to the legislature under section 13.172 (2) of the
19 statutes detailing an organizational plan for the Forward Wisconsin Development
20 Authority.

21 (4) COORDINATION. To the greatest extent practicable, the Wisconsin Housing
22 and Economic Development Authority and the Wisconsin Economic Development
23 Corporation shall seek to coordinate their activities and efforts to establish and
24 organize the Forward Wisconsin Development Authority, created under this act.

25 **SECTION 9151. Nonstatutory provisions; Workforce Development.**

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1 (1) TRANSFER OF WORKER'S COMPENSATION ADMINISTRATIVE FUNCTIONS.

2 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
3 liabilities of the department of workforce development that are primarily related to
4 the administrative functions of the division of worker's compensation in that
5 department, as determined by the secretary of administration, shall become the
6 assets and liabilities of the office of the commissioner of insurance.

7 (b) *Positions and employees.* On the effective date of this paragraph, all
8 positions and all incumbent employees holding those positions in the department of
9 workforce development performing duties that are primarily related to the
10 administrative functions of the division of worker's compensation in that
11 department, as determined by the secretary of administration, are transferred to the
12 office of the commissioner of insurance.

13 (c) *Employee status.* Employees transferred under paragraph (b) have all the
14 rights and the same status under chapter 230 of the statutes in the office of the
15 commissioner of insurance that they enjoyed in the department of workforce
16 development immediately before the transfer. Notwithstanding section 230.28 (4)
17 of the statutes, no employee so transferred who has attained permanent status in
18 class is required to serve a probationary period.

19 (d) *Tangible personal property.* On the effective date of this paragraph, all
20 tangible personal property, including records, of the department of workforce
21 development that is primarily related to the administrative functions of the division
22 of worker's compensation in that department, as determined by the secretary of
23 administration, is transferred to the office of the commissioner of insurance.

24 (e) *Pending matters.* Any matter pending with the department of workforce
25 development on the effective date of this paragraph that is primarily related to the

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1 administrative functions of the division of worker’s compensation in that
2 department, as determined by the secretary of administration, is transferred to the
3 office of the commissioner of insurance. All materials submitted to or actions taken
4 by the department of workforce development with respect to the pending matter are
5 considered as having been submitted to or taken by the office of the commissioner
6 of insurance.

7 (f) *Contracts.* All contracts entered into by the department of workforce
8 development in effect on the effective date of this paragraph that are primarily
9 related to the administrative functions of the division of worker’s compensation in
10 that department, as determined by the secretary of administration, remain in effect
11 and are transferred to the office of the commissioner of insurance. The office of the
12 commissioner of insurance shall carry out any obligations under those contracts
13 unless modified or rescinded by the office of the commissioner of insurance to the
14 extent allowed under the contract.

15 (g) *Rules and orders.* All rules promulgated by the department of workforce
16 development in effect on the effective date of this paragraph that are primarily
17 related to the administrative functions of the division of worker’s compensation in
18 that department, as determined by the secretary of administration, remain in effect
19 until their specified expiration dates or until amended or repealed by the office of the
20 commissioner of insurance. All orders issued by the department of workforce
21 development in effect on the effective date of this paragraph that are primarily
22 related to the administrative functions of the division of worker’s compensation in
23 that department, as determined by the secretary of administration, remain in effect
24 until their specified expiration dates or until modified or rescinded by the office of
25 the commissioner of insurance.

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1 (2) TRANSFER OF WORKER'S COMPENSATION ADJUDICATORY FUNCTIONS.

2 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
3 liabilities of the department of workforce development that are primarily related to
4 the adjudicatory functions of the division of worker's compensation in that
5 department, as determined by the secretary of administration, shall become the
6 assets and liabilities of the division of hearings and appeals in the department of
7 administration.

8 (b) *Positions and employees.* On the effective date of this paragraph, all
9 positions and all incumbent employees holding those positions in the department of
10 workforce development performing duties that are primarily related to the
11 adjudicatory functions of the division of worker's compensation in that department,
12 as determined by the secretary of administration, are transferred to the division of
13 hearings and appeals in the department of administration.

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

20 (d) *Tangible personal property.* On the effective date of this paragraph, all
21 tangible personal property, including records, of the department of workforce
22 development that is primarily related to the adjudicatory functions of the division
23 of worker's compensation in that department, as determined by the secretary of
24 administration, is transferred to the division of hearings and appeals in the
25 department of administration.

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1 (e) *Pending matters.* Any matter pending with the department of workforce
2 development on the effective date of this paragraph that is primarily related to the
3 adjudicatory functions of the division of worker’s compensation in that department,
4 as determined by the secretary of administration, is transferred to the division of
5 hearings and appeals in the department of administration. All materials submitted
6 to or actions taken by the department of workforce development with respect to the
7 pending matter are considered as having been submitted to or taken by the division
8 of hearings and appeals in the department of administration.

9 (f) *Contracts.* All contracts entered into by the department of workforce
10 development in effect on the effective date of this paragraph that are primarily
11 related to the adjudicatory functions of the division of worker’s compensation in that
12 department, as determined by the secretary of administration, remain in effect and
13 are transferred to the division of hearings and appeals in the department of
14 administration. The division of hearings and appeals in the department of
15 administration shall carry out any obligations under those contracts unless modified
16 or rescinded by the division of hearings and appeals in the department of
17 administration to the extent allowed under the contract.

18 (g) *Rules and orders.* All rules promulgated by the department of workforce
19 development in effect on the effective date of this paragraph that are primarily
20 related to the adjudicatory functions of the division of worker’s compensation in that
21 department, as determined by the secretary of administration, remain in effect until
22 their specified expiration dates or until amended or repealed by the administrator
23 of the division of hearings and appeals in the department of administration. All
24 orders issued by the department of workforce development in effect on the effective
25 date of this paragraph that are primarily related to the adjudicatory functions of the

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1 division of worker's compensation in that department, as determined by the
2 secretary of administration, remain in effect until their specified expiration dates or
3 until modified or rescinded by the administrator of the division of hearings and
4 appeals in the department of administration.

5 (3) TRANSFER OF COUNCIL ON WORKER'S COMPENSATION.

6 (a) *Tangible personal property.* On the effective date of this paragraph, all
7 tangible personal property, including records, of the department of workforce
8 development that is primarily related to the functions of the council on worker's
9 compensation, as determined by the secretary of administration, is transferred to the
10 office of the commissioner of insurance.

11 (b) *Contracts.* All contracts entered into by the department of workforce
12 development in effect on the effective date of this paragraph that are primarily
13 related to the functions of the council on worker's compensation, as determined by
14 the secretary of administration, remain in effect and are transferred to the office of
15 the commissioner of insurance. The office of the commissioner of insurance shall
16 carry out any obligations under those contracts unless modified or rescinded by the
17 office of the commissioner of insurance to the extent allowed under the contract.

18 (4) TRANSFER OF SELF-INSURERS COUNCIL.

19 (a) *Tangible personal property.* On the effective date of this paragraph, all
20 tangible personal property, including records, of the department of workforce
21 development that is primarily related to the functions of the self-insurers council,
22 as determined by the secretary of administration, is transferred to the office of the
23 commissioner of insurance.

24 (b) *Contracts.* All contracts entered into by the department of workforce
25 development in effect on the effective date of this paragraph that are primarily

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1 related to the functions of the self-insurers council, as determined by the secretary
2 of administration, remain in effect and are transferred to the office of the
3 commissioner of insurance. The office of the commissioner of insurance shall carry
4 out any obligations under those contracts unless modified or rescinded by the office
5 of the commissioner of insurance to the extent allowed under the contract.

6 (5) UNEMPLOYMENT INSURANCE; DRUG TESTING.

7 (a) *Scope statements for rules.* The department of workforce development shall
8 present the statements of scope of the rules required under sections 108.04 (8) (b) and
9 108.133 (2) (a) and (am) and (4) (b) of the statutes, as created by this act, to the
10 governor for approval under section 227.135 (2) of the statutes no later than the
11 180th day after the effective date of this paragraph.

12 (b) *Emergency rule authority.* Using the procedure under section 227.24 of the
13 statutes, the department of workforce development may promulgate any rules
14 required under sections 108.04 (8) (b) and 108.133 (2) (a) and (am) and (4) (b) of the
15 statutes, as created by this act, for the period before the effective date of any
16 corresponding permanent rules, but not to exceed the period authorized under
17 section 227.24 (1) (c) of the statutes, subject to extension under section 227.24 (2) of
18 the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes,
19 the department is not required to provide evidence that promulgating a rule under
20 this paragraph as an emergency rule is necessary for the preservation of the public
21 peace, health, safety, or welfare and is not required to provide a finding of emergency
22 for a rule promulgated under this paragraph.

23 (6) INFRASTRUCTURE EMPLOYEE TRANSFERS.

24 (a) *Employee transfers.* On the effective date of this paragraph, 4.0 FTE
25 positions and the incumbent employees in the classified service of the state civil

SENATE BILL 21**SECTION 9151**

1 service holding those positions in the department of workforce development
2 performing duties primarily related to infrastructure, as determined by the
3 secretary of administration, are transferred to the department of administration.

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

SECTION 9152. Nonstatutory provisions; Other.**SECTION 9201. Fiscal changes; Administration.**

12 (1) CONSOLIDATION OF CERTAIN STATE AGENCY SERVICES APPROPRIATIONS. The assets
13 and unencumbered balance in the appropriation account under section 20.505 (1)
14 (ke), 2013 stats., are transferred to the appropriation account under section 20.505
15 (1) (kL) of the statutes, as affected by this act.

16 (2) TRANSFER TO STATE BUILDING TRUST FUND. Before July 1, 2016, the secretary
17 of administration may transfer to the state building trust fund, from the
18 appropriation account under section 20.505 (1) (kc) of the statutes, an amount not
19 exceeding \$3,000,000 from the unencumbered balance of that appropriation account.

**SECTION 9202. Fiscal changes; Agriculture, Trade and Consumer
21 Protection.**

22 (1) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND TO ENVIRONMENTAL
23 FUND. There is transferred from the agricultural chemical cleanup fund to the
24 environmental fund \$1,000,000 in each fiscal year of the 2015–17 biennium.

SECTION 9203. Fiscal changes; Arts Board.

SENATE BILL 21**SECTION 9204**

1 **SECTION 9204. Fiscal changes; Building Commission.**

2 **SECTION 9205. Fiscal changes; Child Abuse and Neglect Prevention**
3 **Board.**

4 **SECTION 9206. Fiscal changes; Children and Families.**

5 **SECTION 9207. Fiscal changes; Circuit Courts.**

6 **SECTION 9208. Fiscal changes; Corrections.**

7 **SECTION 9209. Fiscal changes; Court of Appeals.**

8 **SECTION 9210. Fiscal changes; District Attorneys.**

9 **SECTION 9211. Fiscal changes; Educational Communications Board.**

10 **SECTION 9212. Fiscal changes; Employee Trust Funds.**

11 **SECTION 9213. Fiscal changes; Employment Relations Commission.**

12 **SECTION 9214. Fiscal changes; Financial Institutions.**

13 (1) GIFTS AND GRANTS. There is transferred from the appropriation account
14 under section 20.142 (2) (h) of the statutes, as affected by this act, to the
15 appropriation account under section 20.142 (1) (gm) of the statutes, as affected by
16 this act, all moneys, in the amount determined by the secretary of administration,
17 received from gifts, grants, and bequests that have been credited to the
18 appropriation account under section 20.142 (2) (h) of the statutes, as affected by this
19 act, and that have not been expended or encumbered on or before the effective date
20 of this subsection.

21 **SECTION 9215. Fiscal changes; Government Accountability Board.**

22 **SECTION 9216. Fiscal changes; Governor.**

23 **SECTION 9217. Fiscal changes; Health and Educational Facilities**
24 **Authority.**

25 **SECTION 9218. Fiscal changes; Health Services.**

SENATE BILL 21**SECTION 9218**

1 (1) MERGER OF DIVISIONS INTO MEDICAID SERVICES DIVISION.

2 (a) The unencumbered balances of the appropriations to the department of
3 health services under section 20.435 (7) (g) and (hc) of the statutes, as affected by this
4 act, are transferred to the appropriation account under section 20.435 (4) (h) of the
5 statutes, as affected by this act, on the effective date of this paragraph.

6 (b) The unencumbered balances of the appropriations to the department of
7 health services under section 20.435 (7) (gc) and (h) of the statutes, as affected by this
8 act, are transferred to the appropriation account under section 20.435 (4) (hp) of the
9 statutes, as affected by this act, on the effective date of this paragraph.

10 (c) The unencumbered balance of the appropriation to the department of health
11 services under section 20.435 (7) (gm) of the statutes, as affected by this act, is
12 transferred to the appropriation account under section 20.435 (4) (iL) of the statutes,
13 as affected by this act, on the effective date of this paragraph.

14 (d) The unencumbered balance of the appropriation to the department of health
15 services under section 20.435 (7) (hs) of the statutes, as affected by this act, is
16 transferred to the appropriation account under section 20.435 (4) (hs) of the statutes,
17 as affected by this act, on the effective date of this paragraph.

18 (e) The unencumbered balance of the appropriation to the department of health
19 services under section 20.435 (7) (i) of the statutes, as affected by this act, is
20 transferred to the appropriation account under section 20.435 (4) (i) of the statutes,
21 as affected by this act, on the effective date of this paragraph.

22 (f) The unencumbered balance of the appropriation to the department of health
23 services under section 20.435 (7) (im) of the statutes, as affected by this act, is
24 transferred to the appropriation account under section 20.435 (4) (im) of the statutes,
25 as affected by this act, on the effective date of this paragraph.

SENATE BILL 21**SECTION 9218**

1 (g) The unencumbered balance of the appropriation to the department of health
2 services under section 20.435 (7) (jb) of the statutes, as affected by this act, is
3 transferred to the appropriation account under section 20.435 (4) (jc) of the statutes,
4 as affected by this act, on the effective date of this paragraph.

5 (h) The unencumbered balance of the appropriation to the department of
6 health services under section 20.435 (7) (kx) of the statutes, as affected by this act,
7 is transferred to the appropriation account under section 20.435 (4) (kx) of the
8 statutes, as affected by this act, on the effective date of this paragraph.

9 (i) The unencumbered balance of the appropriations to the department of
10 health services under section 20.435 (7) (m) and (mc) of the statutes, as affected by
11 this act, are transferred to the appropriation account under section 20.435 (4) (m) of
12 the statutes, as affected by this act, on the effective date of this paragraph.

13 (j) The unencumbered balance of the appropriation to the department of health
14 services under section 20.435 (7) (n) of the statutes, as affected by this act, is
15 transferred to the appropriation account under section 20.435 (4) (n) of the statutes,
16 as affected by this act, on the effective date of this paragraph.

17 **SECTION 9219. Fiscal changes; Higher Educational Aids Board.**

18 **SECTION 9220. Fiscal changes; Historical Society.**

19 **SECTION 9221. Fiscal changes; Housing and Economic Development**
20 **Authority.**

21 **SECTION 9222. Fiscal changes; Insurance.**

22 **SECTION 9223. Fiscal changes; Investment Board.**

23 **SECTION 9224. Fiscal changes; Joint Committee on Finance.**

24 **SECTION 9225. Fiscal changes; Judicial Commission.**

25 **SECTION 9226. Fiscal changes; Justice.**

SENATE BILL 21**SECTION 9226**

1 (1) RETURN OF CERTAIN UNUSED MONEYS TO THE JUSTICE INFORMATION SURCHARGE
2 APPROPRIATION ACCOUNT.

3 (a) In fiscal year 2015–16, an amount equal to the unencumbered balance as
4 of June 30, 2015, in the appropriation account under section 20.410 (1) (kd) of the
5 statutes is transferred from that appropriation account to the appropriation account
6 under section 20.505 (1) (id) of the statutes.

7 (b) In fiscal year 2015–16, an amount equal to the unencumbered balance as
8 of June 30, 2015, in the appropriation account under section 20.455 (2) (kb), 2013
9 stats., is transferred from that appropriation account to the appropriation account
10 under section 20.505 (1) (id) of the statutes.

11 (c) In fiscal year 2015–16, an amount equal to the unencumbered balance as
12 of June 30, 2015, in the appropriation account under section 20.455 (2) (ki) of the
13 statutes is transferred from that appropriation account to the appropriation account
14 under section 20.505 (1) (id) of the statutes.

15 (d) In fiscal year 2015–16, an amount equal to the unencumbered balance as
16 of June 30, 2015, in the appropriation account under section 20.455 (2) (kn) of the
17 statutes is transferred from that appropriation account to the appropriation account
18 under section 20.505 (1) (id) of the statutes.

19 (e) In fiscal year 2015–16, an amount equal to the unencumbered balance as
20 of June 30, 2015, in the appropriation account under section 20.455 (2) (ko) of the
21 statutes is transferred from that appropriation account to the appropriation account
22 under section 20.505 (1) (id) of the statutes.

23 (f) In fiscal year 2015–16, an amount equal to the unencumbered balance as of
24 June 30, 2015, in the appropriation account under section 20.455 (5) (ke), 2013 stats.,

SENATE BILL 21**SECTION 9226**

1 is transferred from that appropriation account to the appropriation account under
2 section 20.505 (1) (id) of the statutes.

3 (g) In fiscal year 2015–16, an amount equal to the unencumbered balance as
4 of June 30, 2015, in the appropriation account under section 20.505 (1) (kh) of the
5 statutes is transferred from that appropriation account to the appropriation account
6 under section 20.505 (1) (id) of the statutes.

7 **SECTION 9227. Fiscal changes; Legislature.**

8 (1) APPROPRIATION LAPSES AND REESTIMATES. The cochairpersons of the joint
9 committee on legislative organization shall take actions during the 2015–17 fiscal
10 biennium to ensure that from general purpose revenue appropriations to the
11 legislature under section 20.765 of the statutes an amount equal to \$9,232,200 is
12 lapsed from sum certain appropriation accounts or is subtracted from the
13 expenditure estimates for any other types of appropriations, or both.

14 **SECTION 9228. Fiscal changes; Lieutenant Governor.**

15 **SECTION 9229. Fiscal changes; Local Government.**

16 **SECTION 9230. Fiscal changes; Medical College of Wisconsin.**

17 **SECTION 9231. Fiscal changes; Military Affairs.**

18 **SECTION 9232. Fiscal changes; Natural Resources.**

19 **SECTION 9233. Fiscal changes; Public Defender Board.**

20 **SECTION 9234. Fiscal changes; Public Instruction.**

21 **SECTION 9235. Fiscal changes; Public Lands, Board of Commissioners**
22 **of.**

23 **SECTION 9236. Fiscal changes; Public Service Commission.**

24 **SECTION 9237. Fiscal changes; Revenue.**

25 **SECTION 9238. Fiscal changes; Safety and Professional Services.**

SENATE BILL 21**SECTION 9238**

1 (1) TRANSFER FROM PETROLEUM INSPECTION FUND TO TRANSPORTATION FUND. There
2 is transferred from the petroleum inspection fund to the transportation fund
3 \$21,000,000 in each fiscal year of the 2015–17 fiscal biennium.

4 (2) GIFTS AND GRANTS TRANSFER. The unencumbered balance in the
5 appropriation account under section 20.165 (2) (g), 2013 stats., is transferred to the
6 appropriation account under section 20.142 (1) (gm) of the statutes, as affected by
7 this act.

8 (3) TRANSFER OF CREDENTIALING FEES. The unencumbered balance in the
9 appropriation account under section 20.165 (1) (g) of the statutes that is primarily
10 related to the functions of the veterinary examining board, as determined by the
11 secretary of administration, is transferred to the appropriation account under
12 section 20.115 (2) (jm) of the statutes, as created by this act.

13 **SECTION 9239. Fiscal changes; Secretary of State.**

14 **SECTION 9240. Fiscal changes; State Employment Relations, Office of.**

15 **SECTION 9241. Fiscal changes; State Fair Park Board.**

16 **SECTION 9242. Fiscal changes; Supreme Court.**

17 **SECTION 9243. Fiscal changes; Technical College System.**

18 (1) TRANSFERS FROM EDUCATIONAL APPROVAL BOARD.

19 (a) On the effective date of this paragraph, the unencumbered balances in the
20 appropriation accounts under section 20.292 (2) (g), 2013 stats., section 20.292 (2)
21 (gm), 2013 stats., and section 20.292 (2) (i), 2013 stats., immediately before the
22 effective date of this paragraph, are transferred to the appropriation account under
23 section 20.142 (3) (g) of the statutes, as affected by this act.

24 (b) After the effective date of this paragraph but no later than January 31, 2016,
25 the secretary of administration shall transfer the unencumbered balance in the

SENATE BILL 21**SECTION 9243**

1 appropriation account under section 20.142 (3) (g) of the statutes, as affected by this
2 act, related to consumer protection functions under section 100.67 of the statutes, as
3 created by this act, as determined by the secretary of administration, to the
4 appropriation account under section 20.115 (8) (ks) of the statutes.

5 **SECTION 9244. Fiscal changes; Tourism.**

6 **SECTION 9245. Fiscal changes; Transportation.**

7 **SECTION 9246. Fiscal changes; Treasurer.**

8 **SECTION 9247. Fiscal changes; University of Wisconsin Hospitals and**
9 **Clinics Authority.**

10 **SECTION 9248. Fiscal changes; University of Wisconsin System.**

11 **SECTION 9249. Fiscal changes; Veterans Affairs.**

12 **SECTION 9250. Fiscal changes; Wisconsin Economic Development**
13 **Corporation.**

14 (1) TRANSFERS TO THE FORWARD WISCONSIN DEVELOPMENT AUTHORITY.

15 (a) The unencumbered balance in the appropriation account under section
16 20.192 (1) (a) of the statutes is transferred to the appropriation account under section
17 20.885 (3) (a) of the statutes.

18 (b) The unencumbered balance in the appropriation account under section
19 20.192 (1) (m) of the statutes is transferred to the appropriation account under
20 section 20.885 (1) (m) of the statutes.

21 (c) The unencumbered balance in the appropriation account under section
22 20.192 (1) (r) of the statutes is transferred to the appropriation account under section
23 20.885 (3) (r) of the statutes.

SENATE BILL 21**SECTION 9250**

1 (d) The unencumbered balance in the appropriation account under section
2 20.192 (1) (s) of the statutes is transferred to the appropriation account under section
3 20.885 (3) (s) of the statutes.

4 **SECTION 9251. Fiscal changes; Workforce Development.**

5 **SECTION 9252. Fiscal changes; Other.**

6 **SECTION 9301. Initial applicability; Administration.**

7 (1) DIVISION OF HEARINGS AND APPEALS; TRANSCRIPTS. The renumbering and
8 amendment of section 227.55 of the statutes and the creation of section 227.55 (2) of
9 the statutes first applies to petitions for review submitted under section 227.53 of the
10 statutes on the effective date of this subsection.

11 (2) STATE BUILDING PROGRAM THRESHOLDS.

12 (a) The treatment of sections 13.48 (3) and 20.924 (1) (a) and (b) of the statutes
13 first applies to authorizations occurring on the effective date of this paragraph.

14 (b) The treatment of sections 13.48 (10) (a), (b) (intro.) and 5., and (c) and 16.87
15 (3) of the statutes first applies to contracts entered into, or extended, modified, or
16 renewed, on the effective date of this paragraph.

17 (3) INTEREST ON COMPENSATION FOR SPECIAL PROSECUTORS. The treatment of
18 section 16.528 (3) (f) (with respect to compensation ordered) of the statutes first
19 applies to appointments made on the effective date of this subsection.

20 **SECTION 9302. Initial applicability; Agriculture, Trade and Consumer**
21 **Protection.**

22 **SECTION 9303. Initial applicability; Arts Board.**

23 **SECTION 9304. Initial applicability; Building Commission.**

24 **SECTION 9305. Initial applicability; Child Abuse and Neglect**
25 **Prevention Board.**

SENATE BILL 21**SECTION 9306****SECTION 9306. Initial applicability; Children and Families.**

(1) WISCONSIN SHARES ELIGIBILITY AND FUNDING. The treatment of section 49.155 (1m) (intro.), (3) (intro.), and (3m) (am) and (b) 1. of the statutes first applies to a contract made between the department of children and families and a county department or agency for a contract period beginning on October 1, 2015.

(2) ASSIGNMENT OF BENEFITS. The treatment of sections 40.08 (1c), 46.10 (14) (e) 1., 49.345 (14) (e) 1. (as it relates to income continuation insurance benefits and duty disability benefits), 301.12 (14) (e) 1., and 767.75 (1f) and (2m) (a) 1. and 2. of the statutes first applies to benefits paid on the effective date of this subsection.

(3) SUBSTANCE ABUSE SCREENING AND TESTING. The treatment of sections 49.159 (1) (a) (intro.), 49.162, 49.163 (2) (am) 7., and 49.36 (3) (a) and (3m) of the statutes first applies to individuals who apply to participate in a program under section 49.159 (1), 49.163, or 49.36 of the statutes, or who register for a program under section 49.36 of the statutes, on the effective date of this subsection.

SECTION 9307. Initial applicability; Circuit Courts.

(1) COSTS OF BLOOD WITHDRAWALS. The treatment of sections 814.63 (3m) (a), 814.65 (4m) (a), and 973.06 (1) (j) of the statutes first applies to a blood withdrawal that occurs on the effective date of this subsection.

SECTION 9308. Initial applicability; Corrections.**SECTION 9309. Initial applicability; Court of Appeals.****SECTION 9310. Initial applicability; District Attorneys.****SECTION 9311. Initial applicability; Educational Communications Board.****SECTION 9312. Initial applicability; Employee Trust Funds.**

SENATE BILL 21**SECTION 9313**

1 **SECTION 9313. Initial applicability; Employment Relations**
2 **Commission.**

3 **SECTION 9314. Initial applicability; Financial Institutions.**

4 **SECTION 9315. Initial applicability; Government Accountability Board.**

5 **SECTION 9316. Initial applicability; Governor.**

6 **SECTION 9317. Initial applicability; Health and Educational Facilities**
7 **Authority.**

8 **SECTION 9318. Initial applicability; Health Services.**

9 (1) FUNERAL EXPENSES AID; ESTATE RECOVERY AND REDUCTION FOR LIFE INSURANCE.

10 The treatment of sections 49.682 (title), (1) (a) and (d), (2) (am), (bm) 1. and 2., and
11 (c) (intro.), (3), (4) (a) and (b), and (5), 49.785 (1m) (d) and (2), 49.849 (1) (c) and (e),
12 (2) (a) (intro.), 1., and 2., (3) (b) and (c) 5. and 6., (4) (b) (intro.) and (bm), and (7),
13 632.697, 705.04 (2g), 859.07 (2) (a) 3., 867.01 (3) (am) 4. and (d), 867.02 (2) (am) 6.,
14 and 867.03 (1g) (c), (1m) (a) and (b), and (2g) (b) of the statutes first applies to
15 individuals receiving funeral, burial, and cemetery expenses aid who die on the
16 effective date of this subsection.

17 (2) The treatment of section 49.45 (24k) (a) of the statutes first applies to claims
18 by dental services providers for services that are provided on the effective date of the
19 waiver or plan amendment described in section 49.45 (24k) (b) of the statutes.

20 **SECTION 9319. Initial applicability; Higher Educational Aids Board.**

21 **SECTION 9320. Initial applicability; Historical Society.**

22 **SECTION 9321. Initial applicability; Housing and Economic**
23 **Development Authority.**

24 **SECTION 9322. Initial applicability; Insurance.**

25 **SECTION 9323. Initial applicability; Investment Board.**

SENATE BILL 21**SECTION 9324**

1 **SECTION 9324. Initial applicability; Joint Committee on Finance.**

2 **SECTION 9325. Initial applicability; Judicial Commission.**

3 **SECTION 9326. Initial applicability; Justice.**

4 (1) CRIME VICTIM AND SEXUAL ASSAULT FORENSIC EXAMINATION COMPENSATION
5 HEARINGS. The treatment of sections 949.11 (2) and 949.31 (2) of the statutes first
6 applies to hearings commenced on the effective date of this subsection.

7 **SECTION 9327. Initial applicability; Legislature.**

8 **SECTION 9328. Initial applicability; Lieutenant Governor.**

9 **SECTION 9329. Initial applicability; Local Government.**

10 (1) CENSUS DATA REPORTING. The treatment of section 5.15 (1) (c), (4) (b), (bg),
11 and (br), and (7) of the statutes first applies with respect to transmittal of municipal
12 boundary information for the 2016 calendar year.

13 (2) BOUNDARY, STATUS, NAME CHANGES. The treatment of sections 60.05 (4),
14 60.065, 61.187 (2) (d), 61.189 (2), 62.02, 62.075 (5), 62.26 (7), 66.0203 (7) (a), 66.0211
15 (5), 66.0213 (4) (a) and (6), 66.0215 (5), 66.0216 (5) and (6), 66.0217 (9) (a) and (b),
16 66.0219 (7), 66.0221 (1), 66.0223 (1), 66.0227 (5), 66.0231, 66.0301 (6) (e), and
17 66.0307 (10) of the statutes first applies to a document that is filed, recorded,
18 supplied, provided, forwarded, or issued, or to a fact that is certified, on the effective
19 date of this subsection.

20 **SECTION 9330. Initial applicability; Medical College of Wisconsin.**

21 **SECTION 9331. Initial applicability; Military Affairs.**

22 **SECTION 9332. Initial applicability; Natural Resources.**

23 (1) SNOWMOBILE REGISTRATION. The treatment of section 350.12 (3) (b) 1. of the
24 statutes first applies to snowmobile registration certificates issued on the effective
25 date of this subsection.

SENATE BILL 21**SECTION 9333****1 SECTION 9333. Initial applicability; Public Defender Board.**

2 (1) INTEREST ON PAYMENTS FOR LEGAL REPRESENTATION. The treatment of section
3 16.528 (3) (f) (with respect to public defender contracts) of the statutes first applies
4 to contracts entered into, or modified, renewed, or extended, on the effective date of
5 this subsection.

6 SECTION 9334. Initial applicability; Public Instruction.

7 (1) CHARTER SCHOOL CONTRACTS. The treatment of section 118.40 (2r) (b) 2. and
8 (c), (3) (e) and (g), and (4) (d) of the statutes first applies to a contract for the
9 establishment of a charter school that is entered into, renewed, or modified on the
10 effective date of this subsection.

11 (2) APPLICATIONS TO PARTICIPATE IN A PARENTAL CHOICE PROGRAM. The treatment
12 of sections 118.60 (3) (a) (intro.) 1., (intro.), a. to c., 1m, 2., 2m., 3., 4., and 5. and 119.23
13 (3) (a) (intro.), 1., 2., 3., 4., and 5. of the statutes first applies to applications to
14 participate in a program under section 118.60 of the statutes or section 119.23 of the
15 statutes in the 2016–17 school year.

16 (3) FINANCIAL AUDITS FOR PRIVATE SCHOOLS PARTICIPATING IN PARENTAL CHOICE
17 PROGRAMS. The treatment of sections 118.60 (7) (am) 1. and 119.23 (7) (am) 1. of the
18 statutes first applies to a financial audit of the 2015–16 school year.

**19 SECTION 9335. Initial applicability; Public Lands, Board of
20 Commissioners of.****21 SECTION 9336. Initial applicability; Public Service Commission.****22 SECTION 9337. Initial applicability; Revenue.**

23 (1) AUCTION, SALE RESTRICTIONS FOR PROPERTY OF DELINQUENT TAXPAYERS. The
24 renumbering and amendment of section 71.91 (5) (c) of the statutes first applies to
25 a warrant that is issued on the effective date of this subsection.

SENATE BILL 21**SECTION 9337**

1 (2) **MANUFACTURING AND AGRICULTURE CREDIT.** The treatment of sections 71.07
2 (5n) (a) 1. a., 3., 4., and 5. d. and 71.28 (5n) (a) 1. a., 3., 4., and 5. d. of the statutes
3 first applies retroactively to taxable years beginning on January 1, 2013.

4 (3) **SETOFFS.** The treatment of sections 71.75 (9), 71.80 (3) and (3m) (intro.),
5 71.93 (3) (c), 71.935 (6), and 77.59 (5) of the statutes first applies to taxable years
6 beginning on January 1 of the year in which this subsection takes effect, except that
7 if this subsection takes effect after July 31 the treatment of sections 71.75 (9), 71.80
8 (3) and (3m) (intro.), 71.93 (3) (c), 71.935 (6), and 77.59 (5) of the statutes first applies
9 to taxable years beginning on January 1 of the year following the year in which this
10 subsection takes effect.

11 (4) **PROPERTY TAX BILL.** The treatment of section 74.09 (3) (de) of the statutes first
12 applies to property tax bills mailed to taxpayers in 2015.

SECTION 9338. Initial applicability; Safety and Professional Services.

13 (1) **TRANSFER OF FUNCTIONS TO THE DEPARTMENT OF FINANCIAL INSTITUTIONS AND**
14 **PROFESSIONAL STANDARDS.** The treatment of section 440.92 (2) (d) of the statutes first
15 applies to a preneed sales contract entered into on the effective date of this
16 subsection.
17

SECTION 9339. Initial applicability; Secretary of State.

18 **SECTION 9340. Initial applicability; State Employment Relations, Office**
19 **of.**
20

SECTION 9341. Initial applicability; State Fair Park Board.**SECTION 9342. Initial applicability; Supreme Court.****SECTION 9343. Initial applicability; Technical College System.****SECTION 9344. Initial applicability; Tourism.****SECTION 9345. Initial applicability; Transportation.**
25

SENATE BILL 21**SECTION 9345**

1 (1) OPERATOR'S LICENSES AND IDENTIFICATION CARDS. The treatment of sections
2 343.14 (3), 343.16 (3) (am) 1., 343.165 (1) (intro.), 343.20 (1) (a) and (e) and (1m),
3 343.21 (1) (a), (ag), and (am) and (1m), and 343.50 (5) (b) and (d) of the statutes first
4 applies to an application for an operator's license or identification card received by
5 the department of transportation on the effective date of this subsection.

6 (2) PRIVATE MOTOR CARRIERS. The treatment of section 194.01 (11) of the statutes
7 first applies to motor carrier operations occurring on the effective date of this
8 subsection.

9 (3) CONSTRUCTION MANAGER-GENERAL CONTRACTOR PROCESS. The treatment of
10 sections 84.06 (1) (a), (ag), and (aj), (2) (a), and (2m), 103.50 (2), 779.14 (1) (b) and (2)
11 (a) 3., and 895.56 (2) (a) and (c) of the statutes first applies to contracts entered into
12 on the effective date of this subsection.

13 (4) COMMERCIAL DRIVER LICENSE APPLICATION FEE. The treatment of section
14 343.21 (1) (d) and (n) of the statutes first applies to applications made on the effective
15 date of this subsection.

16 (5) COMMUNITY SENSITIVE SOLUTIONS. The treatment of section 85.0205 (1m) of
17 the statutes first applies to a project for which an agreement between the state and
18 a local government related to community sensitive solutions has not been entered
19 into on the effective date of this subsection.

20 **SECTION 9346. Initial applicability; Treasurer.**

21 **SECTION 9347. Initial applicability; University of Wisconsin Hospitals**
22 **and Clinics Authority.**

23 **SECTION 9348. Initial applicability; University of Wisconsin System.**

24 **SECTION 9349. Initial applicability; Veterans Affairs.**

SENATE BILL 21**SECTION 9350**

1 **SECTION 9350. Initial applicability; Wisconsin Economic Development**
2 **Corporation.**

3 (1) BROWNFIELDS GRANT PROGRAM MATCHING REQUIREMENT. The treatment of
4 section 238.13 (2) (b) 2. and 3. of the statutes first applies to grants awarded on the
5 effective date of this subsection.

6 (2) SCHEDULE OF EXPENDITURES. The treatment of section 235.03 (3) (a), (ad),
7 (ah), (ap), and (at) of the statutes and the renumbering and amendment of section
8 238.03 (3) (a) of the statutes first apply to grant and loan contracts entered into on
9 the effective date of this subsection.

10 **SECTION 9351. Initial applicability; Workforce Development.**

11 (1) TRANSFER TO WORKER'S COMPENSATION UNINSURED EMPLOYERS FUND. The
12 amendment of section 20.445 (1) (ra) of the statutes and the creation of 102.81 (1) (c)
13 of the statutes first apply to claims paid from the uninsured employers fund in 2014.

14 (2) REIMBURSEMENT OF SUPPLEMENTAL WORKER'S COMPENSATION BENEFITS PAID.
15 The renumbering and amendment of section 102.44 (1) (c) of the statutes and the
16 creation of section 102.44 (1) (c) 2. and 3. of the statutes first apply to supplemental
17 benefits paid under section 102.44 (1) (ag) of the statutes on the effective date of this
18 subsection.

19 (3) UNEMPLOYMENT INSURANCE; CRIMINAL PENALTIES FOR BENEFIT FRAUD. The
20 renumbering and amendment of section 108.24 (1) of the statutes and the creation
21 of section 108.24 (1) (b) of the statutes first apply to a violation of section 108.24 (1)
22 (a) of the statutes, as affected by this act, committed on the effective date of this
23 subsection.

24 (4) UNEMPLOYMENT INSURANCE; ADMINISTRATIVE PENALTIES FOR ACTS OF
25 CONCEALMENT. The treatment of section 108.04 (11) (bh) of the statutes first applies

SENATE BILL 21**SECTION 9351**

1 to overpayments established by the department of workforce development on the
2 effective date of this subsection.

3 **SECTION 9352. Initial applicability; Other.**

4 (1) HISTORIC REHABILITATION TAX CREDIT. The creation of sections 71.07 (9m) (i),
5 71.28 (6) (i), 71.47 (6) (i), and 235.17 (1) (b), (2), (3), (4), and (5) of the statutes first
6 applies to taxable years beginning on January 1, 2016.

7 **SECTION 9400. Effective dates; general.** Except as otherwise provided in
8 SECTIONS 9401 to 9452 of this act, this act takes effect on July 1, 2015, or on the day
9 after publication, whichever is later.

10 **SECTION 9401. Effective dates; Administration.**

11 **SECTION 9402. Effective dates; Agriculture, Trade and Consumer**
12 **Protection.**

13 **SECTION 9403. Effective dates; Arts Board.**

14 **SECTION 9404. Effective dates; Building Commission.**

15 **SECTION 9405. Effective dates; Child Abuse and Neglect Prevention**
16 **Board.**

17 **SECTION 9406. Effective dates; Children and Families.**

18 **SECTION 9407. Effective dates; Circuit Courts.**

19 **SECTION 9408. Effective dates; Corrections.**

20 (1) JUVENILE COMMUNITY SUPERVISION. The treatment of sections 20.410 (3) (cg)
21 and (hr), 48.526 (7) (h), 48.981 (1) (b), 227.03 (4), 301.025 (by SECTION 4224), 301.03
22 (9) (by SECTION 4227) (10) (b) and (d), 301.26 (4) (cm) 1., (d) 2. (by SECTION 4270), 3.
23 (by SECTION 4272), and 5., (eg), and (g), 301.45 (1g) (b) and (bm), (2) (e) 1., (3) (a) 2.
24 and (b) 2. and 4., and (5) (a) 2., 302.31 (7), 302.386 (5) (c), 938.02 (4) (by SECTION 4646),
25 938.069 (1) (intro.), 938.19 (1) (d) 6., 938.20 (2) (cm), (7) (c) 1m., and (8) (c), 938.205

SENATE BILL 21**SECTION 9408**

1 (1) (c), 938.208 (1) (intro.), 938.34 (4n) (intro.) and (a), 938.355 (6d) (b) (title), 1., 2.,
2 2g., and 4., 938.357 (4) (a), (4g) (title), (a), (b), (c) (intro.), 2., 3., and 4., and (d), (4m),
3 and (5) (title), (a), (b), (d), (e), and (g), 938.365 (7), 938.48 (13), 938.50, 938.51 (1m),
4 938.533 (title), (1), (3), and (3m), 938.538 (3) (a) 2. and (5) (a), 938.57 (4), 940.20 (2m)
5 (title), (a) 1m., and (b), and 946.42 (1) (a) 2. and (3) (c) of the statutes, the amendment
6 of sections 46.011 (1p), 49.11 (1c), and 301.01 (1n) of the statutes, the renumbering
7 and amendment of section 938.533 (2) of the statutes, and the creation of section
8 938.533 (2) (e) of the statutes take effect on July 1, 2017, or on the 2nd day after
9 publication of the 2017–19 biennial budget act, whichever is later.

10 (2) COMMUNITY-BASED JUVENILE DELINQUENCY-RELATED SERVICES. The treatment
11 of sections 20.410 (3) (cd), (f), (ko), and (kp), 20.437 (1) (kz) and (o) (by SECTION 723),
12 20.505 (8) (hm) 21d., 46.011 (1) and (1c), 46.03 (18) (a) and (20) (a), 46.206 (1) (a) and
13 (2), 46.215 (1) (d) and (2) (a) 1., 2., and 3. and (c) 1., 2., and 3., 46.22 (1) (b) 1. b., 2.
14 a. and c., and 5m. a. and c. and (e) 3. a., b., and c. and (2g) (d), 46.23 (5) (a) 1., 2., and
15 3., (c) 1., 2., and 3., and (n) 1., 2., and 3., (5m) (c), and (6) (a) (intro.), 48.47 (10), 48.48
16 (1), (4), and (8p), 48.526 (title) and (1), 48.569 (2) (a), 49.11 (1), 49.275, 49.32 (1) (a)
17 and (b) and (2) (b), 49.325 (1) (a), (2), (2g) (a), (b), and (c), and (2r) (a) 1. and 2., 49.34
18 (1), (2), and (3) (f), 49.345 (1), (2), (8) (g), (14) (b), (e) 1. (by SECTION 1783), and (g) and
19 (16), 49.35 (1) (a) and (b) and (2), 49.45 (6m) (br) 1., 301.025 (by SECTION 4223), 301.03
20 (9) (by SECTION 4226), (9r), (10) (a) and (c), and (18) (a), (am), and (b), 301.031 (1) (a),
21 (2), (2g) (a), (b), and (c), and (2r) (a) 1. and 2., 301.032 (title), (1) (a), (b), and (c), and
22 (2), 301.07, 301.08 (2) (a), 301.085 (2), 301.26 (title), (1), (2), (2m), (3) (title), (a), (c),
23 (dm), (e), and (em), (4) (a), (b), and (bm), and (6) (title), (a), and (b), 301.263 (title),
24 (1), (2), and (3), 938.02 (4) (by SECTION 4645), 938.06 (4), and 938.48 (1) and (8p) of
25 the statutes, the renumbering and amendment of sections 301.26 (7) (intro.) and

SENATE BILL 21**SECTION 9408**

1 301.263 (1) of the statutes, the renumbering of section 301.26 (7) (a), (b), (bm), (c),
2 (e), and (h) and (8) of the statutes, the creation of sections 46.011 (1p), 49.11 (1c), and
3 301.01 (1n) of the statutes, and SECTION 9108 (1) of this act take effect on January
4 1, 2016.

5 **SECTION 9409. Effective dates; Court of Appeals.**

6 **SECTION 9410. Effective dates; District Attorneys.**

7 **SECTION 9411. Effective dates; Educational Communications Board.**

8 **SECTION 9412. Effective dates; Employee Trust Funds.**

9 **SECTION 9413. Effective dates; Employment Relations Commission.**

10 **SECTION 9414. Effective dates; Financial Institutions.**

11 **SECTION 9415. Effective dates; Government Accountability Board.**

12 **SECTION 9416. Effective dates; Governor.**

13 **SECTION 9417. Effective dates; Health and Educational Facilities**
14 **Authority.**

15 **SECTION 9418. Effective dates; Health Services.**

16 (1) COMMUNITY MENTAL HEALTH SERVICES.

17 (a) *Consolidating appropriations; eliminating certain relocation programs.*

18 The treatment of sections 20.435 (5) (be) and (7) (b) (by SECTION 701) and (bc), 46.266,
19 46.268, 46.40 (7m), 49.45 (41) (b), 51.42 (5) (a) 13. and (6m) (o), 51.421 (3) (e), and
20 51.423 (3) of the statutes, the renumbering and amendment of sections 46.27 (6r) (b)
21 1m. and 46.277 (5g) (b) of the statutes, the creation of sections 46.27 (6r) (b) 1m. a.
22 and b. and 46.277 (5g) (b) 1. and 2. of the statutes, and SECTION 9118 (1) of this act
23 take effect on January 1, 2016.

24 (b) *Eliminating community support program appropriation.* The treatment of
25 section 20.435 (5) (bL) of the statutes takes effect on June 30, 2016.

SENATE BILL 21**SECTION 9418**

1 (2) TRANSFER OF FOOD SAFETY, RECREATIONAL FACILITIES, AND LODGING. The
2 treatment of sections 20.115 (1) (gb), 20.435 (1) (gm) (by SECTION 670), 29.541 (1) (a)
3 (intro.), 45.44 (1) (a) 14. (by SECTION 1455), 49.857 (1) (d) 4. (by SECTION 1854),
4 66.0417 (1), (2), (3), and (4), 66.0435 (9), 66.0436 (1) and (2), 73.0301 (1) (d) 3. (by
5 SECTION 2472), 76.80 (3), 87.305 (1) (intro.), 93.06 (14), 93.07 (24) (e), 93.135 (1) (ng)
6 and (nt), chapter 97 (title), subchapter I (title) of chapter 97, 97.01 (1), subchapter
7 II (title) of chapter 97, 97.12 (1) and (5), 97.18 (5m), 97.20 (2) (e) 2., 97.25 (3), 97.29
8 (1) (c), (g) 3., and (h), 97.30 (1) (c), (2) (b) 1. c. and (c), (3m) (intro.), (a) (intro.), (b)
9 (intro.), (c) (intro.), (cm), and (d), 97.41 (1m) and (4) (a), 97.42 (3) (em), subchapter
10 III (title) of chapter 97, subchapter IV (title) of chapter 97, subchapter V (title) of
11 chapter 97, 97.70, 97.703, 100.36, 101.05 (2), 101.123 (1) (bn) 1., 2., and 3. and (f),
12 101.128 (1) (c) and (e), 101.149 (1) (ag) and (cm), (5) (c), and (8) (a) (by SECTION 2710),
13 101.63 (1) (intro.), 101.647 (1) (am), 101.935 (2) (e) (by SECTION 2720), 106.52 (1) (d)
14 1., 2., and 3., 108.227 (1) (e) 3. (by SECTION 3122), 125.02 (3r), (7), and (18), 125.06 (12),
15 125.07 (3) (a) 6. and 6m., 125.29 (6), 125.295 (2) (a) 3. and (b), 125.68 (5), 250.041 (1)
16 (f), 252.02 (4), 252.18, 254.02 (3) (a), 254.115 (1) (c), 254.47 (title), (1), (1g), (1m), (2),
17 (2m), (3), (4), (5), (5m), (6), and (7), subchapter VII (title) of chapter 254, 254.61 (title),
18 (intro.), (1), (2), (3), (3m), (4), (5), (5m), (5r), (6), (7), (8), (9), and (10), 254.62, 254.63,
19 254.64, 254.65, 254.66, 254.67, 254.68, 254.69, 254.70, 254.71, 254.715, 254.72,
20 254.73, 254.74, 254.76, 254.78, 254.79, 254.80, 254.81, 254.82, 254.83, 254.84 (title),
21 (1), (2), (3), (4), (5), and (6), 254.85, 254.86, 254.87, 254.88, 321.60 (1) (a) 4. (by
22 SECTION 4318), 350.01 (9m) (a), (b), and (c), and 941.237 (1) (dm) of the statutes, the
23 repeal of section 250.041 (1) (e) of the statutes, and SECTION 9118 (2) of this act take
24 effect on July 1, 2016.

SENATE BILL 21**SECTION 9418**

1 (3) EMERGENCY DETENTION STANDARDIZATION; CRISIS ASSESSMENTS. The treatment
2 of sections 51.15 (2), (4), (4m), (5), (7), and (12), 51.20 (4) (c), 51.35 (2) and (3) (e), 51.37
3 (5) (b), and 971.14 (6) (b) of the statutes takes effect on July 1, 2016.

4 (4) MENTAL HEALTH CRISIS SERVICES GRANTS. The treatment of section 20.435 (2)
5 (gk) (by SECTION 673) of the statutes takes effect on July 1, 2017.

6 (5) FAMILY CARE CHANGES; LONG-TERM CARE DISTRICTS; INSURANCE REGULATION. The
7 treatment of sections 13.94 (4) (a) 1. (by SECTION 72) and (b), 17.15 (5), 17.27 (3m),
8 19.82 (1), 20.145 (1) (g) (intro.) and 3., 20.435 (4) (jt) and (kv), 20.927 (1m) (by SECTION
9 940), 20.9275 (1) (b), 25.50 (1) (d) (by SECTION 1026), 40.02 (28) and (36), 46.21 (2m)
10 (c) (by SECTION 1477), 46.215 (1m) (by SECTION 1482) and (1p), 46.22 (1) (dm) (by
11 SECTION 1498) and (dp), 46.23 (3) (e) (by SECTION 1505) and (ed), 46.27 (7) (fr) 3. c.,
12 46.2805 (intro.), (7r), and (7u), 46.281 (1d), 46.283 (2) (by SECTION 1574) and (7) (b)
13 (by SECTION 1591), 46.284 (2) (bm) (by SECTION 1596) and (d), (3m), (5) (d) 4., and (7)
14 (b), 46.285 (intro.), (1), and (2), 48.47 (7g), 51.42 (3) (e) (by SECTION 1896), 51.437 (4r)
15 (b) (by SECTION 1904), 66.0301 (1) (a) (by SECTION 1968), 66.0506 (1) (by SECTION
16 1982), 66.0601 (1) (b) and (c), 69.30 (1) (bd) and (2), 70.11 (2), 71.26 (1) (b), 101.01 (4),
17 102.01 (2) (d), 102.04 (1) (a), 103.001 (6), 111.70 (1) (j) (by SECTION 3138), 600.01 (1)
18 (b) 10., 632.745 (6) (a) 2m., and 985.01 (1g) and (3) and chapter 648 of the statutes,
19 the repeal of section 46.2895 of the statutes, and the amendment of section 46.2805
20 (4m) of the statutes take effect on July 1, 2018.

21 (6) CHANGES TO COMMUNITY OPTIONS PROGRAM; CHILDREN'S COMMUNITY OPTIONS
22 PROGRAM. The treatment of sections 20.435 (4) (b) (by SECTION 677) and (bd) (by
23 SECTION 678), 46.27 (13), 46.272, 46.2803 (2) (by SECTION 1543), 46.40 (1) (a), (7), and
24 (14m), 46.45 (3) (a) and (c) and (6) (a) and (b), 46.56 (3) (a) 4. and (10), and 46.985 of

SENATE BILL 21**SECTION 9418**

1 the statutes, and the repeal of section 49.45 (6v) of the statutes take effect on January
2 1, 2016.

3 **SECTION 9419. Effective dates; Higher Educational Aids Board.**

4 **SECTION 9420. Effective dates; Historical Society.**

5 **SECTION 9421. Effective dates; Housing and Economic Development**
6 **Authority.**

7 **SECTION 9422. Effective dates; Insurance.**

8 (1) HEALTH INSURANCE RISK-SHARING PLAN APPROPRIATIONS. The treatment of
9 sections 20.145 (5) and 895.514 (3) (b) of the statutes takes effect on January 1, 2016.

10 **SECTION 9423. Effective dates; Investment Board.**

11 **SECTION 9424. Effective dates; Joint Committee on Finance.**

12 **SECTION 9425. Effective dates; Judicial Commission.**

13 **SECTION 9426. Effective dates; Justice.**

14 **SECTION 9427. Effective dates; Legislature.**

15 **SECTION 9428. Effective dates; Lieutenant Governor.**

16 **SECTION 9429. Effective dates; Local Government.**

17 **SECTION 9430. Effective dates; Medical College of Wisconsin.**

18 **SECTION 9431. Effective dates; Military Affairs.**

19 **SECTION 9432. Effective dates; Natural Resources.**

20 **SECTION 9433. Effective dates; Public Defender Board.**

21 **SECTION 9434. Effective dates; Public Instruction.**

22 (1) CHARTER SCHOOL GOVERNING BOARD. The treatment of section 118.40 (4) (ag)
23 of the statutes takes effect on September 1, 2015.

24 **SECTION 9435. Effective dates; Public Lands, Board of Commissioners**
25 **of.**

SENATE BILL 21**SECTION 9436****1 SECTION 9436. Effective dates; Public Service Commission.**

2 (1) BROADBAND EXPANSION GRANTS. The amendment of section 20.155 (3) (rm)
3 of the statutes takes effect on July 1, 2016.

4 SECTION 9437. Effective dates; Revenue.

5 (1) MANUFACTURING AND AGRICULTURE CREDIT. The treatment of sections 71.07
6 (5n) (a) 1. a., 3., 4., and 5. d. and 71.28 (5n) (a) 1. a., 3., 4., and 5. d. of the statutes
7 takes effect retroactively to January 1, 2013.

8 (2) COUNTY AND REGIONAL ASSESSMENTS. The treatment of sections 20.566 (2) (g)
9 and (h), 59.48, 60.10 (1) (b) 3. and (2) (j), 60.30 (1) (a) 3., (2) (a), (b), (c), and (d), and
10 (4) (b), 60.305 (2), 60.307, 60.61 (5) (c), 60.85 (5) (h), 61.19, 61.27, 62.09 (1) (a), 66.0509
11 (2) (b) and (3), 70.05 (1), (2), (4), (4m), (5) (b), (ba), (bb), (c), (d), (f), (g), and (h), 70.055,
12 70.06 (1) and (5), 70.075, 70.08, 70.10, 70.365, 70.45, 70.46 (1), (1m), (2), (3), (3d), (3e),
13 and (4), 70.47 (2), (3) (a) (intro.), (ag), (ar), and (b), (5), (6m) (a) (intro.) and 1. and (b),
14 (6r), (7) (bb), (c), and (d), (8) (d) and (j), (10) (c), (12), (13), and (16) (a) and (c), 70.49
15 (4), 70.50, 70.501, 70.503, 70.51 (1) and (2), 70.57 (1) (a), 70.75 (1) (a) 1. and 2. and
16 (b) and (3), 70.85, 70.885 (3), 70.995 (8) (f) and (11), 73.03 (2a), 73.06 (1) and (8), 73.08,
17 73.09 (1) and (4) (a), and 74.37 (4) (c) and (d) and (6) of the statutes, the repeal of
18 section 70.99 of the statutes, the renumbering and amendment of section 70.47 (1)
19 of the statutes, and the creation of section 70.47 (1) (b) of the statutes take effect on
20 December 31, 2016.

21 SECTION 9438. Effective dates; Safety and Professional Services.

22 (1) CHANGE FROM 2-YEAR TO 4-YEAR PERIODS FOR CREDENTIALS.

23 (a) *Credentials generally*. The repeal of section 440.992 (6) of the statutes; the
24 renumbering and amendment of sections 440.08 (2) (a) 1. to 46w., 440.08 (2) (a) 48.
25 to 69., 440.08 (2) (a) 72., 446.025 (3) (a), and 446.026 (3) (a) of the statutes; the

SENATE BILL 21**SECTION 9438**

1 amendment of sections 440.03 (14) (c), 440.032 (5), 440.08 (2) (a) (intro.) (by SECTION
2 4378), 440.08 (2) (b), 440.26 (3), 440.26 (5m) (b), 440.313 (1), 440.63 (2), 440.71 (3),
3 440.88 (4), 440.905 (2), 440.91 (1) (c) 1., 440.91 (1m) (c), 440.91 (4), 440.92 (1) (c),
4 440.966 (1), 440.972 (2), 440.98 (6), 440.983 (1), 440.9935, 441.06 (3), 441.10 (3) (b),
5 441.15 (3) (b), 442.083, 443.07 (6), 443.08 (3) (b), 443.10 (2) (e), 443.10 (5), 445.06,
6 445.105 (3), 446.02 (1) (b), 446.02 (4), 446.025 (3) (b), 446.026 (3) (b), 447.05, 447.055
7 (1) (a), 447.055 (1) (b) 1., 447.055 (1) (b) 2., 447.055 (1) (c), 447.056 (1) (intro.), 447.056
8 (3), 448.07 (1) (a), 448.13 (1) (a) (intro.), 448.13 (1) (a) 1., 448.13 (1) (a) 2., 448.13 (1m),
9 448.13 (2), 448.13 (3), 448.55 (2), 448.65 (2) (intro.), 448.665, 448.86 (2), 448.9545 (1)
10 (a), 448.9545 (1) (b) (intro.), 448.955 (1), 448.955 (2) (a), 448.955 (3) (a), 448.956 (1)
11 (c), 448.967 (2), 449.06 (1), 449.06 (2m), 450.08 (1), 450.08 (2) (a), 450.08 (2) (b),
12 450.085 (1), 451.04 (4), 452.025 (5) (a), 452.025 (5) (b), 452.10 (2) (a), 452.12 (1),
13 454.06 (8), 454.08 (9), 454.23 (5), 454.25 (9), 455.06, 456.07 (1), 456.07 (2), 457.20 (2),
14 457.22 (2), 458.09 (3), 458.11, 458.13, 459.09 (1) (intro.), 459.09 (1) (b), 459.24 (5)
15 (intro.), 459.24 (5) (b), 460.07 (2) (intro.), 460.10 (1) (a), 462.05 (1), 470.045 (3) (b),
16 470.07, and 480.08 (5) of the statutes; the repeal and recreation of section 448.13
17 (title) of the statutes; and the creation of sections 440.08 (2) (a) 1n., 2n., 3n., 4n., and
18 5n., 440.08 (2) (ag) (intro.), 440.08 (2) (ar), 446.025 (3) (a) 2., and 446.026 (3) (a) 2.
19 of the statutes take effect on July 1, 2016.

20 (b) *Mobile dentistry*. The treatment of sections 440.08 (2) (a) 46y. and 447.058
21 (2) (b) of the statutes takes effect on July 1, 2016, or on the 1st day of the 3rd month
22 beginning after the legislative reference bureau receives the notice under SECTION
23 15 (1) of 2013 Wisconsin Act 244, whichever is later.

24 **SECTION 9439. Effective dates; Secretary of State.**

25 **SECTION 9440. Effective dates; State Employment Relations, Office of.**

SENATE BILL 21**SECTION 9441**

1 **SECTION 9441. Effective dates; State Fair Park Board.**

2 **SECTION 9442. Effective dates; Supreme Court.**

3 **SECTION 9443. Effective dates; Technical College System.**

4 **SECTION 9444. Effective dates; Tourism.**

5 **SECTION 9445. Effective dates; Transportation.**

6 (1) OPERATOR'S LICENSES AND IDENTIFICATION CARDS. The treatment of sections
7 343.14 (3), 343.16 (3) (am) 1., 343.165 (1) (intro.), 343.20 (1) (a) and (e) and (1m),
8 343.21 (1) (a), (ag), and (am) and (1m), and 343.50 (5) (b) and (d) of the statutes and
9 SECTION 9345 (1) of this act take effect on the first day of the 7th month beginning
10 after publication.

11 **SECTION 9446. Effective dates; Treasurer.**

12 **SECTION 9447. Effective dates; University of Wisconsin Hospitals and**
13 **Clinics Authority.**

14 **SECTION 9448. Effective dates; University of Wisconsin System.**

15 (1) UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. The repeal of sections 13.48
16 (2) (b) 1m., 13.48 (2) (d), 13.58 (5) (b) 3., 13.58 (5) (b) 6., 13.625 (6s), 14.26 (4), 15.137
17 (5), 15.91, 15.915 (title), 15.915 (6), 15.917, 16.04 (1e), 16.40 (23), 16.505 (2m), 16.505
18 (2p), 16.505 (4) (c), 16.54 (8g), 16.54 (8r) (b), 16.57, 16.705 (1r) (d), 16.705 (1r) (e),
19 16.71 (4), 16.73 (5), 16.75 (3t) (c) 1., 16.75 (3t) (c) 6., 16.855 (20), 16.855 (23), 16.87
20 (5), 16.971 (2m) (a), 16.971 (2m) (f), 20.115 (7) (h), 20.235 (1) (e), 20.285 (1) (gb),
21 20.285 (1) (ge), 20.285 (1) (gj), 20.285 (1) (k), 20.285 (1) (Li), 20.285 (1) (m), 20.285 (1)
22 (q), 20.285 (1) (qe), 20.285 (1) (qj), 20.285 (1) (qm), 20.285 (1) (qr), 20.285 (1) (r),
23 20.285 (1) (rc), 20.285 (1) (rm), 20.285 (1) (s), 20.285 (1) (tb), 20.285 (1) (tm), 20.285
24 (1) (u), 20.285 (1) (w), 20.285 (2) (title), 20.285 (2) (c), 20.285 (2) (d), 20.285 (2) (e),
25 20.285 (2) (h), 20.285 (2) (j), 20.285 (3), 20.505 (1) (km), 20.505 (8) (hm) 6r., 20.505

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1 (8) (hm) 11a., 20.505 (8) (hm) 18r., 20.865 (1) (ci), 20.865 (1) (cj), 20.865 (1) (ic), 20.865
2 (1) (si), 20.916 (10), 20.923 (6) (Lm), 20.923 (6) (m), 20.923 (14) (b), 20.928 (1m),
3 20.928 (4), 29.598, 35.015 (1), 35.835 (1), 35.835 (2), 36.03, 36.05 (6), 36.05 (9m), 36.05
4 (9s), 36.07, 36.09 (title), 36.09 (1) (title), 36.09 (1) (am), 36.09 (1) (f), 36.09 (1) (gm),
5 36.09 (1) (hm), 36.09 (1) (j), 36.09 (2), 36.09 (3), 36.09 (4), 36.09 (4m), 36.09 (5), 36.11
6 (3) (d), 36.11 (6) (title), (a) and (b), 36.11 (8e), 36.11 (8m), 36.11 (11), 36.11 (12), 36.11
7 (13), 36.11 (15), 36.11 (15m), 36.11 (17), 36.11 (18), 36.11 (19), 36.11 (21), 36.11 (22),
8 36.11 (23), 36.11 (23m), 36.11 (24), 36.11 (25), 36.11 (26), 36.11 (27), 36.11 (29r), 36.11
9 (31), 36.11 (32), 36.11 (33), 36.11 (36), 36.11 (36m), 36.11 (37), 36.11 (39), 36.11 (40),
10 36.11 (43), 36.11 (44), 36.11 (46), 36.11 (48), 36.11 (51), 36.11 (53), 36.11 (53m), 36.11
11 (54), 36.11 (55), 36.11 (57), 36.115, 36.12 (3), 36.13, 36.14, 36.15, 36.17, 36.19, 36.21,
12 36.25 (3), 36.25 (3m), 36.25 (4), 36.25 (5), 36.25 (7), 36.25 (8), 36.25 (9), 36.25 (10),
13 36.25 (13m), 36.25 (13s), 36.25 (14), 36.25 (14m), 36.25 (15), 36.25 (18), 36.25 (19),
14 36.25 (21), 36.25 (21m), 36.25 (22), 36.25 (23), 36.25 (23m), 36.25 (24), 36.25 (25),
15 36.25 (27), 36.25 (28), 36.25 (29), 36.25 (29m), 36.25 (29r), 36.25 (30), 36.25 (30g),
16 36.25 (30m), 36.25 (31), 36.25 (32), 36.25 (33), 36.25 (34), 36.25 (35m), 36.25 (36),
17 36.25 (37), 36.25 (38), 36.25 (39), 36.25 (42), 36.25 (44), 36.25 (46), 36.25 (47), 36.25
18 (48), 36.25 (49), 36.25 (49m), 36.25 (50), 36.25 (51), 36.25 (52), 36.25 (53), 36.27 (2m),
19 36.27 (3), 36.27 (4), 36.27 (5), 36.29, 36.31 (3), 36.32, 36.33, 36.335, 36.34, 36.36,
20 36.37, 36.39, 36.395, 36.40, 36.44 (2), 36.45, 36.46, 36.48, 36.49, 36.52, 36.53, 36.54,
21 36.55, 36.56, 36.585 (4), 36.59 (title), 36.59 (1), 36.59 (2), 36.59 (3), 36.59 (4), 36.59
22 (5), 36.59 (6), 36.59 (7) (f), 36.59 (7m), 36.59 (8), 36.60, 36.61, 36.62, 36.63, 36.65 (2)
23 (i), 39.14 (4), 94.64 (4) (a) 2., 94.64 (4) (a) 3., 94.64 (4) (c) 2., 94.64 (4) (c) 3., 94.64 (8m),
24 94.65 (6) (a) 3., 111.81 (7) (ar), 111.81 (7) (at), 111.81 (7) (b), 111.81 (7) (f), 111.81 (7)
25 (gm), 111.81 (7) (h), 111.81 (7) (i), 111.81 (15m), 111.81 (17m), 111.81 (19m), 111.825

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1 (1r), 111.825 (1t), 111.825 (7), 111.83 (5), 111.83 (7), 111.85 (5), 111.92 (1) (a) 2., 111.92
2 (1) (a) 3., 111.92 (1) (c), 111.935, 160.50 (1m), 196.218 (5) (a) 6., 227.01 (13) (kr), 227.01
3 (13) (Lm), 227.01 (13) (Ln), 230.12 (3) (e) 1., 230.35 (1s), 255.15 (3) (b) 11., 299.13 (1)
4 (be), 299.13 (2) (a) 2., 299.13 (2) (c) and 778.25 (1) (a) 5. of the statutes, the
5 renumbering of sections 20.285 (1) (fj), 20.285 (1) (kg), 20.285 (1) (mc), 36.11 (1)
6 (title), 36.11 (1) (a), 36.11 (1) (c), 36.11 (1) (cm), 36.11 (1) (d), 36.44 (1), 36.59 (7) (a)
7 and (b), 36.59 (7) (d) and (e), 36.59 (7) (g) and (h), 39.47 (title) and 230.12 (3) (e) 2.
8 of the statutes, the renumbering and amendment of sections 15.915 (1), 15.915 (2),
9 16.54 (8r) (a), 16.865 (4), 20.285 (1) (fd), 20.285 (1) (i), 20.285 (1) (ia), 20.285 (1) (je),
10 36.09 (1) (e), 36.09 (1) (h), 36.11 (1) (b), 36.11 (6) (c), 36.25 (11), 36.58, 36.59 (7) (intro.),
11 36.59 (7) (c), 39.47 (1), 39.47 (2), 39.47 (2g), 39.47 (2m), 39.47 (3), 893.80 (1b) (a),
12 893.80 (1b) (b) and 893.80 (1b) (c) of the statutes, the consolidation, renumbering,
13 and amendment of sections 36.09 (1) (a) and (L), 36.09 (1) (b), (c) and (d) and 111.92
14 (1) (a) 1. and 4. of the statutes, the amendment of sections 11.36 (1), 11.36 (3), 11.36
15 (4), 13.101 (6) (a) (by SECTION 13), 13.48 (3) (by SECTION 30), 13.48 (7) (by SECTION 34),
16 13.48 (10) (a) (by SECTION 36), 13.48 (10) (c) (by SECTION 41), 13.48 (14) (d), 13.48 (20),
17 13.48 (25), 13.48 (25r), 13.48 (29) (by SECTION 56), 13.94 (1) (intro.), 13.94 (1) (t), 13.94
18 (1s) (c) 8., 14.40 (1), 15.07 (1) (cm), 15.07 (2) (d), 15.105 (25m) (b), 15.107 (5) (a) 4.,
19 15.137 (2) (a) 5., 15.347 (4) (b), 15.347 (13) (b) 6., 15.377 (8) (c) 8., 15.57 (1), 15.57 (5),
20 15.67 (1) (a) 1., 15.94 (2m), 16.003 (2), 16.004 (7) (a) (by SECTION 237), 16.008 (2), 16.01
21 (2) (d), 16.01 (3) (intro.), 16.417 (2) (f) 2., 16.42 (1) (intro.), 16.50 (3) (b), 16.50 (3) (c),
22 16.505 (1) (intro.), 16.505 (4) (b), 16.517 (1), 16.517 (2), 16.529 (2), 16.53 (1) (d) 4.,
23 16.53 (7), 16.544 (3), 16.61 (3) (s), 16.61 (13) (a), 16.611 (2) (a), 16.611 (2) (c), 16.62
24 (1) (a), 16.62 (1) (b), 16.62 (1) (bm), 16.62 (1) (c), 16.64 (1) (a), 16.70 (8), 16.71 (1m),
25 16.72 (2) (e) (intro.), 16.72 (2) (f), 16.72 (8), 16.75 (1m), 16.75 (8), 16.75 (12) (a) 1.,

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1 16.765 (4), 16.78 (1), 16.84 (10), 16.845 (1), 16.847 (1) (b), 16.848 (1s) (c), 16.85 (1),
2 16.85 (12), 16.85 (14), 16.855 (22) (by SECTION 377), 16.865 (1) (a), 16.865 (2), 16.865
3 (3), 16.865 (5), 16.865 (8) (by SECTION 388), 16.89, 16.967 (6) (a), 16.967 (8), 16.971
4 (2) (a), 16.971 (2) (L), 16.971 (2) (Lg) 1. (intro.), 16.971 (2) (Lm), 16.972 (1) (b), 16.972
5 (2) (f), 16.972 (2) (g), 16.972 (2) (h), 16.973 (7), 16.973 (12) (b) (intro.), 16.973 (14) (a)
6 (intro.), 16.974 (3), 16.974 (5), 16.976 (5), 16.978 (4), 16.993 (1), 16.993 (4), 16.993 (7),
7 19.42 (5), 19.42 (13) (b), 19.42 (13) (cm), 19.45 (11) (intro.), 19.45 (11) (a) (by SECTION
8 465), 19.45 (11) (b), 19.58 (1) (a), 20.235 (1) (fz), 20.285 (intro.), 20.285 (1) (a) (by
9 SECTION 575), 20.285 (1) (d) 2., 20.370 (1) (mu), 20.370 (4) (mu), 20.435 (4) (xe), 20.435
10 (5) (hx), 20.505 (2) (k), 20.505 (2) (ki), 20.855 (1) (f), 20.865 (intro.), 20.865 (1) (c),
11 20.865 (3) (i), 20.866 (1) (u), 20.866 (2) (s) (intro.), 20.866 (2) (t), 20.867 (3) (h), 20.867
12 (3) (k), 20.901 (4), 20.921 (1) (a) (intro.), 20.921 (1) (a) 2m., 20.921 (1) (a) 3., 20.921
13 (1) (a) 4., 20.921 (1) (b), 20.921 (1) (bm), 20.921 (1) (c), 20.921 (1) (d) 1., 20.921 (1) (f),
14 20.921 (2) (a), 20.921 (2) (b), 20.927 (1m) (by SECTION 939), 20.9275 (1) (g), 20.928 (1),
15 23.09 (3) (b), 25.17 (1) (zm), 25.17 (9), 25.29 (7) (intro.), 25.40 (1) (a) 4., 25.77 (8), 26.30
16 (5), 27.019 (12), 28.07, 28.11 (11) (a) 4. d., 32.02 (1) (by SECTION 1067), 33.11, 33.16
17 (8), 35.001 (4), 35.01 (3), 35.83 (3) (intro.), 35.93 (1) (a), chapter 36 (title), 36.01 (1),
18 36.01 (2), 36.05 (1), 36.05 (2), 36.05 (5), 36.05 (8), 36.05 (10), 36.05 (11), 36.11 (title),
19 36.11 (4), 36.11 (5) (a), 36.11 (5) (b), 36.11 (8) (b), 36.11 (28), 36.11 (28m), 36.11 (29),
20 36.11 (55m) (e), 36.11 (56), 36.23, 36.25 (2), 36.25 (12) (b), 36.30, 36.31 (2m) (b), 36.35
21 (1), 36.43 (intro.), 36.43 (1), 36.51 (9), 36.585 (3) (a), 36.65 (2) (a), 36.65 (2) (g), 38.04
22 (19), 38.04 (27), 39.16 (1), 39.285 (1), 39.385 (1) (c), 39.437 (4) (a), 39.50 (1), 40.02 (22)
23 (em), 40.02 (41n), 40.02 (48) (c), 40.02 (57), 40.05 (2) (bw), 40.05 (4) (bp) 2., 40.05 (4)
24 (bp) 3. c., 40.22 (2) (g), 40.285 (2) (c), 40.285 (2) (e) 1., 40.285 (2) (e) 2., 40.52 (3) (by
25 SECTION 1409), 40.81 (1), 43.58 (5), 44.10 (1), 44.14 (1), 44.14 (2), 45.03 (6), 45.20 (2)

SENATE BILL 21**SECTION 9448**

1 (a) 1. (by SECTION 1442), 45.20 (2) (c) 1. (by SECTION 1445), 45.20 (2) (d) 1. (intro.) (by
2 SECTION 1447), 46.29 (3) (g), 49.45 (8r), 50.38 (10), 59.56 (3) (a), 59.56 (3) (c) 2., 59.56
3 (3) (f) 1. (intro.), 59.56 (3) (g), 59.56 (4), 59.693 (8), 60.627 (7), 61.354 (7), 62.234 (7),
4 66.0316 (6) (intro.), 66.0410 (2) (a), 66.0410 (2) (b), 66.0506 (1) (by SECTION 1981),
5 66.0913 (1) (a), 70.119 (1), 70.119 (3) (d), 70.119 (3) (e) (by SECTION 2049), 70.119 (4),
6 70.119 (5), 70.119 (6), 70.119 (7) (a), 70.119 (7) (b), 70.119 (7) (c), 70.58 (1), 71.05 (6)
7 (b) 28. (intro.), 71.05 (6) (b) 28. a., 71.05 (6) (b) 28. am., 71.10 (5f) (h) (intro.), 71.10
8 (5f) (i), 71.10 (5h) (h) (intro.), 71.10 (5h) (i), 73.03 (49) (e) 4., 84.27, 85.09 (2) (a), 92.025
9 (4), 92.04 (2) (g), 92.05 (3) (d), 92.07 (5), 93.07 (5), 93.33 (4s) (c), 93.33 (5) (intro.) (by
10 SECTION 2624), 93.46 (1m) (a) 2., 93.46 (1m) (a) 3., 93.46 (1m) (c), 101.123 (2) (d) 4.,
11 101.14 (4) (b) 3. a., 101.14 (4) (b) 3. b., 101.14 (4) (b) 3. c., 101.14 (4) (b) 3. d., 101.66
12 (1m) (bn), 101.977 (2) (bn), 103.49 (1) (f), 109.03 (1) (c), 111.70 (1) (i), 111.70 (1) (j) (by
13 SECTION 3137), 111.815 (1) (by SECTION 3153), 111.825 (3), 111.825 (4), 111.825 (6) (a),
14 111.84 (2) (c), 111.91 (4) (by SECTION 3170), 111.93 (3) (a) and (b), 115.28 (7g) (a)
15 (intro.), 115.29 (1), 115.297 (1) (a), 115.297 (5) (b), 115.43 (2) (b), 115.53 (4), 118.40 (2r)
16 (e) 2p. a. (by SECTION 3284), 118.40 (7) (am) 2., 137.20 (6) (b), 137.20 (7), 157.02 (3),
17 165.25 (6) (a), 165.40 (1) (f), 165.40 (4) (h), 165.80, 165.81 (1), 174.13 (2), 196.218 (3)
18 (a) 3. b. (by SECTION 3530), 227.01 (1), 229.842 (2) (b), 230.03 (3) (by SECTION 3625),
19 230.03 (6), 230.046 (8) (by SECTION 3655), 230.12 (3) (e) (title), 230.36 (1m) (b) 2.
20 (intro.), 230.36 (2m) (a) 14., 230.90 (1) (c), 233.01 (3), 233.04 (7) (e), 233.10 (3r) (b) 1.,
21 233.10 (3r) (b) 3., 233.10 (3r) (b) 5., 233.10 (3r) (b) 6., 250.20 (2) (d), 254.19, 255.054
22 (2), 255.055 (2), 281.31 (3) (b) 2., 281.33 (2) (by SECTION 4115), 281.66 (6), 287.03 (1)
23 (c), 287.22 (2) (d), 299.13 (1m) (intro.), 321.40 (1) (c) 2., 321.62 (9), 321.62 (22) (d) 1.
24 (intro.), 321.65 (1) (a) 2., 341.14 (6r) (b) 4., 341.14 (6r) (c), 341.14 (6r) (e), 342.40 (4)
25 (a), 346.925 (1), 349.13 (1j), 448.20 (2), 452.12 (5) (a), 610.70 (1) (e), 632.745 (6) (a)

SENATE BILL 21**SECTION 9448**

1 2., 887.23 (1), 893.80 (1b) (intro.), 895.46 (1) (a), 946.13 (12) (a), 946.13 (12) (b)
2 (intro.), 946.13 (12) (b) 1. and 946.13 (12) (b) 2. b. of the statutes, the repeal and
3 recreation of sections 16.529 (1), 36.11 (47) (intro.), and 44.11 of the statutes, and the
4 creation of sections 13.48 (14) (am) 5., 16.004 (19), 16.848 (2) (em), 16.865 (4) (b),
5 16.865 (10), 19.36 (14), 19.42 (10) (m), 20.115 (9) (title), 20.115 (9) (k), 20.370 (3) (ga),
6 20.505 (5) (h), 24.61 (2) (a) 6m., 25.17 (3) (b) 9m., 25.50 (3m), 36.02, 36.05 (1m), 36.11
7 (1c) (a) and (b), 36.11 (1L) (title), 36.11 (1p), 36.11 (27m), 36.11 (59), 36.27 (7) (f) 1.,
8 40.02 (54) (m), 49.43 (9m), 66.0603 (1m) (a) 3v., 70.11 (38c), 77.665, 165.25 (8r),
9 165.40 (2) (a) 6., 219.09 (1) (h), 227.01 (13) (Lg), 321.62 (1) (bm), 893.80 (1b) (bm),
10 893.82 (2) (d) 4., 893.82 (10), and 895.46 (5) (c) of the statutes and SECTION 9148 (1)
11 (a) to (h), (2), (3), and (5) of this act take effect on July 1, 2016, except as follows:

12 (2) GENERAL PROGRAM OPERATIONS. The treatment of section 20.285 (1) (a) (by
13 SECTION 576) of the statutes takes effect on July 1, 2017, or on the 2nd day after
14 publication of the 2017–19 biennial budget act, whichever is later.

15 (3) PAYMENTS FOR MUNICIPAL SERVICES. SECTION 9148 (1) (i) of this act takes effect
16 on the day after publication.

17 (4) MEDICAL ASSISTANCE TRUST FUND TRANSFER. The amendment of section 20.285
18 (1) (gb) takes effect on the day after publication.

19 (5) RESIDENT UNDERGRADUATE TUITION. SECTION 9148 (4) of this act takes effect
20 on the day after publication.

21 **SECTION 9449. Effective dates; Veterans Affairs.**

22 **SECTION 9450. Effective dates; Wisconsin Economic Development**
23 **Corporation.**

24 (1) REGIONAL REVOLVING LOAN FUND GRANTS. The treatment of section 235.137
25 of the statutes takes effect on January 1, 2016.

SENATE BILL 21**SECTION 9451****1 SECTION 9451. Effective dates; Workforce Development.**

2 (1) REIMBURSEMENT OF SUPPLEMENTAL WORKER'S COMPENSATION BENEFITS. The
3 treatment of section 102.44 (1) (ag) (by SECTION 2944) of the statutes takes effect on
4 January 1, 2016.

5 (2) TRANSFER OF WORKER'S COMPENSATION FUNCTIONS. The treatment of sections
6 15.227 (4) and (11), 15.737 (title), 20.145 (6) (title), (ga), (gb), and (ka), 20.445 (1) (aa),
7 (ga), (p), (rb), (rp), (s), (sm), and (t) and (2) (ra), 40.63 (6), 40.65 (2) (a) and (b) 3. and
8 4., 49.857 (1) (d) 8. and 20., 73.0301 (1) (d) 3m. and 12., 102.01 (2) (a), (ad), (ag), (ap),
9 (ar), (bm), (dg), (dm), and (em), 102.05 (1) and (3), 102.06, 102.07 (1) (a) and (b), (7)
10 (b), (8) (c), and (11), 102.076 (2), 102.077 (1) (by SECTION 2750), and (2) (by SECTION
11 2752), 102.08, 102.11 (1) (am) 1., 102.12, 102.125, 102.13 (1) (c), (d) 2., and 3., and (f),
12 (2) (a) and (c), (3), (4), and (5), 102.14 (title), (1), and (2), 102.15 (1), (2), and (3), 102.16
13 (1), (1m) (a), (b), and (c), (2) (a), (am), (b), (c), (d), (e) 1. and 2., (f), and (h), (2m) (a),
14 (am), (b), (c), (d), (e), (f), and (g), and (4), 102.17 (1) (a) 1., 2., 3., and 4., (b), (c), (cg)
15 1., 2., 2m., and 3., (cm), (cr), (ct), (d) 1., 2., 3., and 4., (e), (f), (g), and (h), (2), (2m), (2s),
16 (7) (b) and (c), and (8), 102.175 (2), 102.18 (1) (b), (bg) 1., 2., and 3., (bp), (bw), (c), and
17 (e), (2), (3), (4) (b), (c) 3., and (d), (5), and (6), 102.19, 102.195, 102.21, 102.22 (1) and
18 (2), 102.23 (1) (a) and (b), (2), (3), and (5), 102.24 (2), 102.25 (1), 102.26 (2), (3) (b) 1.
19 and 3., and (4), 102.27 (2) (b), 102.28 (2) (a), (b), (c), and (d), (3) (a) (intro.), (b) (intro.)
20 and 3., (c), and (d), (4) (a), (b), (c), and (d), (6), (7) (a), (b), and (c), and (8), 102.29 (1)
21 (a), (b) (intro.) and 2., (c), and (d) and (4), 102.30 (7) (a), 102.31 (1) (b), (2) (a), (3), (4),
22 (5), (6), (7), and (8), 102.315 (4), (5) (b) (intro.) and (c), (6) (a), (b) (intro.), 1., and 3.,
23 (d), (e) 1., 2., and 3., (9) (a), and (10) (a) 2., 3., and 4. and (b) 2. and 3., 102.32 (1m)
24 (intro.), (a), (c), and (d), (5), (6) (b), (d), and (e), (6m), and (7), 102.33 (title), (1), (2) (a),
25 (b) (intro.), 1., 2., 3., and 4., (c), and (d) 2., 102.35 (1), (2), and (3), 102.37, 102.38,

SENATE BILL 21**SECTION 9451**

1 102.39, 102.40, 102.42 (1m), (6), (8), and (9) (a) and (b), 102.425 (4m) (a), (b), (c), (d),
2 and (e), 102.43 (5) (b), (2), (5) (d), and (6) (b), 102.45, 102.475 (1) and (6), 102.48 (1),
3 (2), and (3), 102.49 (3), (5) (d), and (6), 102.51 (3), (4), and (6), 102.55 (3), 102.555 (12)
4 (a), 102.56 (1) and (2), 102.565 (1), (2), and (3), 102.57, 102.58, 102.60 (1m) (b), 102.61
5 (1g) (b) and (c), (1m) (a), (c), (d), (e), and (f) and (2), 102.62, 102.63, 102.64 (1) and (2),
6 102.65 (1), (2), (3), and (4) (intro.) (by SECTION 2993) and (a), 102.66 (1), 102.75 (1),
7 (1m) (by SECTION 3001), (2) (by SECTION 3003), and (4), 102.80 (1) (e), (1m), (3) (a), (ag),
8 (am), (b), and (c), and (4) (a) (intro.) and (b), 102.81 (1) (a) and (b), (2), (4) (a) and (b)
9 (intro.), (6) (a) and (b), and (7), 102.82 (1), (2) (a) (intro.) and 1., (ag) (intro.), (am), (ar),
10 and (c), and (3) (a), 102.83 (1) (a) 1., 3., and 4. and (b), (2), (3), (4), (5), (6), (7), and (8),
11 102.835 (1) (ad) and (e), (2), (3), (4) (a), (b), and (c), (5) (a) and (c), (6), (7) (a) and (b),
12 (8), (9), (10), (12), (13) (a) and (c), (14), and (19), 102.85 (2) (a) and (5) (a), 102.87 (1)
13 and (1d), (2) (intro.) and (b), (3), and (9), 102.88 (1), 102.89 (1), 108.10 (4), 108.227 (1)
14 (e) 12., (1m) (intro.), (3) (a) 3., (5) (a) and (b) 1. and 2., 227.43 (1) (bm), (2) (am), (3)
15 (bm), and (4) (bm), 230.08 (2) (e) 6., 303.07 (7), 303.21 (1) (a), 321.60 (1) (a) 8. and 20.,
16 601.41 (1), 601.42 (1g) (intro.), 601.64 (3) (c), 626.12 (3), 626.32 (1) (a), and 645.47 (1)
17 (a) of the statutes, the renumbering and amendment of section 20.445 (1) (ra) of the
18 statutes, the amendment of sections 16.865 (4), 102.44 (1) (c) 1., 2., and 3., 102.75 (1g)
19 (a) and (b), 102.80 (1) (f), and 102.81 (1) (c) 1. and 2. of the statutes, and SECTION 9151
20 (1), (2), (3), and (4) of this act take effect on January 1, 2016.

21 (3) UNEMPLOYMENT INSURANCE; CRIMINAL PENALTIES FOR BENEFIT FRAUD. The
22 renumbering and amendment of section 108.24 (1) of the statutes, the creation of
23 section 108.24 (1) (b) of the statutes, and SECTION 9351 (3) of this act take effect on
24 the first Sunday after publication.

SENATE BILL 21**SECTION 9451**

1 (4) UNEMPLOYMENT INSURANCE; ADMINISTRATIVE PENALTIES FOR ACTS OF
2 CONCEALMENT. The treatment of section 108.04 (11) (bh) of the statutes and SECTION
3 9351 (4) of this act take effect on the first Sunday after publication.

SECTION 9452. Effective dates; Other.

4 (1) TRANSFER OF FUNCTIONS TO THE DEPARTMENT OF FINANCIAL INSTITUTIONS AND
5 PROFESSIONAL STANDARDS. The repeal of sections 15.07 (5) (i), 15.18, 15.183, 15.185
6 (title), 15.185 (7) (title), 15.40, 15.945, 20.144 (title), 20.144 (intro.), 20.165 (intro.),
7 20.165 (1) (gc), 20.165 (1) (ke), 20.165 (2) (g), 20.165 (2) (kg), 20.165 (2) (km), 20.292
8 (2), 20.923 (4) (f) 3f., 20.923 (4) (f) 8m., 20.923 (12), 38.50 (title), 38.50 (1) (a), 38.50
9 (1) (f), 38.50 (1) (g), 38.50 (5), 38.50 (7), 38.50 (8), 38.50 (10), 38.50 (13) (a) 2. b., 38.50
10 (13) (a) 2. e., 38.50 (13) (d), 46.90 (5m) (br) 5g., 55.043 (4) (b) 5g., 101.31, 101.657,
11 138.12 (1) (a), 138.14 (1) (f), 214.01 (1) (im), 214.72 (1) (am), 215.01 (6), 217.02 (2m),
12 218.02 (1) (d), 218.04 (1) (c), 218.05 (1) (d), 220.01 (1m), 222.0102 (3), 224.71 (1e),
13 224.90 (1), 230.08 (2) (e) 4f., 230.08 (2) (e) 11m., 230.08 (2) (v), 230.339, 250.041 (1)
14 (b), 254.115 (1) (d), 462.01 (3), 551.102 (5m), 552.01 (1) and 553.03 (3) of the statutes,
15 the renumbering of sections 15.406 (title), 15.407 (title), 16.28, 16.283, 16.285,
16 20.144 (1) (title), 20.144 (1) (a), 20.144 (1) (i), 20.144 (1) (j), 20.144 (1) (m), 20.144 (1)
17 (u), 20.165 (1) (gm), 20.165 (1) (h), 20.165 (1) (hg), 20.165 (1) (i), 20.165 (1) (im), 20.165
18 (1) (jm), 20.165 (1) (k), 20.165 (1) (ka), 20.165 (1) (kb), 20.165 (1) (kc), 20.165 (1) (n),
19 20.165 (1) (o), 20.165 (1) (pz), 20.165 (1) (s), 20.165 (2) (title), 20.165 (2) (a), 20.165
20 (2) (ga), 20.165 (2) (gb), 20.165 (2) (h), 20.165 (2) (ka), 20.165 (2) (kd), 20.165 (2) (ks),
21 20.165 (2) (L), 20.165 (2) (La), 20.165 (2) (m), 20.165 (2) (ma) and 20.165 (2) (q) of the
22 statutes, the renumbering and amendment of sections 15.105 (32), 15.105 (33),
23 15.185 (1), 15.185 (3), 15.185 (7) (a), 15.185 (7) (b), 15.405 (title), 15.405 (1), 15.405
24 (1m), 15.405 (2), 15.405 (2m), 15.405 (3), 15.405 (3m), 15.405 (5), 15.405 (5g) (by
25

SENATE BILL 21**SECTION 9452**

1 SECTION 176), 15.405 (6), 15.405 (6m), 15.405 (7), 15.405 (7c), 15.405 (7e), 15.405 (7g),
2 15.405 (7m), 15.405 (7r), 15.405 (8), 15.405 (9), 15.405 (10m), 15.405 (10r), 15.405
3 (11m), 15.405 (16), 15.405 (17), 15.406 (2), 15.406 (3), 15.406 (4), 15.406 (5), 15.406
4 (6), 15.407 (1m), 15.407 (2), 15.407 (2m), 15.407 (3), 15.407 (5), 15.407 (6), 15.407 (7),
5 15.407 (8), 15.407 (9), 15.407 (10), 15.407 (11), 15.407 (12), 15.407 (13), 15.407 (14),
6 15.407 (16), 15.407 (17), 15.407 (18), 16.287, 20.144 (1) (g), 20.144 (1) (h), 20.165 (1)
7 (title), 20.165 (1) (a), 20.165 (1) (g), 20.165 (1) (m), 20.165 (2) (j), 20.505 (1) (gr), 38.50
8 (1) (intro.), (b), (c), (d) and (e), 38.50 (2), 38.50 (3), 38.50 (11), 38.50 (12), 38.50 (13)
9 (title), (a) (intro.), 1., 2. (intro.), a., c. and d., 3. and 4., (b) and (c), 234.35 (by SECTION
10 3872), 234.36 (by SECTION 3873), 252.23, 252.24, 252.241, 252.245 and 255.08 of the
11 statutes, the amendment of sections 15.08 (1m) (a), 15.08 (1m) (am), 15.085 (1m) (a),
12 15.085 (1m) (am), 16.004 (20) (a), 16.75 (3m) (a) 1., 16.75 (3m) (a) 2., 16.75 (3m) (a)
13 3., 16.75 (3m) (a) 4., 16.75 (3m) (c) 5. a., 16.75 (3m) (c) 5. b., 16.854 (1) (a), 16.854 (1)
14 (b), 16.855 (10m) (ac), 16.855 (10n) (a), 16.87 (1) (am), 16.971 (2) (ac), 18.16 (1) (a),
15 18.16 (1) (b), 18.16 (1) (c), 18.16 (1) (d), 18.64 (1) (a), 18.64 (1) (b), 18.64 (1) (c), 18.64
16 (1) (d), 20.292 (1) (gm), 20.292 (1) (gr), 20.370 (4) (mq), 20.435 (1) (gm) (by SECTION
17 669), 20.445 (1) (km), 20.575 (1) (g), 20.912 (4), 20.923 (4) (c) 2., 20.923 (8) (by SECTION
18 929), 25.185 (1) (a), 25.185 (1) (b), 25.185 (1) (c), 25.185 (1) (d), 25.40 (1) (a) 2., 29.506
19 (7m) (a), 34.01 (2) (a), 34.03 (3), 34.03 (4), 34.08, 34.10, 36.34 (1) (a) 3., 38.04 (8) (a),
20 38.26 (1), 39.40 (1) (c), 39.44 (1) (a) 3., 41.53 (1) (h), 42.09 (3) (b), 45.20 (1) (d), 45.20
21 (2) (a) 1. (by SECTION 1441), 45.20 (2) (a) 2. (intro.), 45.20 (2) (c) 1. (by SECTION 1444),
22 45.20 (2) (d) 1. (intro.) (by SECTION 1446), 45.21 (2) (a), 45.44 (1) (a) 14. (by SECTION
23 1454), 45.44 (1) (b), 46.29 (3) (e), 46.90 (5m) (br) 5., 49.857 (1) (d) 4. (by SECTION 1853),
24 55.043 (4) (b) 5., 59.57 (1) (b), 66.1309 (1) (b) 1., 66.1317 (2) (a) 4., 67.12 (12) (a) (by
25 SECTION 2012), 71.05 (6) (b) 28. (intro.), 71.07 (5j) (a) 2d., 71.07 (5j) (a) 2m., 71.07 (5j)

SENATE BILL 21**SECTION 9452**

1 (c) 3., 71.07 (5r) (a) 2., 71.07 (5r) (a) 6. b., 71.26 (1) (d), 71.28 (5j) (a) 2d., 71.28 (5j) (a)
2 2m., 71.28 (5j) (c) 3., 71.28 (5r) (a) 2., 71.28 (5r) (a) 6. b., 71.47 (5r) (a) 2., 71.47 (5r)
3 (a) 6. b., 73.0301 (1) (d) 3. (by SECTION 2471), 73.0301 (1) (d) 6., 73.0301 (1) (e), 84.075
4 (1c) (a), 84.075 (1c) (b), 84.076 (1) (c), 84.076 (1) (d), 85.25 (2) (c) 1m. b., 101.02 (20)
5 (b), 101.02 (20) (c), 101.02 (20) (d), 101.02 (20) (e) 1., 101.02 (21) (b), 101.02 (21) (e)
6 1., 101.12 (1) (intro.), 101.149 (6) (b), 101.149 (8) (a) (by SECTION 2709), 101.573 (3)
7 (a), 101.573 (5), 101.654 (1m) (e), 101.935 (2) (e) (by SECTION 2719), 101.951 (7) (a),
8 101.951 (7) (b), 101.951 (7) (c), 101.953 (1) (a), 101.973 (8), 107.30 (10), 107.31 (5) (a)
9 (intro.), 108.227 (1) (e) 3. (by SECTION 3121), 108.227 (1) (e) 6., 108.227 (1) (f), 111.335
10 (1) (cx), 112.07 (1), 119.495 (2), 119.496 (2), 125.04 (5) (a) 5., 125.17 (6) (a) (intro.),
11 134.66 (2m) (b), 138.055 (4) (d), 138.056 (1) (a) 4. d., 138.09 (1d), 138.14 (9r) (f), 138.16
12 (1) (a), 145.01 (12), 145.02 (title), 145.02 (2), 145.02 (4) (a), 145.045 (1), 145.045 (3),
13 145.17 (2), 145.19 (1b), 145.19 (1m), 145.19 (2), 145.19 (3), 145.19 (6), 145.20 (2) (e),
14 145.20 (2) (g), 145.20 (3) (title), 145.20 (3) (a) 1., 145.20 (3) (a) 2., 145.20 (3) (b), 145.20
15 (3) (c), 145.20 (3) (d), 145.20 (5) (a) (by SECTION 3474), 145.20 (5) (b), 145.20 (5) (c),
16 145.23, 145.24 (1), 145.24 (2), 145.24 (3), 157.061 (2g), 157.062 (1), 157.062 (2),
17 157.062 (6) (b), 157.062 (6m), 157.062 (9), 157.064 (7), 157.11 (9m), 157.12 (3) (b),
18 157.62 (1) (a) (intro.), 157.62 (1) (c), 157.65 (1) (a), 157.65 (1) (b), 157.65 (2), 165.825,
19 167.35 (7) (b), 167.35 (7) (c), 177.30 (2), 182.028, 186.098 (12), 186.235 (15) (b),
20 186.314 (2m) (e), 200.49 (1) (b), 200.57 (1) (a), 200.57 (1) (b), 214.04 (21) (b), 214.48
21 (4) (a), 214.715 (2), 214.72 (1) (b), 214.725 (5), 214.78 (3), 215.02 (4), 215.04 (1) (b),
22 215.04 (3), 221.0303 (2), 221.0802, 227.01 (13) (zy), 227.52 (3), 227.59, 229.46 (1) (ag),
23 229.46 (1) (b), 229.70 (1) (ag), 229.70 (1) (am), 229.70 (1) (b), 229.8273 (1) (am),
24 229.8273 (1) (b), 229.8273 (1) (c), 229.845 (1) (ag), 229.845 (1) (am), 230.08 (2) (yb),
25 231.27 (1), 231.29 (1), 236.13 (2m), 250.041 (1) (e), 252.12 (2) (a) 9., 252.12 (2) (c) 2.,

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1 281.33 (2) (by SECTION 4114), 321.60 (1) (a) 4. (by SECTION 4317), 321.60 (1) (a) 12.,
2 409.501 (1) (b), 426.103, 426.104 (2) (intro.), 426.203, chapter 440 (title), 440.01 (2)
3 (cs), 440.03 (3), 440.03 (3q), 440.03 (9) (a) 2., 440.03 (11m) (c), 440.03 (12m), 440.08
4 (2) (a) (intro.) (by SECTION 4377), 440.13 (1) (b), 440.22 (2), 440.25, subchapter V (title)
5 of chapter 440 [precedes 440.51], 440.905 (1), 440.92 (2) (d), 440.945 (5) (b), 441.01
6 (7) (a) 2., 443.10 (6), 444.04, 444.14, 452.13 (2) (b) 1., 452.13 (2) (b) 2., 452.13 (2) (b)
7 3., 452.13 (2) (bm), 452.13 (5), 452.14 (5), 460.05 (1) (e) 1., 551.102 (1m), 551.202 (26)
8 (f) (intro.), 551.202 (27) (h) (intro.), 551.205 (1) (b) 1. (intro.), 551.205 (3), 551.206,
9 551.601 (5), 551.605 (3) (bm) 1., 551.614 (5), 552.23 (1), 553.605 (2), 553.73, 565.01
10 (4d), 565.01 (4e), 601.415 (9), 601.72 (1) (intro.), 601.72 (2), 601.72 (3), 601.73 (1)
11 (intro.), 601.73 (1) (a), 601.73 (1) (b), 601.73 (2) (a), 601.73 (2) (b), 601.73 (3), 601.93
12 (2), 610.70 (1) (a), 611.29 (1), 611.72 (1), 611.73 (1) (a), 611.74 (1), 611.76 (11), 613.01
13 (8) (title), 616.09 (1) (c) 2., 616.74 (1) (c), 632.10 (1), 644.09 (2), 766.565 (7), 813.05
14 (2), 813.16 (7), 940.207 (title), 940.207 (2) (intro.), 940.207 (2) (a), 944.21 (8) (b) 3. a.,
15 948.11 (4) (b) 3. a. and 995.55 (1) (b) of the statutes, and the creation of sections 15.17,
16 15.177 (title), 20.001 (7), 20.142 (intro.), 20.142 (1) (title), 20.142 (1) (gm), 20.142 (1)
17 (k), 20.142 (1) (m), 20.923 (4) (f) 3d., 50.92 (3m), 100.67, 138.12 (1) (am), 145.02 (2m),
18 chapter 203 (title), 203.01, 214.01 (1) (f), 215.01 (6f), 217.02 (2k), 218.02 (1) (dm),
19 218.04 (1) (bm), 218.05 (1) (cm), 230.08 (2) (e) 4g., 440.52 (title), 440.52 (7m), 440.52
20 (11) (bm), chapter 463 (title), 463.18, 551.102 (4t), 552.01 (1m), 553.03 (2m) and
21 616.09 (1) (c) 3. of the statutes and SECTIONS 9101 (1) and (2), 9114 (1) and (2), 9118
22 (3), 9138 (2), (3), and (4), 9143 (1), 9214 (1), 9238 (2), 9243 (1), and 9338 (1) of this act
23 take effect on January 1, 2016, or on the day after publication, whichever is later.

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1 (2) HISTORIC REHABILITATION TAX CREDIT. The creation of sections 71.07 (9m) (i),
2 71.28 (6) (i), 71.47 (6) (i), and 235.17 (1) (b), (2), (3), (4), and (5) of the statutes takes
3 effect on January 1, 2016.

4 (3) CREATION OF FORWARD WISCONSIN DEVELOPMENT AUTHORITY. The repeal of
5 sections 13.94 (1) (ms), 19.42 (10) (sm), 19.42 (13) (om), 20.192, 20.490, 106.16 (3),
6 chapter 234 (title), 234.01 (1), 234.01 (2), 234.01 (3), 234.01 (4m), 234.01 (4n), 234.02,
7 234.03, 234.032, 234.08 (5), 234.08 (6), 234.17, 234.25, 234.255, 234.622 (2m), 234.65,
8 234.84 (1), 234.84 (5) (a), chapter 238 (title), subchapter I (title) of chapter 238
9 [precedes 238.01], 238.01 (intro.) and (1), 238.01 (2), 238.02, 238.03 (1), 238.04,
10 238.045, 238.05, 238.08, 238.125 and 238.26 of the statutes; the renumbering of
11 sections 234.01 (4), 234.01 (5), 234.01 (5k), 234.01 (7), 234.034, 234.05, 234.06,
12 234.08 (title), 234.08 (2), 234.08 (3), 234.08 (4), 234.08 (7), 234.15, 234.16, 234.19,
13 234.20, 234.23, 234.24, 234.26, 234.28, 234.29, 234.30, 234.31, 234.32, 234.621,
14 234.622 (1), 234.622 (3), 234.622 (3m), 234.622 (4), 234.624, subchapter II (title) of
15 chapter 234 [precedes 234.67], 234.84 (title), 234.92, subchapter III (title) of chapter
16 234 [precedes 234.94], 234.96, 234.98, 238.01 (3) and subchapter II (title) of chapter
17 238 [precedes 238.30] of the statutes; the renumbering and amendment of
18 subchapter I (title) of chapter 234 [precedes 234.01] and sections 45.45, 234.01
19 (intro.), 234.01 (3m), 234.01 (5m), 234.01 (6), 234.01 (7m), 234.01 (8), 234.01 (9),
20 234.01 (10), 234.04, 234.07, 234.08 (1), 234.09, 234.10, 234.11, 234.12, 234.13,
21 234.14, 234.165, 234.18, 234.21, 234.22, 234.265, 234.40, 234.41, 234.42, 234.43,
22 234.44, 234.49, 234.50, 234.51, 234.52, 234.53, 234.54, 234.55, 234.59, 234.592,
23 234.60, 234.605, 234.61, 234.622 (intro.), 234.622 (5), 234.622 (6), 234.622 (7),
24 234.623, 234.625, 234.626, 234.67, 234.75, 234.83, 234.84 (2), 234.84 (3), 234.84 (4),
25 234.84 (5) (b), 234.86, 234.88, 234.90, 234.905, 234.907, 234.91, 234.93, 234.932,

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1 234.933, 234.94, 234.95, 234.97, 238.03 (title), 238.03 (2), 238.03 (3), 238.046, 238.06,
2 238.07, 238.09, 238.10, 238.11, 238.12, 238.127, 238.13 (by SECTION 3974), 238.133,
3 238.135, 238.15 (by SECTION 3980), 238.16, 238.17, 238.23, 238.30, 238.301, 238.302,
4 238.303, 238.304, 238.3045, 238.305, 238.306, 238.31, 238.315, 238.32, 238.325,
5 238.335, 238.34, 238.345, 238.35, 238.363, 238.365, 238.368, 238.37, 238.38,
6 238.385, 238.395, 238.397, 238.398, 238.399 and 238.3995 of the statutes; the
7 amendment of sections 1.12 (1) (b), 7.33 (1) (c), 13.172 (1), 13.48 (10) (b) 6., 13.48 (12)
8 (b) 5., 13.48 (13) (a), 13.62 (2), 13.625 (9), 13.94 (1) (dr), 13.94 (1s) (c) 5., 13.94 (4) (a)
9 1. (by SECTION 71), 13.95 (intro.), 15.137 (2) (a) 3m., 15.435 (1) (a) 1., 16.002 (2), 16.004
10 (4), 16.004 (5), 16.004 (12) (a), 16.01 (1), 16.045 (1) (a), 16.15 (1) (ab), 16.287 (2) (a),
11 16.41 (4), 16.417 (1) (b), 16.52 (7), 16.528 (1) (a), 16.53 (2), 16.54 (9) (a) 1., 16.70 (2),
12 16.765 (1), 16.765 (2), 16.765 (5), 16.765 (6), 16.765 (7) (intro.), 16.765 (7) (d), 16.765
13 (8), 16.838 (1) (b), 16.85 (2), 16.865 (8) (by SECTION 387), 19.42 (10) (h), 19.42 (13) (g),
14 19.56 (2) (b) 6., 19.56 (3) (e) (intro.), 19.56 (3) (e) 1., 19.56 (3) (f), 19.57, 20.320 (2) (s),
15 20.320 (2) (x), 20.370 (2) (mr), 20.370 (9) (ny), 20.485 (2) (vm), 20.485 (3) (b), 20.485
16 (3) (e), 23.167 (2) (intro.), 23.169 (1), 23.169 (2), 23.175 (1) (b), 25.17 (2) (c), 25.41 (1),
17 25.41 (2), 25.50 (1) (d) (by SECTION 1025), 26.37 (1) (b), 26.37 (2), 30.121 (3w) (b), 34.01
18 (1), 34.01 (4), 36.09 (1) (am) (intro.), 36.11 (29r) (b) 1., 36.11 (29r) (b) 2., 36.25 (24),
19 38.04 (1m) (b) (intro.), 38.04 (10m) (a), 38.04 (10m) (b), 40.02 (54) (b), 40.05 (4) (b),
20 40.05 (4) (bm), 40.05 (5) (b) 4., 40.62 (2), 40.95 (1) (a) 1., 41.11 (1g) (b) (intro.), 41.11
21 (1r) (a), 41.11 (1r) (b), 41.60 (1) (c), 45.31 (2), 45.34 (1) (a) 2., 45.37 (6) (b), 46.28 (1)
22 (a), 46.28 (3), 46.28 (4), 59.57 (1) (a), 60.23 (4) (c), 66.1015 (2) (intro.), 66.1103 (4m)
23 (a) 1., 66.1103 (4m) (a) 2., 66.1103 (4m) (b), 66.1103 (4s) (a) 1., 66.1103 (4s) (b) 3.,
24 66.1103 (4s) (b) 4., 66.1103 (4s) (d), 66.1103 (10) (c), 66.1103 (10) (g), 66.1107 (2) (a),
25 66.1201 (16) (a), 66.1205 (3), 66.1213 (7) (b), 70.11 (4b) (b), 70.11 (4b) (c), 70.11 (38r),

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1 71.05 (1) (c) 1., 71.05 (1) (c) 1m., 71.05 (1) (c) 10. a., 71.05 (1) (c) 12., 71.07 (2dm) (a)
2 1., 71.07 (2dm) (a) 3., 71.07 (2dm) (a) 4., 71.07 (2dm) (f) 1., 71.07 (2dm) (f) 2., 71.07
3 (2dm) (i), 71.07 (2dm) (j), 71.07 (2dm) (k), 71.07 (2dx) (a) 2., 71.07 (2dx) (a) 4., 71.07
4 (2dx) (b) (intro.), 2., 3., 4. and 5., 71.07 (2dx) (be), 71.07 (2dx) (bg), 71.07 (2dx) (c),
5 71.07 (2dx) (d), 71.07 (2dy) (a), 71.07 (2dy) (b), 71.07 (2dy) (c) 1., 71.07 (2dy) (c) 2.,
6 71.07 (2dy) (d) 2., 71.07 (3g) (a) (intro.), 71.07 (3g) (b), 71.07 (3g) (e) 2., 71.07 (3g) (f)
7 1., 71.07 (3g) (f) 2., 71.07 (3q) (a) 1., 71.07 (3q) (a) 2., 71.07 (3q) (b) (intro.), 71.07 (3q)
8 (b) 1., 71.07 (3q) (b) 2., 71.07 (3q) (b) 2., 71.07 (3q) (c) 2., 71.07 (3q) (c) 3., 71.07 (3w)
9 (a) 2., 71.07 (3w) (a) 3., 71.07 (3w) (a) 4., 71.07 (3w) (a) 5d., 71.07 (3w) (a) 5e., 71.07
10 (3w) (b) (intro.), 71.07 (3w) (b) 5., 71.07 (3w) (bm) 1., 71.07 (3w) (bm) 2., 71.07 (3w)
11 (bm) 3., 71.07 (3w) (bm) 4., 71.07 (3w) (c) 3., 71.07 (3w) (d), 71.07 (5b) (a) 2., 71.07 (5b)
12 (b) 1., 71.07 (5b) (b) 2., 71.07 (5b) (d) 3., 71.07 (5d) (a) 1. (intro.) (by SECTION 2192),
13 71.07 (5d) (a) 2m., 71.07 (5d) (a) 3., 71.07 (5d) (b) (intro.), 71.07 (5d) (b) 1., 71.07 (5d)
14 (b) 2., 71.07 (5d) (c) 2., 71.07 (5d) (d) 1., 71.07 (9m) (c) (intro.), 71.26 (1) (be), 71.26 (1m)
15 (e), 71.26 (1m) (em), 71.26 (1m) (k) 1., 71.26 (1m) (m), 71.28 (1) (a), 71.28 (1dm) (a)
16 1., 71.28 (1dm) (a) 3., 71.28 (1dm) (a) 4., 71.28 (1dm) (f) 1., 71.28 (1dm) (f) 2., 71.28
17 (1dm) (i), 71.28 (1dm) (j), 71.28 (1dm) (k), 71.28 (1dx) (a) 2., 71.28 (1dx) (a) 4., 71.28
18 (1dx) (b) (intro.), 71.28 (1dx) (b) 2., 71.28 (1dx) (b) 3., 71.28 (1dx) (b) 4., 71.28 (1dx)
19 (b) 5., 71.28 (1dx) (be), 71.28 (1dx) (bg), 71.28 (1dx) (c), 71.28 (1dx) (d), 71.28 (1dy) (a),
20 71.28 (1dy) (b), 71.28 (1dy) (c) 1., 71.28 (1dy) (c) 2., 71.28 (1dy) (d) 2., 71.28 (3g) (a)
21 (intro.), 71.28 (3g) (b), 71.28 (3g) (e) 2., 71.28 (3g) (f) 1., 71.28 (3g) (f) 2., 71.28 (3q) (a)
22 1., 71.28 (3q) (a) 2., 71.28 (3q) (b), 71.28 (3q) (c) 2., 71.28 (3q) (c) 3., 71.28 (3w) (a) 2.,
23 71.28 (3w) (a) 3., 71.28 (3w) (a) 4., 71.28 (3w) (a) 5d., 71.28 (3w) (a) 5e., 71.28 (3w) (b)
24 (intro.), 71.28 (3w) (b) 5., 71.28 (3w) (bm) 1., 71.28 (3w) (bm) 2., 71.28 (3w) (bm) 3.,
25 71.28 (3w) (bm) 4., 71.28 (3w) (c) 3., 71.28 (3w) (d), 71.28 (4) (am) 1., 71.28 (4) (am)

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1 2., 71.28 (5b) (a) 2., 71.28 (5b) (b) 1., 71.28 (5b) (b) 2., 71.28 (5b) (d) 3., 71.28 (6) (c)
2 (intro.), 71.36 (1m) (b) 2., 71.36 (1m) (b) 5., 71.45 (1t) (e), 71.45 (1t) (em), 71.45 (1t)
3 (k) 1., 71.45 (1t) (m), 71.47 (1) (a), 71.47 (1dm) (a) 1., 71.47 (1dm) (a) 3., 71.47 (1dm)
4 (a) 4., 71.47 (1dm) (f) 1., 71.47 (1dm) (f) 2., 71.47 (1dm) (i), 71.47 (1dm) (j), 71.47 (1dm)
5 (k), 71.47 (1dx) (a) 2., 71.47 (1dx) (a) 4., 71.47 (1dx) (b) (intro.), 71.47 (1dx) (b) 2., 71.47
6 (1dx) (b) 3., 71.47 (1dx) (b) 4., 71.47 (1dx) (b) 5., 71.47 (1dx) (be), 71.47 (1dx) (bg), 71.47
7 (1dx) (c), 71.47 (1dx) (d), 71.47 (1dy) (a), 71.47 (1dy) (b), 71.47 (1dy) (c) 1., 71.47 (1dy)
8 (c) 2., 71.47 (1dy) (d) 2., 71.47 (3g) (a) (intro.), 71.47 (3g) (b), 71.47 (3g) (e) 2., 71.47
9 (3g) (e) 2., 71.47 (3g) (f) 1., 71.47 (3g) (f) 2., 71.47 (3q) (a) 1., 71.47 (3q) (a) 2., 71.47
10 (3q) (b) (intro.), 71.47 (3q) (b) 1., 71.47 (3q) (b) 2., 71.47 (3q) (c) 2., 71.47 (3q) (c) 3.,
11 71.47 (3w) (a) 2., 71.47 (3w) (a) 3., 71.47 (3w) (a) 4., 71.47 (3w) (a) 5d., 71.47 (3w) (a)
12 5e., 71.47 (3w) (b) (intro.), 71.47 (3w) (b) 5., 71.47 (3w) (bm) 1., 71.47 (3w) (bm) 2.,
13 71.47 (3w) (bm) 3., 71.47 (3w) (bm) 4., 71.47 (3w) (c) 3., 71.47 (3w) (d), 71.47 (4) (am),
14 71.47 (5b) (a) 2., 71.47 (5b) (b) 1., 71.47 (5b) (b) 2., 71.47 (5b) (d) 3., 71.47 (6) (c) (intro.),
15 71.78 (4) (m), 73.03 (35), 73.03 (35m), 73.03 (63), 75.106 (1) (a), 76.636 (1) (b) 1.,
16 76.636 (1) (b) 2., 76.636 (1) (b) 3., 76.636 (1) (b) 4., 76.636 (1) (d), 76.636 (2) (intro.),
17 76.636 (2) (b), 76.636 (2) (c), 76.636 (2) (d), 76.636 (2) (e), 76.636 (4) (intro.), 76.636
18 (5), 76.636 (6), 76.637 (1), 76.637 (2), 76.637 (3), 76.637 (4), 76.638 (1), 76.638 (2),
19 77.54 (9a) (a), 79.04 (7) (a), 84.01 (6m) (b) (intro.), 84.01 (11m) (a), 84.01 (11m) (b),
20 85.25 (2) (a), 93.07 (3), 93.07 (18) (b) (intro.), 93.07 (20) (a), 93.07 (20) (b), 93.33 (5)
21 (intro.) (by SECTION 2623), 93.42 (5), 100.45 (1) (dm), 106.16 (2), 106.27 (2m), 109.09
22 (2) (c) 1. a., 114.31 (6), 196.49 (4), 196.491 (3) (a) 2m. b., 196.491 (3) (d) 8., 224.71 (1br)
23 (intro.), 230.03 (3), 281.625 (2), 281.625 (3), 281.625 (4), 281.625 (5), 281.75 (4) (b) 3.,
24 285.59 (1) (b), 292.11 (7) (d) 1m. b., 292.255, 292.63 (4) (cc) 2. b., 600.01 (1) (b) 8. and
25 620.25 (2) of the statutes; the creation of section 20.885, chapter 235, section

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1 235.0279 (3), subchapter II (title) of chapter 235 [precedes 235.03], sections 235.03
2 (3) (ad), (ah), (ap) and (at) and 235.609 of the statutes; and SECTIONS 9150 (1), (2), and
3 (3), 9250 (1), and 9350 (2) of this act take effect on January 1, 2016, or on the day after
4 publication, whichever is later.

5

(END)