



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0971/P1

RAC&MDK: /:....

CMA

WLj

DOA:.....Schwanz, BB0311 – University of Wisconsin System Authority
FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

Do Not Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

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

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

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

2 SECTION 1. 7.33 (1) (c) of the statutes is amended to read:

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

History: 1977 c. 398; 1979 c. 260 s. 44; Stats. 1979 s. 7.33; 1987 a. 111; 1987 a. 391 ss. 37m, 41g, 41r; 1989 a. 56 s. 259; 1995 a. 27; 2001 a. 16, 104, 109; 2003 a. 33; 2005 a. 335, 451; 2009 a. 28; 2011 a. 10.

6 SECTION 2. 11.36 (1) of the statutes is amended to read:

7 11.36 (1) No person may solicit or receive from any state officer or employee or
8 from any officer or employee of the University of Wisconsin Hospitals and Clinics

SECTION 2

1 Authority or the University of Wisconsin System Authority any contribution or
2 service for any political purpose while the officer or employee is engaged in his or her
3 official duties, except that an elected state official may solicit and receive services not
4 constituting a contribution from a state officer or employee or an officer or employee
5 of the University of Wisconsin Hospitals and Clinics Authority or the University of
6 Wisconsin System Authority with respect to a referendum only. Agreement to
7 perform services authorized under this subsection may not be a condition of
8 employment for any such officer or employee.

9 History: 1973 c. 334; 1979 c. 328, 355; 1985 a. 303; 1987 a. 370; 1995 a. 27.

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

10 11.36 (3) Every person who has charge or control in a building, office or room
11 occupied for any purpose by this state, by any political subdivision thereof or by the
12 University of Wisconsin Hospitals and Clinics Authority or the University of
13 Wisconsin System Authority shall prohibit the entry of any person into that building,
14 office or room for the purpose of making or receiving a contribution.

15 History: 1973 c. 334; 1979 c. 328, 355; 1985 a. 303; 1987 a. 370; 1995 a. 27.

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

16 11.36 (4) No person may enter or remain in any building, office or room
17 occupied for any purpose by the 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 or send or direct a letter or other notice thereto for the
20 purpose of requesting or collecting a contribution.

21 History: 1973 c. 334; 1979 c. 328, 355; 1985 a. 303; 1987 a. 370; 1995 a. 27.

SECTION 5. 13.101 (6) (a) of the statutes is amended to read:

22 13.101 (6) (a) As an emergency measure necessitated by decreased state
23 revenues and to prevent the necessity for a state tax on general property, the
24 committee may reduce any appropriation made to any board, commission,

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

History: 1975 c. 39, 199, 224; 1977 c. 29 ss. 1649, 1656 (15); 1979 c. 1; 1979 c. 34 ss. 1b to 1g, 631j to 631s, 2102 (43) (a), (52) (a); 1979 c. 221; 1981 c. 20 ss. 3d to 3v;
 1983 a. 27 ss. 5p to 7, 2202 (20) and (42); 1983 a. 538; 1985 a. 29 ss. 22, 3202 (51); 1987 a. 4; 1989 a. 31, 336, 366; 1991 a. 39, 309; 1993 a. 16, 184, 414; 1995 a. 27, 132, 225,
 227, 445; 1997 a. 27, 35, 113, 252; 1999 a. 9, 29; 2001 a. 16, 38, 109; 2003 a. 33, 64, 102; 2005 a. 25; 2007 a. 20 ss. 5, 9121 (6) (a); 2009 a. 28.

17 **SECTION 6.** 13.172 (1) of the statutes is amended to read:

18 13.172 (1) In this section, “agency” means an office, department, agency,
 19 institution of higher education, association, society, or other body in state
 20 government created or authorized to be created by the constitution or any law, that
 21 is entitled to expend moneys appropriated by law, including the legislature and the
 22 courts, and any authority created in subch. II of ch. 114 or in ch. 36, 231, 233, 234,
 23 238, or 279.

SECTION 6

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

History: 1983 a. 524; 1987 a. 399; 1995 a. 27; 2005 a. 74, 335; 2007 a. 90, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

4 **SECTION 7.** 13.48 (2) (b) 1m. of the statutes is repealed.

5 **SECTION 8.** 13.48 (2) (d) of the statutes is repealed.

6 **SECTION 9.** 13.48 (2) (f) of the statutes is repealed.

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

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

1 administration or the agency for which the project is constructed to act as its
2 representative in such accounting.

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

3 **SECTION 11. 13.48 (4) of the statutes is amended to read:**

4 **13.48 (4) STATE AGENCIES TO REPORT PROPOSED PROJECTS.** Whenever any state
5 agency contemplates a project under the state building program it shall report the
6 project to the building commission. The report shall be made on such date and in
7 such manner as the building commission prescribes. ~~This subsection does not apply~~
8 ~~to projects identified in sub. (10) (c).~~

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

9 **SECTION 12. 13.48 (10) (a) of the statutes is amended to read:**

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

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

20 **SECTION 13. 13.48 (10) (b) 7. of the statutes is created to read:**

1 13.48 (10) (b) 7. Construction or improvement projects of the University of
2 Wisconsin System Authority

3 **SECTION 14.** 13.48 (10) (c) of the statutes is repealed.

4 **SECTION 15.** 13.48 (12) (b) 6. of the statutes is created to read:

5 13.48 (12) (b) 6. A facility constructed by or for the University of Wisconsin
6 System Authority.

7 **SECTION 16.** 13.48 (13) (a) of the statutes is amended to read:

8 13.48 (13) (a) Except as provided in par. (b) or (c), every building, structure or
9 facility that is constructed for the benefit of or use of the state, any state agency,
10 board, commission or department, the University of Wisconsin Hospitals and Clinics
11 Authority, the University of Wisconsin System Authority, the Fox River Navigational
12 System Authority, the Wisconsin Economic Development Corporation, or any local
13 professional baseball park district created under subch. III of ch. 229 if the
14 construction is undertaken by the department of administration on behalf of the
15 district, shall be in compliance with all applicable state laws, rules, codes and
16 regulations but the construction is not subject to the ordinances or regulations of the
17 municipality in which the construction takes place except zoning, including without
18 limitation because of enumeration ordinances or regulations relating to materials
19 used, permits, supervision of construction or installation, payment of permit fees, or
20 other restrictions.

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

21 **SECTION 17.** 13.48 (14) (d) of the statutes is amended to read:

22 13.48 (14) (d) Biennially, beginning on January 1, 2014, the University of
23 Wisconsin System Authority and each agency other than the investment board shall

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

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

****NOTE: You want to retain the property inventory requirement in the first sentence of the above. Do you want the last 2 sentences also to apply to the UWSA? If not, let me know and I will revise the above.

11 **SECTION 18.** 13.48 (20) of the statutes is repealed.

****NOTE: See also the repeal of s. 36.11 (1) (e).

12 **SECTION 19.** 13.48 (25) of the statutes is amended to read:

13 13.48 (25) WISCONSIN INITIATIVE FOR STATE TECHNOLOGY AND APPLIED RESEARCH.
 14 There is created a program, to be known as the Wisconsin initiative for state
 15 technology and applied research, for the purpose of providing financial support to
 16 maintain the ability of the University of Wisconsin System Authority and other state
 17 agencies, as defined in s. 20.001 (1), to attract federal and private research funds
 18 which enable the state to engage in high-technology endeavors, which expand the
 19 state's economy and which influence the ability of the state and nation to compete
 20 in an increasingly complex world. To carry out the program, the building commission
 21 may authorize new construction projects and projects to repair and renovate existing

SECTION 19

1 research facilities and supporting systems. Projects shall be financed from the
2 appropriation under s. 20.866 (2) (z) or as otherwise provided in the authorized state
3 building program.

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

4 **SECTION 20.** 13.48 (25r) of the statutes is amended to read:

5 13.48 (25r) WISCONSIN INSTITUTE FOR DISCOVERY INITIATIVE. There is created a
6 program, to be known as the Wisconsin Institute for Discovery initiative, for the
7 purpose of providing financial support to attract federal and private funds to
8 construct facilities for biotechnology, nanotechnology, and information technology
9 education and research activities at the University of Wisconsin System Authority.
10 Projects financed under the program shall be designed to provide computational and
11 biological sciences education and research facilities, ancillary systems, and
12 supporting infrastructure. Projects shall be financed from the appropriation under
13 s. 20.866 (2) (z) or as otherwise provided in the authorized state building program.

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

14 **SECTION 21.** 13.48 (29) of the statutes is amended to read:

15 13.48 (29) SMALL PROJECTS. Except as otherwise required under s. 16.855
16 (10m), the building commission may prescribe simplified policies and procedures to
17 be used in lieu of the procedures provided in s. 16.855 for any project that does not
18 require prior approval of the building commission under sub. (10) (a), ~~except projects~~
19 ~~specified in sub. (10) (c).~~

History: 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

20 **SECTION 22.** 13.58 (5) (b) 3. of the statutes is repealed.

21 **SECTION 23.** 13.58 (5) (b) 6. of the statutes is repealed.

1 **SECTION 24.** 13.62 (2) of the statutes is amended to read:

2 13.62 (2) “Agency” means any board, commission, department, office, society,
3 institution of higher education, council, or committee in the state government, or any
4 authority created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, 234, 237, 238, or
5 279, except that the term does not include a council or committee of the legislature.

6 NOTE: NOTE: Sub. (2) is shown as amended eff. 1–1–15 by 2013 Wis. Act 20. Prior to 1–1–15 it reads:NOTE:

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

 History: 1977 c. 278; 1979 c. 260 s. 94; 1979 c. 328 s. 146; 1983 a. 27, 36; 1987 a. 399; 1989 a. 338; 1991 a. 32; 1993 a. 112; 1995 a. 27; 1999 a.-9,-185; 2001 a. 16; 2005
a. 74, 335, 463; 2007 a. 1, 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

9 **SECTION 25.** 13.625 (6s) of the statutes is repealed.

10 **SECTION 26.** 13.94 (1) (intro.) of the statutes is amended to read:

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

1 set in the ~~University of Wisconsin System, or the manner in which such decisions and~~
 2 ~~priorities are implemented within the University of Wisconsin System, insofar as~~
 3 ~~such review is not inconsistent with s. 36.09.~~ The legislative audit bureau shall audit
 4 the fiscal concerns of the state as required by law. To this end, it shall:

History: 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 320, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 252; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105; 2003 a. 33, 111; 2005 a. 25, 74, 142, 335, 441; 2007 a. 1, 20, 96, 125, 126; 2009 a. 2, 28; 2011 a. 7, 10, 32, 166; 2013 a. 8, 20, 166, 203, 332.

5 **SECTION 27.** 13.94 (1) (t) of the statutes is amended to read:

6 13.94 (1) (t) Annually conduct a financial audit of the University of Wisconsin
 7 System Authority. The legislative audit bureau shall file a copy of each audit report
 8 under this paragraph with the distributees specified in par. (b).

History: 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 320, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 252; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105; 2003 a. 33, 111; 2005 a. 25, 74, 142, 335, 441; 2007 a. 1, 20, 96, 125, 126; 2009 a. 2, 28; 2011 a. 7, 10, 32, 166; 2013 a. 8, 20, 166, 203, 332.

9 **SECTION 28.** 13.94 (1s) (c) 8. of the statutes is amended to read:

10 13.94 (1s) (c) 8. The University of Wisconsin System Authority for the cost of
 11 an audit performed under sub. (1) (t).

History: 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 320, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 252; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105; 2003 a. 33, 111; 2005 a. 25, 74, 142, 335, 441; 2007 a. 1, 20, 96, 125, 126; 2009 a. 2, 28; 2011 a. 7, 10, 32, 166; 2013 a. 8, 20, 166, 203, 332.

12 **SECTION 29.** 13.95 (intro.) of the statutes is amended to read:

13 **13.95 Legislative fiscal bureau.** (intro.) There is created a bureau to be
 14 known as the "Legislative Fiscal Bureau" headed by a director. The fiscal bureau
 15 shall be strictly nonpartisan and shall at all times observe the confidential nature
 16 of the research requests received by it; however, with the prior approval of the
 17 requester in each instance, the bureau may duplicate the results of its research for
 18 distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director's
 19 designated employees shall at all times, with or without notice, have access to all
 20 state agencies, the University of Wisconsin Hospitals and Clinics Authority, the
 21 University of Wisconsin System Authority, the Wisconsin Aerospace Authority, the

1 Lower Fox River Remediation Authority, the Wisconsin Economic Development
2 Corporation, and the Fox River Navigational System Authority, and to any books,
3 records, or other documents maintained by such agencies or authorities and relating
4 to their expenditures, revenues, operations, and structure.

NOTE: NOTE: This section is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

109809
11 13.95 Legislative fiscal bureau. There is created a bureau to be known as the "Legislative Fiscal Bureau" headed by a director. The fiscal bureau shall be strictly nonpartisan and shall at all times observe the confidential nature of the research requests received by it; however, with the prior approval of the requester in each instance, the bureau may duplicate the results of its research for distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director's designated employees shall at all times, with or without notice, have access to all state agencies, the University of Wisconsin Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation Authority, the Wisconsin Economic Development Corporation, and the Fox River Navigational System Authority, and to any books, records, or other documents maintained by such agencies or authorities and relating to their expenditures, revenues, operations, and structure.

History: 1971 c. 215; 1973 c. 333 and supp.; 1975 c. 39; 1977 c. 196 s. 131; 1977 c. 273, 418; 1979 c. 34; 1983 a. 27; 1991 a. 316; 1995 a. 27, 225; 1999 a. 185; 2001 a. 16; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 220; 2013 a. 20.

12 SECTION 30. 14.26 (4) of the statutes is repealed.

13 SECTION 31. 14.40 (1) of the statutes is amended to read:

14 14.40 (1) Annually not later than July 1, each legislative, administrative and
15 judicial agency of the state government shall submit to the secretary of state a list
16 of all positions within that agency outside the classified service and above the clerical
17 level, excluding the faculties under the jurisdiction of the board of regents of the
18 University of Wisconsin System and the department of public instruction, which are
19 filled by appointment, and the term if there is one, together with the name of the
20 incumbent and the date of his or her appointment.

History: 1971 c. 100 s. 23; 1979 c. 34; 1995 a. 27 s. 9145 (1); 1997 a. 27.

21 SECTION 32. 15.07 (1) (cm) of the statutes is amended to read:

22 15.07 (1) (cm) The term of one member of the government accountability board
23 shall expire on each May 1. The terms of the 3 members of the land and water
24 conservation board appointed under s. 15.135 (4) (b) 2. shall expire on January 1.
25 The term of the member of the land and water conservation board appointed under
26 s. 15.135 (4) (b) 2m. shall expire on May 1 of an even-numbered year. The terms of
27 the appraiser members of the real estate appraisers board and the terms of the
28 auctioneer and auction company representative members of the auctioneer board

1 shall expire on May 1 in an even-numbered year. The terms of the members of the
 2 cemetery board shall expire on July 1 in an even-numbered year. The term of the
 3 student member of the Board of Regents of the University of Wisconsin System who
 4 is at least 24 years old shall expire on May 1 of every even-numbered year. ✓

NOTE: NOTE: Par. (cm) is shown as amended eff. 1-1-15 by 2013 Wis. Act 203. Prior to 1-1-15 it reads:NOTE:

(cm) The term of one member of the government accountability board shall expire on each May 1. The terms of the 3 members of the land and water conservation board appointed under s. 15.135 (4) (b) 2. shall expire on January 1. The term of the member of the land and water conservation board appointed under s. 15.135 (4) (b) 2m. shall expire on May 1 of an even-numbered year. The terms of the appraiser members of the real estate appraisers board and the terms of the auctioneer and auction company representative members of the auctioneer board shall expire on May 1 in an even-numbered year. The terms of the members of the cemetery board shall expire on July 1 in an even-numbered year. The term of the student member of the Board of Regents of the University of Wisconsin System who is at least 24 years old shall expire on May 1 of every even-numbered year. The terms of 6 of the members of the Milwaukee County mental health board appointed under s. 15.195 (9) (b) shall expire on May 1 of an even-numbered year.

History: 1971 c. 100 s. 23; 1971 c. 125, 261, 270, 323; 1973 c. 90, 156, 299, 334; 1975 c. 39, 41, 422; 1977 c. 29 ss. 24, 26, 1650m (3); 1977 c. 203, 277, 418, 427; 1979 c. 34, 110, 221, 346; 1981 c. 20, 62, 94, 96, 156, 314, 346, 374, 391; 1983 a. 27, 282, 403; 1985 a. 20, 29, 316; 1987 a. 27, 119, 142, 354, 399, 403; 1989 a. 31, 102, 114, 219, 299, 340; 1991 a. 25, 39, 116, 221, 269, 316; 1993 a. 16, 75, 102, 184, 349, 399, 490; 1995 a. 27, 216, 247; 1997 a. 27 ss. 43 to 48m, 9456 (3m); 1999 a. 9, 44, 181, 197; 2001 a. 16; 2003 a. 33 ss. 79 to 85, 2811; 2003 a. 48 ss. 10, 11; 2003 a. 171; 2003 a. 206 s. 23; 2005 a. 25 ss. 41g to 45m, 2493; 2005 a. 76, 228, 253; 2007 a. 1, 20, 97, 109; 2009 a. 28; 2011 a. 10, 32; 2013 a. 203.

12 SECTION 33. 15.07 (2) (d) of the statutes is amended to read:

13 15.07 (2) (d) The officers elected by the board of regents of the University of
 14 Wisconsin System and the technical college system board shall be known as a
 15 president, vice president and secretary.

History: 1971 c. 100 s. 23; 1971 c. 125, 261, 270, 323; 1973 c. 90, 156, 299, 334; 1975 c. 39, 41, 422; 1977 c. 29 ss. 24, 26, 1650m (3); 1977 c. 203, 277, 418, 427; 1979 c. 34, 110, 221, 346; 1981 c. 20, 62, 94, 96, 156, 314, 346, 374, 391; 1983 a. 27, 282, 403; 1985 a. 20, 29, 316; 1987 a. 27, 119, 142, 354, 399, 403; 1989 a. 31, 102, 114, 219, 299, 340; 1991 a. 25, 39, 116, 221, 269, 316; 1993 a. 16, 75, 102, 184, 349, 399, 490; 1995 a. 27, 216, 247; 1997 a. 27 ss. 43 to 48m, 9456 (3m); 1999 a. 9, 44, 181, 197; 2001 a. 16; 2003 a. 33 ss. 79 to 85, 2811; 2003 a. 48 ss. 10, 11; 2003 a. 171; 2003 a. 206 s. 23; 2005 a. 25 ss. 41g to 45m, 2493; 2005 a. 76, 228, 253; 2007 a. 1, 20, 97, 109; 2009 a. 28; 2011 a. 10, 32; 2013 a. 203.

16 SECTION 34. 15.107 (5) (a) 4. of the statutes is amended to read:

17 15.107 (5) (a) 4. A representative of the University of Wisconsin System
 18 Authority appointed by the secretary of administration.

History: 1971 c. 215; 1973 c. 90; 1977 c. 29, 419; 1979 c. 34; 1979 c. 361 s. 112; 1981 c. 20, 62, 237; 1983 a. 27, 393, 410; 1985 a. 29, 84; 1987 a. 27, 142; 1989 a. 31; 1991 a. 32 s. 17; 1991 a. 39, 170, 269; 1995 a. 27, ss. 119, 120 and 9116 (5); 1995 a. 227, 433, 442; 1997 a. 27, 35, 231; 1999 a. 9; 2001 a. 16, 38; 2003 a. 33; 2005 a. 228, 253, 421; 2007 a. 79; 2011 a. 32, 257; 2013 a. 20.

19 SECTION 35. 15.165 (3) (a) 4. of the statutes is amended to read:

20 15.165 (3) (a) 4. Two University of Wisconsin System Authority representatives
 21 who are teacher participants in the Wisconsin retirement system. The
 22 representatives under this subdivision shall not be from the same campus.

History: 1973 c. 151, 329; 1977 c. 29, 418; 1979 c. 221; 1981 c. 96; 1983 a. 192 s. 303 (7); 1983 a. 290; 1985 a. 230; 1987 a. 403; 1989 a. 31; 1993 a. 399; 1999 a. 9; 2001 a. 103; 2003 a. 33 ss. 102, 9160; 2005 a. 66; 2007 a. 20 s. 9121 (6) (a).

23 SECTION 36. 15.347 (4) (b) of the statutes is amended to read:

1 15.347 (4) (b) Four from the University of Wisconsin System Authority,
2 appointed by the board of regents of the University of Wisconsin System Authority.

History: 1971 c. 100 s. 23; 1971 c. 164, 211, 277, 307, 323; 1973 c. 12, 301, 318; 1975 c. 39, 198, 224, 412; 1977 c. 29 ss. 51, 52, 52d, 1650m (1), (4); 1977 c. 377; 1979 c. 34 ss. 39g, 39r, 2102 (39) (g), (58) (b); 1979 c. 221, 355; 1979 c. 361 s. 112; 1981 c. 346 s. 38; 1983 a. 410; 1985 a. 29 ss. 87h, 87m, 3200 (39); 1985 a. 65, 296, 332; 1987 a. 27, 186, 399; 1989 a. 11, 31, 335; 1991 a. 32, 39, 269, 302, 316; 1993 a. 16, 464; 1995 a. 27 ss. 169 to 175b, 9116 (5) and 9126 (19); 1995 a. 227; 1997 a. 27, 300; 2001 a. 109; 2005 a. 168; 2007 a. 20 s. 9121 (6) (a); 2009 a. 394; 2011 a. 32 ss. 117b, 125, 126; 2011 a. 104, 168; 2013 a. 16, 69.

3 **SECTION 37.** 15.377 (8) (c) 8. of the statutes is amended to read:

4 15.377 (8) (c) 8. One faculty member of a department or School of Education
5 in the University of Wisconsin System Authority, recommended by the president
6 board of regents of the University of Wisconsin System Authority.

History: 1971 c. 152, 211, 292; 1973 c. 89, 220, 336; 1977 c. 29; 1979 c. 346, 347; 1985 a. 29, 177; 1987 a. 27; 1989 a. 31; 1993 a. 184, 399; 1995 a. 27 ss. 183 to 187, 9126 (19), 9145 (1); 1997 a. 27, 164, 298; 1999 a. 9, 100, 186; 2001 a. 57; 2005 a. 121; 2009 a. 302.

7 **SECTION 38.** 15.57 (5) of the statutes is amended to read:

8 15.57 (5) One member appointed by the board of regents of the University of
9 Wisconsin System Authority for a 4-year term.

History: 1971 c. 100 s. 4; Stats. 1971 s. 15.57; 1977 c. 325; 1983 a. 27; 1985 a. 29; 1991 a. 39; 1993 a. 399; 1995 a. 27; 1997 a. 27; 2009 a. 302.

10 **SECTION 39.** 15.67 (1) (a) 1. of the statutes is amended to read:

11 15.67 (1) (a) 1. One member of the board of regents of the University of
12 Wisconsin System Authority.

History: 1997 a. 27, 237.

13 **SECTION 40.** 15.67 (1) (a) 3. of the statutes is amended to read:

14 15.67 (1) (a) 3. One financial aids administrator within the University of
15 Wisconsin System Authority.

History: 1997 a. 27, 237.

16 **SECTION 41.** 15.67 (1) (a) 5. of the statutes is amended to read:

17 15.67 (1) (a) 5. One undergraduate student enrolled at least half-time and in
18 good academic standing at an institution within the University of Wisconsin System
19 Authority who is at least 18 years old and a resident of this state.

History: 1997 a. 27, 237.

20 **SECTION 42.** 15.91 of the statutes is repealed.

21 **SECTION 43.** 15.915 (6) of the statutes is repealed.

****NOTE: Section 15.915 (1) and (2) should be moved elsewhere, as the veterinary diagnostic laboratory board and laboratory of hygiene board can no longer be attached to the University of Wisconsin System. Do you want to move the board membership requirements into ch. 36?

1 **SECTION 44.** 15.917 of the statutes is repealed.

2 **SECTION 45.** 16.002 (2) of the statutes is amended to read:

3 16.002 (2) “Departments” means constitutional offices, departments, and
4 independent agencies and includes all societies, associations, and other agencies of
5 state government for which appropriations are made by law, but not including
6 authorities created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, 234, 237, 238,
7 or 279.

NOTE: NOTE: Sub. (2) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

(2) “Departments” means constitutional offices, departments, and independent agencies and includes all societies, associations, and other agencies of state government for which appropriations are made by law, but not including authorities created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 232, 233, 234, 237, 238, or 279.

History: 1977 c. 196; 1983 a. 27, 189; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 229; 2013 a. 20, 165.

11 **SECTION 46.** 16.003 (2) of the statutes is amended to read:

12 **16.003 (2) STAFF.** Except as provided in ss. 16.548, ~~16.57~~, 978.03 (1), (1m) and
13 (2), 978.04 and 978.05 (8) (b), the secretary shall appoint the staff necessary for
14 performing the duties of the department. All staff shall be appointed under the
15 classified service except as otherwise provided by law.

History: 1971 c. 270; 1977 c. 196; 1979 c. 34; 1983 a. 27; 1989 a. 31, 117; 1991 a. 39.

16 **SECTION 47.** 16.004 (4) of the statutes is amended to read:

17 16.004 (4) **FREEDOM OF ACCESS.** The secretary and such employees of the
18 department as the secretary designates may enter into the offices of state agencies
19 and authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, 234,
20 237, 238, and 279, and may examine their books and accounts and any other matter
21 that in the secretary’s judgment should be examined and may interrogate the
22 agency’s employees publicly or privately relative thereto.

NOTE: NOTE: Sub. (4) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

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

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a.
27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss.
140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

4 SECTION 48. 16.004 (5) of the statutes is amended to read:

5 16.004 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and
6 authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, 234, 237,
7 238, and 279, and their officers and employees, shall cooperate with the secretary
8 and shall comply with every request of the secretary relating to his or her functions.

NOTE: NOTE: Sub. (5) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

9 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and authorities created under subch. II of ch. 114 and subch. III of ch. 149 and under chs. 231,
10 233, 234, 237, 238, and 279, and their officers and employees, shall cooperate with the secretary and shall comply with every request of the secretary relating to his or
11 her functions.

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a.
27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss.
140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

12 SECTION 49. 16.004 (7) (a) of the statutes is amended to read:

13 16.004 (7) (a) The secretary shall establish and maintain a personnel
14 management information system which shall be used to furnish the governor, the
15 legislature and the office of state employment relations with current information
16 pertaining to authorized positions, payroll and related items for all civil service
17 employees, except employees of the office of the governor, the courts and judicial
18 branch agencies, and the legislature and legislative service agencies. It is the intent
19 of the legislature that the University of Wisconsin System provide position and other
20 information to the department and the legislature, which includes appropriate data
21 on each position, facilitates accountability for each authorized position and traces
22 each position over time. Nothing in this paragraph may be interpreted as limiting
23 the authority of the board of regents of the University of Wisconsin System to allocate
24 and reallocate positions by funding source within the legally authorized levels. ✓

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a.
27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss.
140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

25 SECTION 50. 16.004 (12) (a) of the statutes is amended to read:

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

NOTE: NOTE: Par. (a) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

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

13 **SECTION 51.** 16.008 (2) of the statutes is amended to read:

14 16.008 (2) The state shall pay for extraordinary police services provided
15 directly to state facilities, as defined in s. 70.119 (3) (e), in response to a request of
16 a state officer or agency responsible for the operation and preservation of such
17 facilities. The University of Wisconsin Hospitals and Clinics Authority shall pay for
18 extraordinary police services provided to facilities of the authority described in s.
19 70.11 (38). The University of Wisconsin System Authority shall pay for
20 extraordinary police services provided to facilities of the authority described in s.
21 70.11 (38c). The Fox River Navigational System Authority shall pay for
22 extraordinary police services provided to the navigational system, as defined in s.
23 237.01 (5). Municipalities or counties that provide extraordinary police services to
24 state facilities may submit claims to the claims board for actual additional costs
25 related to wage and disability payments, pensions and worker’s compensation
26 payments, damage to equipment and clothing, replacement of expendable supplies,
27 medical and transportation expense, and other necessary expenses. The clerk of the

1 municipality or county submitting a claim shall also transmit an itemized statement
2 of charges and a statement that identifies the facility served and the person who
3 requested the services. The board shall obtain a review of the claim and
4 recommendations from the agency responsible for the facility prior to proceeding
5 under s. 16.007 (3), (5), and (6).

6 **History:** 1977 c. 418; 1995 a. 27; 2001 a. 16, 104.

SECTION 52. 16.01 (1) of the statutes is amended to read:

7 16.01 (1) In this section, “agency” means any office, department, agency,
8 institution of higher education, association, society or other body in state
9 government created or authorized to be created by the constitution or any law which
10 is entitled to expend moneys appropriated by law, including the legislature and the
11 courts, and any authority created under subch. II of ch. 114 or ch. 36, 231, 233 or 234.

12 **History:** 1983 a. 27; 1987 a. 27, 186, 399; 1989 a. 31; 1993 a. 399; 1995 a. 27; 2005 a. 335.

SECTION 53. 16.01 (2) (d) of the statutes is amended to read:

13 16.01 (2) (d) Work closely with all state agencies, including the University of
14 ~~Wisconsin System and the technical college system~~ ^{and} the University of Wisconsin
15 System Authority, ^{plain} with the private sector, and with groups concerned with women’s
16 issues to develop long-term solutions to women’s economic and social inequality in
17 this state.

18 **History:** 1983 a. 27; 1987 a. 27, 186, 399; 1989 a. 31; 1993 a. 399; 1995 a. 27; 2005 a. 335.

SECTION 54. 16.01 (3) (intro.) of the statutes is amended to read:

19 16.01 (3) (intro.) All state agencies, including the ~~University of Wisconsin~~
20 ~~System and the technical college system~~, shall fully cooperate with and assist the
21 women’s council. To that end, a representative of a state agency shall, upon request
22 by the women’s council:

23 **History:** 1983 a. 27; 1987 a. 27, 186, 399; 1989 a. 31; 1993 a. 399; 1995 a. 27; 2005 a. 335.

SECTION 55. 16.04 (1e) of the statutes is repealed.

SECTION 56

1 **SECTION 56.** 16.045 (1) (a) of the statutes is amended to read:

2 16.045 (1) (a) “Agency” means an office, department, independent agency,
3 institution of higher education, association, society, or other body in state
4 government created or authorized to be created by the constitution or any law, that
5 is entitled to expend moneys appropriated by law, including the legislature and the
6 courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231,
7 232, 233, 234, 237, 238, or 279.

NOTE: NOTE: Par. (a) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

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

History: 1993 a. 351; 1995 a. 27; 1997 a. 73; 2001 a. 16; 2003 a. 311; 2005 a. 74, 83, 335; 2007 a. 20, 97; 2009 a. 28, 401; 2011 a. 7, 10, 32, 229; 2013 a. 20, 165.

11 **SECTION 57.** 16.15 (1) (ab) of the statutes is amended to read:

12 16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but
13 excludes the University of Wisconsin Hospitals and Clinics Authority, the University
14 of Wisconsin System Authority, the Lower Fox River Remediation Authority, and the
15 Wisconsin Economic Development Corporation.

NOTE: NOTE: Par. (ab) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

16 (ab) “Authority” has the meaning given under s. 16.70 (2), but excludes the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River
17 Remediation Authority, the Wisconsin Economic Development Corporation, and the Health Insurance Risk-Sharing Plan Authority.

History: 1987 a. 292; 1989 a. 335; 1995 a. 27, 227; 1999 a. 9; 2005 a. 74; 2007 a. 20; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

18 **SECTION 58.** 16.41 (4) of the statutes is amended to read:

19 16.41 (4) In this section, “authority” means a body created under subch. II of
20 ch. 114 or under ch. 36, 231, 233, 234, 237, 238, or 279.

NOTE: NOTE: Sub. (4) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

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

History: 1977 c. 196 s. 130 (3); 1977 c. 272, 273; 1983 a. 27; 1987 a. 399; 1995 a. 27; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

22 **SECTION 59.** 16.417 (1) (b) of the statutes is amended to read:

23 16.417 (1) (b) “Authority” means a body created under subch. II of ch. 114 or
24 ch. 36, 231, 232, 233, 234, 237, 238, or 279.

History: 1987 a. 365 ss. 1, 4m; 1987 a. 399; 1989 a. 56 s. 259; 1993 a. 362; 1997 a. 27; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20; 2009 a. 28; 2011 a. 7, 10, 32, 229; 2013 a. 20 ss. 65p, 2365m, 9448; 2013 a. 165.

25 **SECTION 60.** 16.417 (2) (f) 2. of the statutes is repealed.

26 **SECTION 61.** 16.42 (1) (intro.) of the statutes is amended to read:

1 16.42 (1) (intro.) All agencies, ~~other than~~ including the University of Wisconsin
2 System Authority and not including the legislature and the courts, no later than
3 September 15 of each even-numbered year, in the form and content prescribed by the
4 department, shall prepare and forward to the department and to the legislative fiscal
5 bureau the following program and financial information:

History: 1971 c. 125, 215; 1973 c. 12, 333; 1975 c. 388; 1977 c. 29; 1977 c. 196 s. 130 (3), (4); 1977 c. 272; 1979 c. 34, 221; 1981 c. 20; 1987 a. 4; 1993 a. 16; 2001 a. 109; 2003 a. 33; 2005 a. 149; 2009 a. 28; 2013 a. 20.

History: 1999 a. 107; 2011 a. 32, 207; 2013 a. 20 ss. 2365m, 9448. ✓

6 **SECTION 62.** 16.50 (3) (b) of the statutes is amended to read:

7 16.50 (3) (b) No change in the number of full-time equivalent positions
8 authorized through the biennial budget process or other legislative act may be made
9 without the approval of the joint committee on finance, except for position changes
10 made by the governor under s. 16.505 (1) (c), (2), or (2j), or by the investment board
11 under s. 16.505 (2g), ~~or by the board of regents of the University of Wisconsin System~~
12 ~~under s. 16.505 (2m) or (2p).~~ ✓

History: 1971 c. 270; 1973 c. 333; 1975 c. 39; 1977 c. 29, 196, 418; 1979 c. 32, 34; 1981 c. 20, 27, 30, 314; 1983 a. 27 ss. 70, 71a, 2202 (42); 1985 a. 332 s. 251 (6); 1987 a. 4, 27; 1989 a. 31, 336; 1991 a. 316; 1993 a. 16; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 173, 174, 9160; 2005 a. 25, 149; 2009 a. 28; 2011 a. 10, 32; 2013 a. 166.

13 **SECTION 63.** 16.50 (3) (c) of the statutes is amended to read:

14 16.50 (3) (c) The secretary may withhold, in total or in part, the funding for any
15 position, as defined in s. 230.03 (11), as well as the funding for part-time or limited
16 term employees until such time as the secretary determines that the filling of the
17 position or the expending of funds is consistent with s. 16.505 and with the intent of
18 the legislature as established by law or in budget determinations, ~~or~~ the intent of the
19 joint committee on finance in creating or abolishing positions under s. 13.10, or the
20 intent of the governor in creating or abolishing positions under s. 16.505 (1) (c) or (2),
21 ~~or the intent of the board of regents of the University of Wisconsin System in creating~~

1 ~~or abolishing positions under s. 16.505 (2m) or (2p).~~ Until the release of funding
2 occurs, recruitment or certification for the position may not be undertaken.

History: 1971 c. 270; 1973 c. 333; 1975 c. 39; 1977 c. 29, 196, 418; 1979 c. 32, 34; 1981 c. 20, 27, 30, 314; 1983 a. 27 ss. 70, 71a, 2202 (42); 1985 a. 332 s. 251 (6); 1987 a. 4, 27; 1989 a. 31, 336; 1991 a. 316; 1993 a. 16; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 173, 174, 9160; 2005 a. 25, 149; 2009 a. 28; 2011 a. 10, 32; 2013 a. 166.

3 **SECTION 64.** 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:

History: 1977 c. 196, 418; 1979 c. 34; 1981 c. 20; 1983 a. 27; 1987 a. 27; 1989 a. 31, 127; 1991 a. 39, 269; 1993 a. 16; 1995 a. 27; 1997 a. 27; 2001 a. 16, 109; 2005 a. 25; 2009 a. 28, 276; 2011 a. 10, 32; 2013 a. 20, 166.

7 **SECTION 65.** 16.505 (2m) of the statutes is repealed.

8 **SECTION 66.** 16.505 (2p) of the statutes is repealed.

9 **SECTION 67.** 16.505 (4) (b) of the statutes is amended to read:

10 16.505 (4) (b) ~~Except as provided in par. (e), 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.

History: 1977 c. 196, 418; 1979 c. 34; 1981 c. 20; 1983 a. 27; 1987 a. 27; 1989 a. 31, 127; 1991 a. 39, 269; 1993 a. 16; 1995 a. 27; 1997 a. 27; 2001 a. 16, 109; 2005 a. 25; 2009 a. 28, 276; 2011 a. 10, 32; 2013 a. 20, 166.

14 **SECTION 68.** 16.505 (4) (c) of the statutes is repealed.

15 **SECTION 69.** 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

1 immediately preceding the fiscal biennium of the budget that have not been included
2 in authorizations under the biennial budget act but that should be included as
3 continued budget authorizations in the fiscal biennium of the budget.

4 **History:** 1985 a. 29; 1987 a. 4, 27; 1991 a. 39; 1995 a. 27; 2005 a. 149.

SECTION 70. 16.517 (2) of the statutes is amended to read:

5 16.517 (2) Modifications under sub. (1) shall be limited to adjustment of the
6 appropriation or position levels to the extent required to account for higher base
7 levels for the fiscal year immediately preceding the fiscal biennium of the budget due
8 to appropriation or position increases authorized under s. 16.505 (2) or ~~(2m)~~ or 16.515
9 during the fiscal year immediately preceding the fiscal biennium of the budget.

10 **History:** 1985 a. 29; 1987 a. 4, 27; 1991 a. 39; 1995 a. 27; 2005 a. 149.

SECTION 71. 16.52 (7) of the statutes is amended to read:

11 16.52 (7) PETTY CASH ACCOUNT. With the approval of the secretary, each agency
12 that is authorized to maintain a contingent fund under s. 20.920 may establish a
13 petty cash account from its contingent fund. The procedure for operation and
14 maintenance of petty cash accounts and the character of expenditures therefrom
15 shall be prescribed by the secretary. In this subsection, "agency" means an office,
16 department, independent agency, institution of higher education, association,
17 society, or other body in state government created or authorized to be created by the
18 constitution or any law, that is entitled to expend moneys appropriated by law,
19 including the legislature and the courts, but not including an authority created in
20 subch. II of ch. 114 or in ch. 36, 231, 233, 234, 237, 238, or 279.

NOTE: NOTE: Sub. (7) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

21 (7) PETTY CASH ACCOUNT. With the approval of the secretary, each agency that is authorized to maintain a contingent fund under s. 20.920 may establish a petty
22 cash account from its contingent fund. The procedure for operation and maintenance of petty cash accounts and the character of expenditures therefrom shall be
23 prescribed by the secretary. In this subsection, "agency" means an office, department, independent agency, institution of higher education, association, society, or other
24 body in state government created or authorized to be created by the constitution or any law, that is entitled to expend moneys appropriated by law, including the
25 legislature and the courts, but not including an authority created in subch. II of ch. 114 or in ch. 149 or in ch. 231, 233, 234, 237, 238, or 279.

History: 1971 c. 125, 261; 1973 c. 243; 1975 c. 41 s. 52; 1977 c. 29; 1977 c. 196 s. 130 (3), (4); 1977 c. 272, 273, 418; 1979 c. 34 ss. 65 to 67, 2102 (43) (a); 1981 c. 14;
1983 a. 27 ss. 73, 74, 2202 (42); 1983 a. 368; 1985 a. 29; 1987 a. 399; 1989 a. 31, 336, 359; 1991 a. 39, 316; 1995 a. 27 ss. 296, 297, 9145 (1); 1997 a. 27; 2001 a. 16; 2003 a.
33; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28, 276; 2011 a. 7, 10; 2013 a. 20.

26 **SECTION 72.** 16.528 (1) (a) of the statutes is amended to read:

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, 237, 238, or 279.

NOTE: NOTE: Par. (a) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

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

History: 1985 a. 300; 1987 s. 312 s. 17; 1987 a. 399; 1989 a. 233; 1991 a. 39; 1995 a. 27, 241; 1999 a. 150 s. 672; 2001 a. 16; 2001 a. 30 s. 108; 2005 a. 74, 335; 2007 a.
20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

10 **SECTION 73.** 16.53 (1) (d) 4. of the statutes is amended to read:

11 16.53 (1) (d) 4. The secretary may promulgate rules pertaining to the
12 administration of earnings garnishment actions under s. 812.42 whenever the state
13 is the garnishee in such actions. ~~In any earnings garnishment action where the~~
14 ~~judgment debtor is employed by the University of Wisconsin System, the secretary~~
15 ~~may require the appropriate payroll processing center for the University of~~
16 ~~Wisconsin System to directly process necessary forms, papers, deductions and~~
17 ~~checks, share drafts or other drafts in connection with such action.~~

History: 1971 c. 100 s. 23; 1971 c. 215, 261; Sup. Ct. Order, 67 Wis. 2d 585, 773 (1975); 1975 c. 39, 164, 198, 397, 422; 1977 c. 29, 196, 418; 1979 c. 34, 221; 1981 c. 1,
20; 1983 a. 3, 27, 192, 368; 1985 a. 29, 300; 1985 a. 332 ss. 15, 251 (1); 1987 a. 399; 1989 a. 31; 1989 a. 125 ss. 1, 10; 1991 a. 39, 316; 1993 a. 80, 399; 1995 a. 27 ss. 301, 302,
9126 (19), 9130 (4); 1997 a. 3; 2001 a. 16; 2003 a. 33, 117, 171; 2005 a. 74, 335; 2007 a. 20 ss. 90b, 91, 9121 (6) (a); 2007 a. 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

18 **SECTION 74.** 16.53 (2) of the statutes is amended to read:

19 16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed
20 invoice, the agency shall notify the sender of the invoice within 10 working days after
21 it receives the invoice of the reason it is improperly completed. In this subsection,
22 “agency” means an office, department, independent agency, institution of higher
23 education, association, society, or other body in state government created or
24 authorized to be created by the constitution or any law, that is entitled to expend
25 moneys appropriated by law, including the legislature and the courts, but not

1 including an authority created in subch. II of ch. 114 or in ch. 36, 231, 233, 234, 237,
2 238, or 279.

NOTE: NOTE: Sub. (2) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

3 (2) IMPROPER INVOICES. If an agency receives an improperly completed invoice, the agency shall notify the sender of the invoice within 10 working days after it
4 receives the invoice of the reason it is improperly completed. In this subsection, "agency" means an office, department, independent agency, institution of higher
5 education, association, society, or other body in state government created or authorized to be created by the constitution or any law, that is entitled to expend moneys
6 appropriated by law, including the legislature and the courts, but not including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 233,
7 234, 237, 238, or 279.

History: 1971 c. 100 s. 23; 1971 c. 215, 261; Sup. Ct. Order, 67 Wis. 2d 585, 773 (1975); 1975 c. 39, 164, 198, 397, 422; 1977 c. 29, 196, 418; 1979 c. 34, 221; 1981 c. 1,
20; 1983 a. 3, 27, 192, 368; 1985 a. 29, 300; 1985 a. 332 ss. 15, 251 (1); 1987 a. 399; 1989 a. 31; 1989 a. 125 ss. 1, 10; 1991 a. 39, 316; 1993 a. 80, 399; 1995 a. 27 ss. 301, 302,
9126 (19), 9130 (4); 1997 a. 3; 2001 a. 16; 2003 a. 33, 117, 171; 2005 a. 74, 335; 2007 a. 20 ss. 90b, 91, 9121 (6) (a); 2007 a. 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

8 **SECTION 75. 16.53 (7)** of the statutes is amended to read:

9 **16.53 (7) CERTIFICATION OF BOARDS, EVIDENCE OF CORRECTNESS OF ACCOUNT.** The
10 certificate of the proper officers of the ~~board of regents of the University of Wisconsin~~
11 ~~System~~, the department of health services, or the proper officers of any other board
12 or commission organized or established by the state, shall in all cases be evidence of
13 the correctness of any account which may be certified by them.

History: 1971 c. 100 s. 23; 1971 c. 215, 261; Sup. Ct. Order, 67 Wis. 2d 585, 773 (1975); 1975 c. 39, 164, 198, 397, 422; 1977 c. 29, 196, 418; 1979 c. 34, 221; 1981 c. 1,
20; 1983 a. 3, 27, 192, 368; 1985 a. 29, 300; 1985 a. 332 ss. 15, 251 (1); 1987 a. 399; 1989 a. 31; 1989 a. 125 ss. 1, 10; 1991 a. 39, 316; 1993 a. 80, 399; 1995 a. 27 ss. 301, 302,
9126 (19), 9130 (4); 1997 a. 3; 2001 a. 16; 2003 a. 33, 117, 171; 2005 a. 74, 335; 2007 a. 20 ss. 90b, 91, 9121 (6) (a); 2007 a. 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

14 **SECTION 76. 16.54 (8g)** of the statutes is repealed.

15 **SECTION 77. 16.54 (8r) (a)** of the statutes is renumbered 16.54 (8r) and amended
16 to read:

17 **16.54 (8r)** Whenever the federal government makes available moneys for
18 instruction, extension, special projects or emergency employment opportunities, the
19 board of regents of the University of Wisconsin System Authority may accept the
20 moneys on behalf of the state. The board of regents shall, in the administration of
21 the expenditure of such moneys, comply with the requirements of the act of congress
22 making the moneys available and with the regulations prescribed by the federal
23 government or the federal agency administering the act, insofar as the act or
24 regulations are consistent with state law. The board of regents may submit any plan,
25 budget, application or proposal required by the federal agency as a precondition to
26 receipt of the moneys. The board of regents may, consistent with state law, perform

1 any act required by the act of congress or the federal agency to carry out the purpose
2 of the act of congress. ~~The board of regents shall deposit all moneys received under~~
3 ~~this paragraph in the appropriation account under s. 20.285 (1) (m).~~

History: 1973 c. 333; 1975 c. 39 ss. 69, 732 (1); 1975 c. 224; 1977 c. 418; 1979 c. 34; 1981 c. 27; 1983 a. 27, 208, 470; 1985 a. 29; 1987 a. 4, 27, 186, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 303 to 307, 9126 (19); 1995 a. 132, 225; 1999 a. 9, 74; 2001 a. 16; 2003 a. 33; 2005 a. 25, 74, 335; 2007 a. 20 ss. 92b, 95, 98, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 332; 2011 a. 7, 10, 32; 2013 a. 20.

4 **SECTION 78.** 16.54 (8r) (b) of the statutes is repealed.

5 **SECTION 79.** 16.54 (9) (a) 1. of the statutes is amended to read:

6 16.54 (9) (a) 1. "Agency" means an office, department, independent agency,
7 institution of higher education, association, society or other body in state
8 government created or authorized to be created by the constitution or any law, which
9 is entitled to expend moneys appropriated by law, including the legislature and the
10 courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231,
11 233, 234, 237, 238, or 279.

NOTE: NOTE: Subd. 1. is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

12 1. "Agency" means an office, department, independent agency, institution of higher education, association, society or other body in state government created or
13 authorized to be created by the constitution or any law, which is entitled to expend moneys appropriated by law, including the legislature and the courts, but not including
14 an authority created in subch. II of ch. 114 or subch. II of ch. 149 or in ch. 231, 233, 234, 237, 238, or 279.

History: 1973 c. 333; 1975 c. 39 ss. 69, 732 (1); 1975 c. 224; 1977 c. 418; 1979 c. 34; 1981 c. 27; 1983 a. 27, 208, 470; 1985 a. 29; 1987 a. 4, 27, 186, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 303 to 307, 9126 (19); 1995 a. 132, 225; 1999 a. 9, 74; 2001 a. 16; 2003 a. 33; 2005 a. 25, 74, 335; 2007 a. 20 ss. 92b, 95, 98, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 332; 2011 a. 7, 10, 32; 2013 a. 20.

15 **SECTION 80.** 16.544 (3) of the statutes is amended to read:

16 16.544 (3) Prior to taking final action to remove any liability related to a
17 disallowance of the use of federal moneys, an agency shall submit to the department
18 a statement of the action proposed to remove the liability. The department may
19 approve, disapprove or approve with modifications each such proposed action. The
20 secretary shall forward a copy of each statement of proposed action approved by the
21 department to the joint committee on finance. ~~This subsection does not apply to an~~
22 ~~action taken by the board of regents of the University of Wisconsin System, within~~
23 ~~the statutory authority of the board, to remove a liability of less than \$5,000.~~

History: 1983 a. 27; 1987 a. 27.

24 **SECTION 81.** 16.57 of the statutes is repealed.

****NOTE: Section 16.57 requires DOA to provide 2 FTE positions to the Board of Regents. If you don't want to repeal s. 16.57, what changes do you want to make to s. 16.57?

1 **SECTION 82.** 16.61 (3) (s) of the statutes is amended to read:

2 16.61 (3) (s) Shall recommend to the department procedures for the transfer
3 of public records and records of the University of Wisconsin Hospitals and Clinics
4 Authority and the University of Wisconsin System Authority to optical disk format,
5 including procedures to ensure the authenticity, accuracy and reliability of any
6 public records or records of the University of Wisconsin Hospitals and Clinics
7 Authority and the University of Wisconsin System Authority so transferred and
8 procedures to ensure that such records are protected from unauthorized destruction.
9 The board shall also recommend to the department qualitative standards for optical
10 disks and copies of documents generated from optical disks used to store public
11 records and records of the University of Wisconsin Hospitals and Clinics Authority
12 and the University of Wisconsin System Authority.

History: 1975 c. 41 ss. 15, 52; 1975 c. 198 s. 65; 1975 c. 199; Stats. 1975 s. 16.61; 1977 c. 418; 1979 c. 32, 79, 93; 1979 c. 361 s. 113; 1981 c. 335; 1981 c. 350 ss. 9 to 12, 13; 1981 c. 391; 1983 a. 27, 524; 1985 a. 180 ss. 5 to 17, 30m; 1985 a. 332 s. 251 (1); 1987 a. 147 ss. 1 to 16, 25; 1987 a. 186; 1989 a. 31, 107, 248, 359; 1991 a. 39, 185, 269, 285, 315; 1993 a. 172, 213; 1995 a. 27 ss. 309 to 347, 9126 (19); 1995 a. 216, 225; 2001 a. 16; 2003 a. 33; 2007 a. 20 s. 9121 (6) (a); 2009 a. 42 ss. 2, 152.

13 **SECTION 83.** 16.61 (13) (a) of the statutes is amended to read:

14 16.61 (13) (a) The historical society, as trustee for the state, shall be the
15 ultimate depository of the archives of the state, and the board may transfer to the
16 society such original records and reproductions as it deems proper and worthy of
17 permanent preservation, including records and reproductions which the custodian
18 thereof has been specifically directed by statute to preserve or keep in the custodian's
19 office. The permanent preservation of records of the University of Wisconsin System
20 Authority may be accomplished under par. (b). The society may deposit in the
21 regional depositories established under s. 44.10, title remaining with the society, the
22 records of state agencies or their district or regional offices which are primarily

1 created in the geographic area serviced by the depository, but the records of all
2 central departments, offices, establishments and agencies shall remain in the main
3 archives in the capital city under the society's immediate jurisdiction, except that the
4 society may place the records temporarily at a regional depository for periods of time
5 to be determined by the society. Nothing in this subsection nor in ch. 44 prevents the
6 society's taking the steps for the safety of articles and materials entrusted to its care
7 in library, museum or archives, including temporary removal to safer locations,
8 dictated by emergency conditions arising from a state of war, civil rebellion or other
9 catastrophe.

History: 1975 c. 41 ss. 15, 52; 1975 c. 198 s. 65; 1975 c. 199; Stats. 1975 s. 16.61; 1977 c. 418; 1979 c. 32, 79, 93; 1979 c. 361 s. 113; 1981 c. 335; 1981 c. 350 ss. 9 to 12, 13; 1981 c. 391; 1983 a. 27, 524; 1985 a. 180 ss. 5 to 17, 30m; 1985 a. 332 s. 251 (1); 1987 a. 147 ss. 1 to 16, 25; 1987 a. 186; 1989 a. 31, 107, 248, 359; 1991 a. 39, 185, 269, 285, 315; 1993 a. 172, 213; 1995 a. 27 ss. 309 to 347, 9126 (19); 1995 a. 216, 225; 2001 a. 16; 2003 a. 33; 2007 a. 20 s. 9121 (6) (a); 2009 a. 42 ss. 2, 152.

10 **SECTION 84.** 16.611 (2) (a) of the statutes is amended to read:

11 16.611 (2) (a) The department shall prescribe, by rule, procedures for the
12 transfer of public records and records of the University of Wisconsin Hospitals and
13 Clinics Authority, of the University of Wisconsin System Authority, and of the
14 Wisconsin Aerospace Authority to optical disk or electronic format and for the
15 maintenance of such records stored in optical disk or electronic format, including
16 procedures to ensure the authenticity, accuracy, reliability and accessibility of any
17 public records or records of the University of Wisconsin Hospitals and Clinics
18 Authority, of the University of Wisconsin System Authority, or of the Wisconsin
19 Aerospace Authority so transferred and procedures to ensure that such records are
20 protected from unauthorized destruction. ✓

History: 1991 a. 39; 1995 a. 27, 216; 2005 a. 335.

21 **SECTION 85.** 16.611 (2) (c) of the statutes is amended to read:

22 16.611 (2) (c) The department shall prescribe, by rule, qualitative standards
23 for optical disks and for copies of documents generated from optical disks used to

1 store public records and records of the University of Wisconsin Hospitals and Clinics
2 Authority, of the University of Wisconsin System Authority, and of the Wisconsin
3 Aerospace Authority.

4 **History:** 1991 a. 39; 1995 a. 27, 216; 2005 a. 335.

SECTION 86. 16.62 (1) (a) of the statutes is amended to read:

5 16.62 (1) (a) To advise and assist state agencies, the University of Wisconsin
6 System Authority, and the University of Wisconsin Hospitals and Clinics Authority
7 in the establishment and operation of records management programs through the
8 issuance of standards and procedures and provision of technical and management
9 consulting services.

10 **History:** 1975 c. 41, 224; Stats. 1975 s. 16.62; 1977 c. 29, 418; 1979 c. 34 s. 2102 (1) (b), (c); 1979 c. 175; 1981 c. 350; 1983 a. 27 ss. 87, 88, 1804 to 1806; 1985 a. 180 s. 30m; 1987 a. 27; 1987 a. 147 s. 25; 1991 a. 39; 1995 a. 27, 216; 2001 a. 16.

SECTION 87. 16.62 (1) (b) of the statutes is amended to read:

11 16.62 (1) (b) To operate a state records center and a central microfilm facility
12 for state agencies, the University of Wisconsin System Authority, and the University
13 of Wisconsin Hospitals and Clinics Authority and to promulgate rules necessary for
14 efficient operation of the facilities.

15 **History:** 1975 c. 41, 224; Stats. 1975 s. 16.62; 1977 c. 29, 418; 1979 c. 34 s. 2102 (1) (b), (c); 1979 c. 175; 1981 c. 350; 1983 a. 27 ss. 87, 88, 1804 to 1806; 1985 a. 180 s. 30m; 1987 a. 27; 1987 a. 147 s. 25; 1991 a. 39; 1995 a. 27, 216; 2001 a. 16.

SECTION 88. 16.62 (1) (bm) of the statutes is amended to read:

16 16.62 (1) (bm) To operate a storage facility for storage of public records and
17 records of the University of Wisconsin System Authority and the University of
18 Wisconsin Hospitals and Clinics Authority in optical disk or electronic format in
19 accordance with rules, promulgated by the department under s. 16.611, governing
20 operation of the facility.

21 **History:** 1975 c. 41, 224; Stats. 1975 s. 16.62; 1977 c. 29, 418; 1979 c. 34 s. 2102 (1) (b), (c); 1979 c. 175; 1981 c. 350; 1983 a. 27 ss. 87, 88, 1804 to 1806; 1985 a. 180 s. 30m; 1987 a. 27; 1987 a. 147 s. 25; 1991 a. 39; 1995 a. 27, 216; 2001 a. 16.

SECTION 89. 16.62 (1) (c) of the statutes is amended to read:

22 16.62 (1) (c) To periodically audit the records management programs of state
23 agencies, the University of Wisconsin System Authority, and the University of

1 Wisconsin Hospitals and Clinics Authority and recommend improvements in records
2 management practices.

History: 1975 c. 41, 224; Stats. 1975 s. 16.62; 1977 c. 29, 418; 1979 c. 34 s. 2102 (1) (b), (c); 1979 c. 175; 1981 c. 350; 1983 a. 27 ss. 87, 88, 1804 to 1806; 1985 a. 180 s. 30m; 1987 a. 27; 1987 a. 147 s. 25; 1991 a. 39; 1995 a. 27, 216; 2001 a. 16.

3 **SECTION 90.** 16.64 (1) (a) of the statutes is amended to read:

4 16.64 (1) (a) “Board” means the board of regents of the University of Wisconsin
5 System Authority.

History: 1995 a. 403; 1997 a. 27, 158; 1999 a. 9 ss. 52 to 62; Stats. 1999 s. 14.63; 1999 a. 44; 2001 a. 7, 16; 2011 a. 32 s. 75; Stats. 2011 s. 16.64.

6 **SECTION 91.** 16.64 (2) (a) (intro.) of the statutes is amended to read:

7 16.64 (2) (a) (intro.) The weighted average tuition of bachelor’s
8 degree-granting institutions within the University of Wisconsin System Authority
9 for the academic year that begins on or after the first day of August of the current
10 year. The amount shall be calculated as follows:

History: 1995 a. 403; 1997 a. 27, 158; 1999 a. 9 ss. 52 to 62; Stats. 1999 s. 14.63; 1999 a. 44; 2001 a. 7, 16; 2011 a. 32 s. 75; Stats. 2011 s. 16.64.

11 **SECTION 92.** 16.64 (5) (a) of the statutes is amended to read:

12 16.64 (5) (a) Except as provided in sub. (7m), if an individual named as
13 beneficiary in a contract under sub. (3) attends an institution of higher education in
14 the United States, each tuition unit purchased on his or her behalf entitles that
15 beneficiary to apply toward the payment of tuition, fees and the costs of room and
16 board, books, supplies and equipment required for enrollment or attendance at the
17 institution an amount equal to 1% of the anticipated weighted average tuition of
18 bachelor’s degree-granting institutions within the University of Wisconsin System
19 Authority for the year of attendance, as estimated under sub. (2) in the year in which
20 the tuition unit was purchased.

History: 1995 a. 403; 1997 a. 27, 158; 1999 a. 9 ss. 52 to 62; Stats. 1999 s. 14.63; 1999 a. 44; 2001 a. 7, 16; 2011 a. 32 s. 75; Stats. 2011 s. 16.64.

21 **SECTION 93.** 16.70 (2) of the statutes, as affected by 2013 Wisconsin Act 20, is
22 amended to read:

1 16.70 (2) “Authority” means a body created under subch. II of ch. 114 or under
2 ch. 36, 231, 232, 233, 234, 237, or 279.

3 NOTE: NOTE: Sub. (2) is shown as amended eff 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

3 (2) “Authority” means a body created under subch. II of ch. 114 or subch. III of ch. 149 or under ch. 231, 232, 233, 234, 237, or 279.

4 History: 1971 c. 164; 1975 c. 41 s. 52; 1977 c. 29; 1979 c. 34, 221; 1983 a. 27, 106; 1985 a. 29 ss. 122a to 122f, 3200 (1); 1987 a. 292, 399; 1989 a. 335; 1991 a. 39, 189;
4 1993 a. 263, 399; 1995 a. 27, 56; 1997 a. 27; 1999 a. 65, 167; 2001 a. 16, 38; 2003 a. 33; 2005 a. 74, 89, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 10, 229; 2013 a. 20, 165, 166.

4 SECTION 94. 16.705 (1r) (d) of the statutes is repealed.

5 SECTION 95. 16.705 (1r) (e) of the statutes is repealed.

6 SECTION 96. 16.705 (2) (a) of the statutes is amended to read:

7 16.705 (2) (a) The department shall promulgate rules for the procurement of
8 contractual services by the department and its designated agents, including but not
9 limited to rules prescribing approval and monitoring processes for contractual
10 service contracts; except as provided in par. (b), a requirement for agencies, ~~except~~
11 ~~for the University of Wisconsin System,~~ to conduct a uniform cost-benefit analysis
12 of each proposed contractual service procurement involving an estimated
13 expenditure of more than \$50,000 in accordance with standards prescribed in the
14 rules; and, except as provided in par. (b), a requirement for agencies, ~~except for the~~
15 ~~University of Wisconsin System,~~ to review periodically, and before any renewal, the
16 continued appropriateness of contracting under each contractual services
17 agreement involving an estimated expenditure of more than \$50,000.

18 History: 1977 c. 196 s. 31; Stats. 1977 s. 16.705; 1981 c. 20; 1983 a. 27; 1985 a. 29 s. 3200 (1); 1985 a. 332 s. 251 (1); 1987 a. 186; 1989 a. 125; 1999 a. 105; 2003 a. 33
18 ss. 201, 9160; 2005 a. 89, 142, 431; 2009 a. 28, 136; 2011 a. 10, 32, 366; 2013 a. 20 ss. 79 to 84, 2365m, 9448.

18 SECTION 97. 16.71 (1m) of the statutes is amended to read:

19 16.71 (1m) The department shall not delegate to any executive branch agency,
20 ~~other than the board of regents of the University of Wisconsin System,~~ the authority
21 to enter into any contract for materials, supplies, equipment, or contractual services
22 relating to information technology or telecommunications prior to review and
23 approval of the contract by the department. ~~The department may delegate this~~
24 ~~authority to the University of Wisconsin-Madison.~~ No executive branch agency;

SECTION 97

1 ~~other than the board of regents of the University of Wisconsin System,~~ may enter into
 2 any such contract without review and approval of the contract by the department.
 3 ~~The University of Wisconsin–Madison may enter into any such contract without~~
 4 ~~review and approval by the department.~~ Any executive branch agency that enters
 5 into a contract relating to information technology under this section shall comply
 6 with the requirements of s. 16.973 (13). ~~Any delegation to the board of regents of the~~
 7 ~~University of Wisconsin System or to the University of Wisconsin–Madison is subject~~
 8 ~~to the limitations prescribed in s. 36.585.~~

History: 1977 c. 418; 1983 a. 333; 1985 a. 29, 300; 1987 a. 119; 1989 a. 31; 1991 a. 39, 269; 1995 a. 27; 1997 a. 27; 1999 a. 105; 2001 a. 16; 2003 a. 33; 2005 a. 25, 142, 431; 2007 a. 20; 2011 a. 32, 266; 2013 a. 20 ss. 2365m, 9448.

9 SECTION 98. 16.71 (4) of the statutes is repealed.

10 SECTION 99. 16.72 (2) (e) (intro.) of the statutes is amended to read:

11 16.72 (2) (e) (intro.) In writing the specifications under this subsection, the
 12 department and any other designated purchasing agent under s. 16.71 (1) shall
 13 incorporate requirements for the purchase of products made from recycled materials
 14 and recovered materials if their use is technically and economically feasible. Each
 15 authority other than the University of Wisconsin Hospitals and Clinics Authority,
 16 the University of Wisconsin System Authority, and the Lower Fox River
 17 Remediation Authority, in writing specifications for purchasing by the authority,
 18 shall incorporate requirements for the purchase of products made from recycled
 19 materials and recovered materials if their use is technically and economically
 20 feasible. The specifications shall include requirements for the purchase of the
 21 following materials:

NOTE: NOTE: Par. (e) (intro.) is shown as amended eff. 1–1–15 by 2013 Wis. Act 20. Prior to 1–1–15 it reads: NOTE:

(e) In writing the specifications under this subsection, the department and any other designated purchasing agent under s. 16.71 (1) shall incorporate requirements for the purchase of products made from recycled materials and recovered materials if their use is technically and economically feasible. Each authority other than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, and the Health Insurance Risk-Sharing Plan Authority, in writing specifications for purchasing by the authority, shall incorporate requirements for the purchase of products made from recycled materials and recovered materials if their use is technically and economically feasible. The specifications shall include requirements for the purchase of the following materials:

History: 1975 c. 41; 1977 c. 418; 1981 c. 20, 350; 1983 a. 92; 1983 a. 333 ss. 3c, 3g, 3n; 3w; 1985 a. 29 ss. 122g, 3200 (1); 1985 a. 332; 1987 a. 119, 292; 1989 a. 31, 335; 1991 a. 39, 269; 1995 a. 27, 227; 1997 a. 27, 212; 1999 a. 9, 32, 105; 2001 a. 16; 2003 a. 33, 320; 2005 a. 74; 2007 a. 20; 2011 a. 32; 2013 a. 20 ss. 91c, 92c, 2365m, 9448.

27 SECTION 100. 16.72 (2) (f) of the statutes is amended to read:

1 16.72 (2) (f) In writing specifications under this subsection, the department,
2 any other designated purchasing agent under s. 16.71 (1), and each authority other
3 than the University of Wisconsin Hospitals and Clinics Authority, the University of
4 Wisconsin System Authority, and the Lower Fox River Remediation Authority shall
5 incorporate requirements relating to the recyclability and ultimate disposition of
6 products and, wherever possible, shall write the specifications so as to minimize the
7 amount of solid waste generated by the state, consistent with the priorities
8 established under s. 287.05 (12). All specifications under this subsection shall
9 discourage the purchase of single-use, disposable products and require, whenever
10 practical, the purchase of multiple-use, durable products.

NOTE: NOTE: Par. (f) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

11 (f) In writing specifications under this subsection, the department, any other designated purchasing agent under s. 16.71 (1), and each authority other than the
12 University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, and the Health Insurance Risk-Sharing Plan Authority shall
13 incorporate requirements relating to the recyclability and ultimate disposition of products and, wherever possible, shall write the specifications so as to minimize the
14 amount of solid waste generated by the state, consistent with the priorities established under s. 287.05 (12). All specifications under this subsection shall discourage
15 the purchase of single-use, disposable products and require, whenever practical, the purchase of multiple-use, durable products.

History: 1975 c. 41; 1977 c. 418; 1981 c. 20, 350; 1983 a. 92; 1983 a. 333 ss. 3c, 3g, 3n; 3w; 1985 a. 29 ss. 122g, 3200 (1); 1985 a. 332; 1987 a. 119, 292; 1989 a. 31, 335;
1991 a. 39, 269; 1995 a. 27, 227; 1997 a. 27, 212; 1999 a. 9, 32, 105; 2001 a. 16; 2003 a. 33, 320; 2005 a. 74; 2007 a. 20; 2011 a. 32; 2013 a. 20 ss. 91c, 92c, 2365m, 9448.

16 **SECTION 101.** 16.72 (8) of the statutes is amended to read:

17 16.72 (8) The department may purchase educational technology materials,
18 supplies, equipment, or contractual services from orders placed with the department
19 by school districts, cooperative educational service agencies, and technical college
20 districts, ~~the board of regents of the University of Wisconsin System, and the~~
21 ~~University of Wisconsin-Madison.~~

History: 1975 c. 41; 1977 c. 418; 1981 c. 20, 350; 1983 a. 92; 1983 a. 333 ss. 3c, 3g, 3n; 3w; 1985 a. 29 ss. 122g, 3200 (1); 1985 a. 332; 1987 a. 119, 292; 1989 a. 31, 335;
1991 a. 39, 269; 1995 a. 27, 227; 1997 a. 27, 212; 1999 a. 9, 32, 105; 2001 a. 16; 2003 a. 33, 320; 2005 a. 74; 2007 a. 20; 2011 a. 32; 2013 a. 20 ss. 91c, 92c, 2365m, 9448.

22 **SECTION 102.** 16.73 (5) of the statutes is repealed.

23 **SECTION 103.** 16.75 (1m) of the statutes is amended to read:

24 16.75 (1m) The department shall award each order or contract for materials,
25 supplies or equipment on the basis of life cycle cost estimates, whenever such action
26 is appropriate. Each authority other than the University of Wisconsin Hospitals and
27 Clinics Authority, the University of Wisconsin System Authority, the Lower Fox

SECTION 103

1 River Remediation Authority, and the Wisconsin Aerospace Authority shall award
 2 each order or contract for materials, supplies or equipment on the basis of life cycle
 3 cost estimates, whenever such action is appropriate. The terms, conditions and
 4 evaluation criteria to be applied shall be incorporated in the solicitation of bids or
 5 proposals. The life cycle cost formula may include, but is not limited to, the
 6 applicable costs of energy efficiency, acquisition and conversion, money,
 7 transportation, warehousing and distribution, training, operation and maintenance
 8 and disposition or resale. The department shall prepare documents containing
 9 technical guidance for the development and use of life cycle cost estimates, and shall
 10 make the documents available to local governmental units.

NOTE: NOTE: Sub. (1m) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

11 (1m) The department shall award each order or contract for materials, supplies or equipment on the basis of life cycle cost estimates, whenever such action is
 12 appropriate. Each authority other than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, the Wisconsin
 13 Aerospace Authority, and the Health Insurance Risk-Sharing Plan Authority shall award each order or contract for materials, supplies or equipment on the basis of
 14 life cycle cost estimates, whenever such action is appropriate. The terms, conditions and evaluation criteria to be applied shall be incorporated in the solicitation of
 15 bids or proposals. The life cycle cost formula may include, but is not limited to, the applicable costs of energy efficiency, acquisition and conversion, money,
 16 transportation, warehousing and distribution, training, operation and maintenance and disposition or resale. The department shall prepare documents containing
 17 technical guidance for the development and use of life cycle cost estimates, and shall make the documents available to local governmental units.

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983
 a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a.
 27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h,
 9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81; 2013 a. 20, 166, 192; s. 13.92 (2) (i).

18 **SECTION 104.** 16.75 (3t) (c) 1. of the statutes is repealed.

19 **SECTION 105.** 16.75 (3t) (c) 6. of the statutes is repealed.

20 **SECTION 106.** 16.75 (8) of the statutes is amended to read:

21 16.75 (8) (am) The department, any other designated purchasing agent under
 22 s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other
 23 than the University of Wisconsin Hospitals and Clinics Authority, the University of
 24 Wisconsin System Authority, and the Lower Fox River Remediation Authority shall,
 25 to the extent practicable, make purchasing selections using specifications developed
 26 under s. 16.72 (2) (e) to maximize the purchase of materials utilizing recycled
 27 materials and recovered materials.

NOTE: NOTE: Par. (am) is shown renumbered from par. (a) 1. by 2013 Wis. Act 166 and as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15, as renumbered
 from par. (a) 1. by 2013 Wis. Act 166, it reads:NOTE:

1 (am) The department, any other designated purchasing agent under s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other than the
2 University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, and the Health Insurance Risk-Sharing Plan Authority shall,
3 to the extent practicable, make purchasing selections using specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials utilizing recycled
4 materials and recovered materials.

5 (bm) Each agency and authority other than the University of Wisconsin
6 Hospitals and Clinics Authority, the University of Wisconsin System Authority, and
7 the Lower Fox River Remediation Authority shall ensure that the average recycled
8 or recovered content of all paper purchased by the agency or authority measured as
9 a proportion, by weight, of the fiber content of paper products purchased in a fiscal
10 year, is not less than 40% of all purchased paper.

NOTE: NOTE: Par. (bm) is shown renumbered from par. (a) 2. by 2013 Wis. Act 166 and as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15, as renumbered
from par. (a) 2. by 2013 Wis. Act 166, it reads: NOTE:

11 (bm) Each agency and authority other than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, and the Health
12 Insurance Risk-Sharing Plan Authority shall ensure that the average recycled or recovered content of all paper purchased by the agency or authority measured as a
13 proportion, by weight, of the fiber content of paper products purchased in a fiscal year, is not less than 40% of all purchased paper.

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983
a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a.
27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h,
9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81; 2013 a. 20, 166, 192; s. 13.92 (2) (i).

14 SECTION 107. 16.75 (12) (a) 1. of the statutes is amended to read:

15 16.75 (12) (a) 1. "Agency" means the department of administration, the
16 department of corrections, the department of health services, the department of
17 public instruction, and the department of veterans affairs, and the Board of Regents
18 of the University of Wisconsin System.

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983
a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a.
27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h,
9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81; 2013 a. 20, 166, 192; s. 13.92 (2) (i).

19 SECTION 108. 16.765 (1) of the statutes is amended to read:

20 16.765 (1) 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, the Wisconsin Economic Development Corporation,
24 and the Bradley Center Sports and Entertainment Corporation shall include in all
25 contracts executed by them a provision obligating the contractor not to discriminate
26 against any employee or applicant for employment because of age, race, religion,
27 color, handicap, sex, physical condition, developmental disability as defined in s.

1 51.01 (5), sexual orientation as defined in s. 111.32 (13m), or national origin and,
2 except with respect to sexual orientation, obligating the contractor to take
3 affirmative action to ensure equal employment opportunities.

NOTE: NOTE: Sub. (1) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

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

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130
(4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20; 2013 a. 173 s. 33.

10 SECTION 109. 16.765 (2) of the statutes is amended to read:

11 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and
12 Clinics Authority, the University of Wisconsin System Authority, the Fox River
13 Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox
14 River Remediation Authority, the Wisconsin Economic Development Corporation,
15 and the Bradley Center Sports and Entertainment Corporation shall include the
16 following provision in every contract executed by them: "In connection with the
17 performance of work under this contract, the contractor agrees not to discriminate
18 against any employee or applicant for employment because of age, race, religion,
19 color, handicap, sex, physical condition, developmental disability as defined in s.
20 51.01 (5), sexual orientation or national origin. This provision shall include, but not
21 be limited to, the following: employment, upgrading, demotion or transfer;
22 recruitment or recruitment advertising; layoff or termination; rates of pay or other
23 forms of compensation; and selection for training, including apprenticeship. Except
24 with respect to sexual orientation, the contractor further agrees to take affirmative
25 action to ensure equal employment opportunities. The contractor agrees to post in
26 conspicuous places, available for employees and applicants for employment, notices
27 to be provided by the contracting officer setting forth the provisions of the
28 nondiscrimination clause".

1 NOTE: NOTE: NOTE: Sub. (2) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

2 (2) Contracting agencies, the University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace
 3 Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation Authority, the Wisconsin Economic Development Corporation, and
 4 the Bradley Center Sports and Entertainment Corporation shall include the following provision in every contract executed by them: "In connection with the
 5 performance of work under this contract, the contractor agrees not to discriminate against any employee or applicant for employment because of age, race, religion,
 6 color, handicap, sex, physical condition, developmental disability as defined in s. 51.01 (5), sexual orientation or national origin. This provision shall include, but not
 7 be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms
 8 of compensation; and selection for training, including apprenticeship. Except with respect to sexual orientation, the contractor further agrees to take affirmative action
 9 to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be
 10 provided by the contracting officer setting forth the provisions of the nondiscrimination clause."

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130
 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20; 2013 a. 173 s. 33.

11 **SECTION 110.** 16.765 (4) of the statutes is amended to read:

12 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and
 13 Clinics Authority, the University of Wisconsin System Authority, the Fox River
 14 Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox
 15 River Remediation Authority, and the Bradley Center Sports and Entertainment
 16 Corporation shall take appropriate action to revise the standard government
 17 contract forms under this section.

NOTE: NOTE: Sub. (4) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

18 (4) Contracting agencies, the University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace
 19 Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation Authority, and the Bradley Center Sports and Entertainment
 20 Corporation shall take appropriate action to revise the standard government contract forms under this section.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130
 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20; 2013 a. 173 s. 33.

21 **SECTION 111.** 16.765 (5) of the statutes is amended to read:

22 16.765 (5) The head of each contracting agency and the boards of directors of
 23 the University of Wisconsin Hospitals and Clinics Authority, the University of
 24 Wisconsin System Authority, the Fox River Navigational System Authority, the
 25 Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, the
 26 Wisconsin Economic Development Corporation, and the Bradley Center Sports and
 27 Entertainment Corporation shall be primarily responsible for obtaining compliance
 28 by any contractor with the nondiscrimination and affirmative action provisions
 29 prescribed by this section, according to procedures recommended by the department.
 30 The department shall make recommendations to the contracting agencies and the
 31 boards of directors of the University of Wisconsin Hospitals and Clinics Authority,
 32 the University of Wisconsin System Authority, the Fox River Navigational System

SECTION 111

1 Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation
 2 Authority, the Wisconsin Economic Development Corporation, and the Bradley
 3 Center Sports and Entertainment Corporation for improving and making more
 4 effective the nondiscrimination and affirmative action provisions of contracts. The
 5 department shall promulgate such rules as may be necessary for the performance of
 6 its functions under this section.

NOTE: NOTE: Sub. (5) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads: NOTE:

7 (5) The head of each contracting agency and the boards of directors of the University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational
 8 System Authority, the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower-Fox-River Remediation Authority, the Wisconsin
 9 Economic Development Corporation, and the Bradley Center Sports and Entertainment Corporation shall be primarily responsible for obtaining compliance by any
 10 contractor with the nondiscrimination and affirmative action provisions prescribed by this section, according to procedures recommended by the department. The
 11 department shall make recommendations to the contracting agencies and the boards of directors of the University of Wisconsin Hospitals and Clinics Authority, the
 12 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation
 13 Authority, the Wisconsin Economic Development Corporation, and the Bradley Center Sports and Entertainment Corporation for improving and making more
 14 effective the nondiscrimination and affirmative action provisions of contracts. The department shall promulgate such rules as may be necessary for the performance
 15 of its functions under this section.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130
 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20; 2013 a. 173 s. 33.

16 SECTION 112. 16.765 (6) of the statutes is amended to read:

17 16.765 (6) The department may receive complaints of alleged violations of the
 18 nondiscrimination provisions of such contracts. The department shall investigate
 19 and determine whether a violation of this section has occurred. The department may
 20 delegate this authority to the contracting agency, the University of Wisconsin
 21 Hospitals and Clinics Authority, the University of Wisconsin System Authority, the
 22 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the
 23 Lower Fox River Remediation Authority, the Wisconsin Economic Development
 24 Corporation, or the Bradley Center Sports and Entertainment Corporation for
 25 processing in accordance with the department's procedures.

NOTE: NOTE: Sub. (6) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads: NOTE:

26 (6) The department may receive complaints of alleged violations of the nondiscrimination provisions of such contracts. The department shall investigate and
 27 determine whether a violation of this section has occurred. The department may delegate this authority to the contracting agency, the University of Wisconsin Hospitals
 28 and Clinics Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower
 29 Fox River Remediation Authority, the Wisconsin Economic Development Corporation, or the Bradley Center Sports and Entertainment Corporation for processing
 30 in accordance with the department's procedures.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130
 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20; 2013 a. 173 s. 33.

31 SECTION 113. 16.765 (7) (intro.) of the statutes is amended to read:

1 16.765 (7) (intro.) When a violation of this section has been determined by the
2 department, ~~the contracting agency, the University of Wisconsin Hospitals and~~
3 ~~Clinics Authority, the Fox River Navigational System Authority, the Wisconsin~~
4 ~~Aerospace Authority, the Lower Fox River Remediation Authority, the Wisconsin~~
5 ~~Economic Development Corporation, or the Bradley Center Sports and~~
6 ~~Entertainment Corporation, the contracting agency, the University of Wisconsin~~
7 ~~Hospitals and Clinics Authority, the University of Wisconsin System Authority, the~~
8 ~~Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the~~
9 ~~Lower Fox River Remediation Authority, the Wisconsin Economic Development~~
10 ~~Corporation, or the Bradley Center Sports and Entertainment Corporation shall:~~

NOTE: NOTE: Sub. (7) (intro.) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads: NOTE:

11 (7) When a violation of this section has been determined by the department, the contracting agency, the University of Wisconsin Hospitals and Clinics Authority,
12 the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower Fox River
13 Remediation Authority, the Wisconsin Economic Development Corporation, or the Bradley Center Sports and Entertainment Corporation, the contracting agency,
14 the University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Health Insurance
15 Risk-Sharing Plan Authority, the Lower Fox River Remediation Authority, the Wisconsin Economic Development Corporation, or the Bradley Center Sports and
16 Entertainment Corporation shall:

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130
(4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20; 2013 a. 173 s. 33.

17 **SECTION 114.** 16.765 (7) (d) of the statutes is amended to read:

18 16.765 (7) (d) Direct the violating party to take immediate steps to prevent
19 further violations of this section and to report its corrective action to the contracting
20 agency, the University of Wisconsin Hospitals and Clinics Authority, the University
21 of Wisconsin System Authority, the Fox River Navigational System Authority, the
22 Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, the
23 Wisconsin Economic Development Corporation, or the Bradley Center Sports and
24 Entertainment Corporation.

NOTE: NOTE: Par. (d) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads: NOTE:

25 (d) Direct the violating party to take immediate steps to prevent further violations of this section and to report its corrective action to the contracting agency, the
26 University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Health Insurance
27 Risk-Sharing Plan Authority, the Lower Fox River Remediation Authority, the Wisconsin Economic Development Corporation, or the Bradley Center Sports and
28 Entertainment Corporation.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130
(4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20; 2013 a. 173 s. 33.

29 **SECTION 115.** 16.78 (1) of the statutes is amended to read:

SECTION 115

1 16.78 (1) Every agency other than ~~the board of regents of the University of~~
2 ~~Wisconsin System, the University of Wisconsin-Madison,~~ or an agency making
3 purchases under s. 16.74 shall make all purchases of materials, supplies, equipment,
4 and contractual services relating to information technology or telecommunications
5 from the department, unless the department requires the agency to purchase the
6 materials, supplies, equipment, or contractual services pursuant to a master
7 contract established under s. 16.972 (2) (h), or grants written authorization to the
8 agency to procure the materials, supplies, equipment, or contractual services under
9 s. 16.75 (1) or (2m), to purchase the materials, supplies, equipment, or contractual
10 services from another agency or to provide the materials, supplies, equipment, or
11 contractual services to itself. ~~The board of regents of the University of Wisconsin~~
12 ~~System and the University of Wisconsin-Madison may make purchases of materials,~~
13 ~~supplies, equipment, and contractual services relating to information technology or~~
14 ~~telecommunications from the department.~~

History: 1991 a. 39; 2001 a. 16, 104; 2003 a. 33; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

15 **SECTION 116.** 16.838 (1) (b) of the statutes is amended to read:

16 16.838 (1) (b) “Authority” means a body created under subch. II of ch. 114 or
17 ch. ~~36~~, 231, 232, 233, 234, or 237.

History: 1999 a. 4; 2001 a. 16; 2005 a. 335; 2011 a. 229.

18 **SECTION 117.** 16.84 (10) of the statutes is amended to read:

19 16.84 (10) Approve the design, structure, composition, location and
20 arrangements made for the care and maintenance of all public monuments,
21 memorials, or works of art which shall be constructed by or become the property of
22 the state by purchase wholly or in part from state funds, or by gift or otherwise. “Work
23 of art” means any painting, portrait, mural decoration, stained glass, statue,
24 bas-relief, ornament, tablets, fountain or any other article or structure of a

1 permanent character intended for decoration or commemoration. This subsection
2 does not apply to public monuments, memorials or works of art which are or will
3 become property of the ~~University of Wisconsin System~~ or the historical society.

History: 1971 c. 183; 1975 c. 41 s. 52; 1977 c. 418; 1979 c. 34, 221; 1981 c. 314; 1983 a. 36 s. 96 (4); 1983 a. 435 s. 7; 1983 a. 524; 1985 a. 135 s. 83 (5); 1987 a. 27; 1989 a. 31; 1991 a. 39, 269; 1995 a. 27, 174; 2001 a. 16; 2003 a. 33, 321; 2013 a. 20.

4 **SECTION 118.** 16.845 (1) of the statutes is amended to read:

5 16.845 (1) RULE; PENALTY. Except as elsewhere expressly prohibited, the
6 managing authority of any facility owned by the state or by the University of
7 Wisconsin Hospitals and Clinics Authority or the University of Wisconsin System
8 Authority or leased from the state by the Fox River Navigational System Authority
9 may permit its use for free discussion of public questions, or for civic, social,
10 recreational or athletic activities. No such use shall be permitted if it would unduly
11 burden the managing authority or interfere with the prime use of such facility. The
12 applicant for use shall be liable to the state, to the Fox River Navigational System
13 Authority, to the University of Wisconsin System Authority, or to the University of
14 Wisconsin Hospitals and Clinics Authority for any injury done to its property, for any
15 expense arising out of any such use and for such sum as the managing authority may
16 charge for such use. All such sums payable to the state shall be paid into the general
17 fund and credited to the appropriation account for the operation of the facility used.
18 The managing authority may permit such use notwithstanding the fact that a
19 reasonable admission fee may be charged to the public. Whoever does or attempts
20 to do an act for which a permit is required under this section without first obtaining
21 the permit may be fined not more than \$100 or imprisoned not more than 30 days
22 or both. This subsection applies only to those facilities for which a procedure for
23 obtaining a permit has been established by the managing authority.

History: 1971 c. 183; 1995 a. 27; 2001 a. 16.

24 **SECTION 119.** 16.847 (1) (b) of the statutes is amended to read:

SECTION 119

1 16.847 (1) (b) “State facilities” means all property owned and operated by the
2 state for the purpose of carrying out usual state functions, ~~including each institution~~
3 ~~within the University of Wisconsin System.~~

4 History: 1991 a. 269; 1993 a. 16, 414; 1995 a. 27; 1997 a. 237; 2001 a. 16, 104; 2007 a. 20; 2009 a. 28.

4 **SECTION 120.** 16.848 (1s) (c) of the statutes is amended to read:

5 16.848 (1s) (c) Notwithstanding s. 20.001 (3) (a) to (c) and subject to approval
6 under par. (d), the secretary may lapse or transfer to the general fund from the
7 unencumbered balance of appropriations to any agency, other than ~~sum sufficient~~
8 ~~appropriations or appropriations of program revenues to the Board of Regents of the~~
9 ~~University of Wisconsin System or appropriations of segregated or federal revenues,~~
10 any amount appropriated to an agency that is determined by the secretary to be
11 allocated for the management or operation of the facility that was sold or leased
12 effective on the effective date of the sale or lease.

13 History: 2005 a. 25; 2007 a. 20 ss. 113, 114, 9121 (6) (a); 2007/a. 100; 2009 a. 180; 2011 a. 32; 2013 a. 20; 2013 a. 173 s. 33.

13 **SECTION 121.** 16.85 (1) of the statutes is amended to read:

14 16.85 (1) To take charge of and supervise all engineering or architectural
15 services or construction work, as defined in s. 16.87 (1) (a), performed by, or for, the
16 state, or any department, board, institution, commission, or officer of the state,
17 including nonprofit-sharing corporations organized for the purpose of assisting the
18 state in the construction and acquisition of new buildings or improvements and
19 additions to existing buildings as contemplated under ss. ~~s. 13.488, 36.09, and 36.11,~~
20 ~~except work to be performed for the University of Wisconsin System with respect to~~
21 ~~a building, structure, or facility involving a cost of less than \$500,000 that is funded~~
22 ~~entirely with the proceeds of gifts or grants made to the system, and except the~~
23 engineering, architectural, and construction work of the department of
24 transportation; and the engineering service performed by the department of safety

1 and professional services, department of revenue, public service commission,
2 department of health services, and other departments, boards, and commissions
3 when the service is not related to the maintenance, and construction and planning,
4 of the physical properties of the state.

History: 1971 c. 42; 1973 c. 90; 1973 c. 335 s. 13; 1977 c. 29 s. 1654 (8) (c); 1979 c. 221; 1983 a. 36 s. 96 (4); 1985 a. 29; 1987 a. 142, 399; 1989 a. 31, 336; 1991 a. 39, 269, 316; 1993 a. 263; 1995 a. 27 ss. 398 to 400, 9116 (5), 9126 (19), 9130 (4); 1997 a. 27; 1999 a. 197; 2001 a. 16; 2005 a. 74, 149, 335; 2007 a. 20 ss. 115b, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 185; 2011 a. 7, 10, 32; 2013 a. 20, 166.

5 **SECTION 122.** 16.85 (2) of the statutes is amended to read:

6 16.85 (2) To furnish engineering, architectural, project management, and other
7 building construction services whenever requisitions therefor are presented to the
8 department by any agency. The department may deposit moneys received from the
9 provision of these services in the account under s. 20.505 (1) (kc) or in the general
10 fund as general purpose revenue — earned. In this subsection, “agency” means an
11 office, department, independent agency, institution of higher education, association,
12 society, or other body in state government created or authorized to be created by the
13 constitution or any law, which is entitled to expend moneys appropriated by law,
14 including the legislature and the courts, but not including an authority created in
15 subch. II of ch. 114 or in ch. 36, 231, 233, 234, 237, 238, or 279.

NOTE: NOTE: Sub. (2) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads: NOTE:

16 (2) To furnish engineering, architectural, project management, and other building construction services whenever requisitions therefor are presented to the
17 department by any agency. The department may deposit moneys received from the provision of these services in the account under s. 20.505 (1) (kc) or in the general
18 fund as general purpose revenue — earned. In this subsection, “agency” means an office, department, independent agency, institution of higher education, association,
19 society, or other body in state government created or authorized to be created by the constitution or any law, which is entitled to expend moneys appropriated by law,
20 including the legislature and the courts, but not including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 233, 234, 237, 238, or 279.

History: 1971 c. 42; 1973 c. 90; 1973 c. 335 s. 13; 1977 c. 29 s. 1654 (8) (c); 1979 c. 221; 1983 a. 36 s. 96 (4); 1985 a. 29; 1987 a. 142, 399; 1989 a. 31, 336; 1991 a. 39, 269, 316; 1993 a. 263; 1995 a. 27 ss. 398 to 400, 9116 (5), 9126 (19), 9130 (4); 1997 a. 27; 1999 a. 197; 2001 a. 16; 2005 a. 74, 149, 335; 2007 a. 20 ss. 115b, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 185; 2011 a. 7, 10, 32; 2013 a. 20, 166.

21 **SECTION 123.** 16.85 (12) of the statutes is repealed.

22 **SECTION 124.** 16.855 (20) of the statutes is repealed.

23 **SECTION 125.** 16.855 (22) of the statutes is amended to read:

24 16.855 (22) The provisions of this section, except sub. (10m), do not apply to
25 construction work for any project that does not require the prior approval of the
26 building commission under s. 13.48 (10) (a) if the project is constructed in accordance

INSERT 42-9 ✓
1 with policies and procedures prescribed by the building commission under s. 13.48
2 (29). If the estimated construction cost of any project, ~~other than a project~~
3 ~~constructed by or for the University of Wisconsin System that is exempted under sub.~~
4 ~~(23)~~, is at least \$50,000, and the building commission elects to utilize the procedures
5 prescribed under s. 13.48 (29) to construct the project, the department shall provide
6 adequate public notice of the project and the procedures to be utilized to construct
7 the project on a publicly accessible computer site.

History: 1971 c. 125; 1973 c. 47; 1975 c. 39, 199, 390; 1977 c. 418; 1979 c. 34; 1981 c. 20; 1983 a. 27 ss. 104g to 105, 2202 (1); 1983 a. 390 s. 6; 1985 a. 29; 1985 a. 332 s. 251 (1); 1987 a. 27, 292; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 400b, 9126 (19); 1995 a. 227; 1997 a. 27, 306; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 103; 2003 a. 33, 157; 2005 a. 141, 391; 2007 a. 20 s. 9121 (6) (a); 2009 a. 299; 2011 a. 32; 2011 a. 260 s. 80; 2013 a. 20, 192.

8 **SECTION 126.** 16.855 (23) of the statutes is repealed.

9 **SECTION 127.** 16.865 (8) of the statutes is amended to read:

10 16.865 (8) Annually in each fiscal year, allocate as a charge to each agency a
11 proportionate share of the estimated costs attributable to programs administered by
12 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department
13 may charge premiums to agencies to finance costs under this subsection and pay the
14 costs from the appropriation on an actual basis. The department shall deposit all
15 collections under this subsection in the appropriation account under s. 20.505 (2) (k).
16 Costs assessed under this subsection may include judgments, investigative and
17 adjustment fees, data processing and staff support costs, program administration
18 costs, litigation costs, and the cost of insurance contracts under sub. (5). In this
19 subsection, "agency" means an office, department, independent agency, institution
20 of higher education, association, society, or other body in state government created
21 or authorized to be created by the constitution or any law, that is entitled to expend
22 moneys appropriated by law, including the legislature and the courts, but not
23 including an authority created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, 234,
24 237, 238, or 279.

1 NOTE: NOTE: NOTE: Sub. (8) is shown as amended eff. 1-1-15 by 2013 Wis. Act 20. Prior to 1-1-15 it reads:NOTE:

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

10 History: 1973 c. 333; 1975 c. 81, 189, 422; 1977 c. 29; 1977 c. 196 s. 130 (3); 1979 c. 34, 221; 1981 c. 20; 1985 a. 29; 1987 a. 399; 1989 a. 125; 1991 a. 39; 1993 a. 16;
11 1995 a. 27; 2001 a. 16; 2003 a. 33; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 183, 229; 2013 a. 20, 165.

12 SECTION 128. 16.87 (5) of the statutes is repealed.

13 SECTION 129. 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 History: 1981 c. 390; 1983 a. 27; 2011 a. 32.

22 SECTION 130. 16.967 (6) (a) of the statutes is amended to read:

23 16.967 (6) (a) By March 31 of each year, the department of administration, the
24 department of agriculture, trade and consumer protection, the department of safety
25 and professional services, the department of health services, the department of
26 natural resources, the department of tourism, the department of revenue, the
27 department of transportation, the board of regents of the University of Wisconsin
28 System, the public service commission, and the board of curators of the historical
29 society shall each submit to the department a plan to integrate land information to
30 enable such information to be readily translatable, retrievable, and geographically
referenced for use by any state, local governmental unit, or public utility. Upon
receipt of this information, the department shall integrate the information to enable
the information to be used to meet land information data needs. The integrated

SECTION 130

1 information shall be readily translatable, retrievable, and geographically referenced
2 to enable members of the public to use the information.

History: 1989 a. 31, 339; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 403, 9116 (5), 9126 (19); 1995 a. 201; 1997 a. 27 ss. 141am to 141an, 9456 (3m); 1999 a. 9 ss. 114m, 114n, 9401 (2zu); 2001 a. 16; 2003 a. 33 ss. 2811, 2813; 2003 a. 48 ss. 10, 11; 2003 a. 206 s. 23; 2005 a. 25 ss. 92, 2493, 2495; 2007 a. 20 s. 9121 (6) (a); 2009 a. 314; 2011 a. 32; 2013 a. 20.

3 **SECTION 131. 16.967 (8)** of the statutes is amended to read:

4 **16.967 (8) ADVICE; COOPERATION.** In carrying out its duties under this section,
5 the department may seek advice and assistance from the board of regents of the
6 University of Wisconsin System and other agencies, local governmental units, and
7 other experts involved in collecting and managing land information. Agencies shall
8 cooperate with the department in the coordination of land information collection.

History: 1989 a. 31, 339; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 403, 9116 (5), 9126 (19); 1995 a. 201; 1997 a. 27 ss. 141am to 141an, 9456 (3m); 1999 a. 9 ss. 114m, 114n, 9401 (2zu); 2001 a. 16; 2003 a. 33 ss. 2811, 2813; 2003 a. 48 ss. 10, 11; 2003 a. 206 s. 23; 2005 a. 25 ss. 92, 2493, 2495; 2007 a. 20 s. 9121 (6) (a); 2009 a. 314; 2011 a. 32; 2013 a. 20.

9 **SECTION 132. 16.971 (2) (a)** of the statutes is amended to read:

10 **16.971 (2) (a)** Ensure that an adequate level of information technology services
11 is made available to all agencies by providing systems analysis and application
12 programming services to augment agency resources, as requested. The department
13 shall also ensure that executive branch agencies, ~~other than the board of regents of~~
14 ~~the University of Wisconsin System,~~ make effective and efficient use of the
15 information technology resources of the state.. The department shall, in cooperation
16 with agencies, establish policies, procedures and planning processes, for the
17 administration of information technology services, which executive branch agencies
18 shall follow. The policies, procedures and processes shall address the needs of
19 agencies, ~~other than the board of regents of the University of Wisconsin System,~~ to
20 carry out their functions. The department shall monitor adherence to these policies,
21 procedures and processes.

History: 1971 c. 261; Stats. 1971 s. 16.96; Stats. 1971 s. 16.97; 1975 c. 39; 1977 c. 29; 1977 c. 196 s. 130 (3); 1979 c. 34, 221; 1981 c. 20; 1987 a. 142; 1989 a. 31; 1991 a. 39 ss. 180b, 192b; Stats. 1991 s. 16.971; 1993 a. 16; 1995 a. 27 ss. 324, 331, 408 to 423m, 9126 (19); 1995 a. 417; 1997 a. 27, 36; 1999 a. 9, 29, 32; 1999 a. 150 s. 672; 1999 a. 185, 186; 2001 a. 16 ss. 349 to 360; Stats. 2001 s. 22.03; 2001 a. 104; 2003 a. 33 ss. 234d to 238d, 757 to 767; Stats. 2003 s. 16.971; 2005 a. 25, 220, 344; 2007 a. 20 ss. 128c to 128m, 9121 (6) (a); 2009 a. 302; 2011 a. 32; 2013 a. 20, 323.

22 **SECTION 133. 16.971 (2) (L) (intro.)** of the statutes is amended to read:

1 16.971 (2) (L) (intro.) Require each executive branch agency, other than the
2 board of regents of the University of Wisconsin System, to adopt and submit to the
3 department, in a form specified by the department, no later than March 1 of each
4 year, a strategic plan for the utilization of information technology to carry out the
5 functions of the agency in the succeeding fiscal year for review and approval under
6 s. 16.976.

History: 1971 c. 261; Stats. 1971 s. 16.96; Stats. 1971 s. 16.97; 1975 c. 39; 1977 c. 29; 1977 c. 196 s. 130 (3); 1979 c. 34, 221; 1981 c. 20; 1987 a. 142; 1989 a. 31; 1991 a. 39 ss. 180b, 192b; Stats. 1991 s. 16.971; 1993 a. 16; 1995 a. 27 ss. 324, 331, 408 to 423m, 9126 (19); 1995 a. 417; 1997 a. 27, 36; 1999 a. 9, 29, 32; 1999 a. 150 s. 672; 1999 a. 185, 186; 2001 a. 16 ss. 349 to 360; Stats. 2001 s. 22.03; 2001 a. 104; 2003 a. 33 ss. 234d to 238d, 757 to 767; Stats. 2003 s. 16.971; 2005 a. 25, 220, 344; 2007 a. 20 ss. 128c to 128m, 9121 (6) (a); 2009 a. 302; 2011 a. 32; 2013 a. 20, 323.

7 **SECTION 134.** 16.971 (2) (L) of the statutes is amended to read:

8 16.971 (2) (L) Require each executive branch agency, other than the board of
9 regents of the University of Wisconsin System, to adopt and submit to the
10 department, in a form specified by the department, no later than March 1 of each
11 year, a strategic plan for the utilization of information technology to carry out the
12 functions of the agency in the succeeding fiscal year for review and approval under
13 s. 16.976.

History: 1971 c. 261; Stats. 1971 s. 16.96; Stats. 1971 s. 16.97; 1975 c. 39; 1977 c. 29; 1977 c. 196 s. 130 (3); 1979 c. 34, 221; 1981 c. 20; 1987 a. 142; 1989 a. 31; 1991 a. 39 ss. 180b, 192b; Stats. 1991 s. 16.971; 1993 a. 16; 1995 a. 27 ss. 324, 331, 408 to 423m, 9126 (19); 1995 a. 417; 1997 a. 27, 36; 1999 a. 9, 29, 32; 1999 a. 150 s. 672; 1999 a. 185, 186; 2001 a. 16 ss. 349 to 360; Stats. 2001 s. 22.03; 2001 a. 104; 2003 a. 33 ss. 234d to 238d, 757 to 767; Stats. 2003 s. 16.971; 2005 a. 25, 220, 344; 2007 a. 20 ss. 128c to 128m, 9121 (6) (a); 2009 a. 302; 2011 a. 32; 2013 a. 20, 323.

14 **SECTION 135.** 16.971 (2) (Lm) of the statutes is amended to read:

15 16.971 (2) (Lm) No later than 60 days after enactment of each biennial budget
16 act, require each executive branch agency, other than the board of regents of the
17 University of Wisconsin System, that receives funding under that act for an
18 information technology development project to file with the department an
19 amendment to its strategic plan for the utilization of information technology under
20 par. (L). The amendment shall identify each information technology development
21 project for which funding is provided under that act and shall specify, in a form

1 prescribed by the department, the benefits that the agency expects to realize from
2 undertaking the project.

History: 1971 c. 261; Stats. 1971 s. 16.96; Stats. 1971 s. 16.97; 1975 c. 39; 1977 c. 29; 1977 c. 196 s. 130 (3); 1979 c. 34, 221; 1981 c. 20; 1987 a. 142; 1989 a. 31; 1991 a. 39 ss. 180b, 192b; Stats. 1991 s. 16.971; 1993 a. 16; 1995 a. 27 ss. 324, 331, 408 to 423m, 9126 (19); 1995 a. 417; 1997 a. 27, 36; 1999 a. 9, 29, 32; 1999 a. 150 s. 672; 1999 a. 185, 186; 2001 a. 16 ss. 349 to 360; Stats. 2001 s. 22.03; 2001 a. 104; 2003 a. 33 ss. 234d to 238d, 757 to 767; Stats. 2003 s. 16.971; 2005 a. 25, 220, 344; 2007 a. 20 ss. 128c to 128m, 9121 (6) (a); 2009 a. 302; 2011 a. 32; 2013 a. 20, 323.

3 **SECTION 136.** 16.971 (2m) (a) of the statutes is repealed.

4 **SECTION 137.** 16.971 (2m) (f) of the statutes is repealed.

5 **SECTION 138.** 16.972 (2) (f) of the statutes is amended to read:

6 16.972 (2) (f) Acquire, operate, and maintain any information technology
7 equipment or systems required by the department to carry out its functions, and
8 provide information technology development and management services related to
9 those information technology systems. The department may assess executive
10 branch agencies, ~~other than the board of regents of the University of Wisconsin~~
11 ~~System,~~ for the costs of equipment or systems acquired, operated, maintained, or
12 provided or services provided under this paragraph in accordance with a
13 methodology determined by the department. The department may also charge any
14 agency for such costs as a component of any services provided by the department to
15 the agency.

History: 2001 a. 16 ss. 361 to 365, 1029; Stats. 2001 s. 22.05; 2003 a. 33 ss. 768 to 776; Stats. 2003 s. 16.972; 2005 a. 25; 2009 a. 302.

16 **SECTION 139.** 16.972 (2) (h) of the statutes is amended to read:

17 16.972 (2) (h) Establish master contracts for the purchase of materials,
18 supplies, equipment, or contractual services relating to information technology or
19 telecommunications for use by agencies, authorities, local governmental units, or
20 entities in the private sector. The department may require any executive branch
21 agency, ~~other than the board of regents of the University of Wisconsin System,~~ to
22 make any purchases of materials, supplies, equipment, or contractual services

1 relating to information technology or telecommunications that are included under
2 the contract pursuant to the terms of the contract.

History: 2001 a. 16 ss. 361 to 365, 1029; Stats. 2001 s. 22.05; 2003 a. 33 ss. 768 to 776; Stats. 2003 s. 16.972; 2005 a. 25; 2009 a. 302.

3 **SECTION 140.** 16.973 (7) of the statutes is amended to read:

4 16.973 (7) Prescribe and revise as necessary performance measures to ensure
5 financial controls and accountability, optimal personnel utilization, and customer
6 satisfaction for all information technology functions in the executive branch ^{plain} outside
7 of the University of Wisconsin System and annually, no later than March 31, report
8 to the joint committee on information policy and technology and the board
9 concerning the performance measures utilized by the department and the actual
10 performance of the department and the executive branch agencies measured against
11 the performance measures then in effect.

History: 2001 a. 16 ss. 367 to 369, 1030 to 1030m; 2003 a. 33 ss. 777 to 781; Stats. 2003 s. 16.973; 2007 a. 1, 20.

12 **SECTION 141.** 16.973 (12) (b) (intro.) of the statutes is amended to read:

13 16.973 (12) (b) (intro.) Annually, no later than October 1, submit to the
14 governor and the members of the joint committee on information policy and
15 technology a report documenting the use by each executive branch agency, other than
16 the Board of Regents of the University of Wisconsin System, of master leases to fund
17 information technology projects in the previous fiscal year. The report shall contain
18 all of the following information:

19 **SECTION 142.** 16.973 (14) (a) (intro.) of the statutes is amended to read:

20 16.973 (14) (a) (intro.) Require each executive branch agency, other than the
21 Board of Regents of the University of Wisconsin system, that has entered into an
22 open-ended contract for the development of information technology to submit to the
23 department quarterly reports documenting the amount expended on the information

1 technology development project. In this subsection, “open-ended contract” means
2 a contract for information technology that includes one or both of the following:

3 History: 2001 a. 16 ss. 367 to 369, 1030 to 1030m; 2003 a. 33 ss. 777 to 781; Stats. 2003 s. 16.973; 2007 a. 1, 20.

SECTION 143. 16.974 (3) of the statutes is amended to read:

4 16.974 (3) Develop or operate and maintain any system or device facilitating
5 Internet or telephone access to information about programs of agencies, authorities,
6 local governmental units, entities in the private sector, individuals, or any tribal
7 schools, as defined in s. 115.001 (15m), or otherwise permitting the transaction of
8 business by agencies, authorities, local governmental units, entities in the private
9 sector, individuals, or tribal schools by means of electronic communication. The
10 department may assess executive branch agencies, ~~other than the board of regents~~
11 ~~of the University of Wisconsin System,~~ for the costs of systems or devices relating to
12 information technology or telecommunications that are developed, operated, or
13 maintained under this subsection in accordance with a methodology determined by
14 the department. The department may also charge any agency, authority, local
15 governmental unit, entity in the private sector, or tribal school for such costs as a
16 component of any services provided by the department to that agency, authority, local
17 governmental unit, entity, or tribal school. The department may charge an
18 individual for such costs as a component of any services provided by the department
19 to that individual.

20 History: 2001 a. 16; 2003 a. 33 ss. 782 to 785c; Stats. 2003 s. 16.974; 2009 a. 302; 2011 a. 32; 2013 a. 20.

SECTION 144. 16.974 (5) of the statutes is amended to read:

21 16.974 (5) Review and approve, approve with modifications, or disapprove any
22 proposed contract for the purchase of materials, supplies, equipment, or contractual
23 services relating to information technology or telecommunications by an executive

1 branch agency, ~~other than the board of regents of the University of Wisconsin~~
2 System. ✓

3 **History:** 2001 a. 16; 2003 a. 33 ss. 782 to 785c; Stats. 2003 s. 16.974; 2009 a. 302; 2011 a. 32; 2013 a. 20.

3 **SECTION 145.** 16.976 (5) of the statutes is amended to read:

4 16.976 (5) No executive branch agency, ~~other than the board of regents of the~~
5 ~~University of Wisconsin System,~~ may implement a new or revised information
6 technology development project authorized under a strategic plan until the
7 implementation is approved by the department in accordance with procedures
8 prescribed by the department.

9 **History:** 2001 a. 16; 2003 a. 33 ss. 787 to 791; Stats. 2003 s. 16.976.

9 **SECTION 146.** 16.978 (4) of the statutes is amended to read:

10 16.978 (4) The board may monitor progress in attaining goals for information
11 technology and telecommunications development set by the department or executive
12 branch agencies, ~~other than the board of regents of the University of Wisconsin~~
13 ~~System,~~ and may make recommendations to the department or agencies concerning
14 appropriate means of attaining those goals.

15 **History:** 2001 a. 16; 2003 a. 33 ss. 794, 795; Stats. 2003 s. 16.978.

15 **SECTION 147.** 16.993 (1) of the statutes is amended to read:

16 16.993 (1) In cooperation with school districts, cooperative educational service
17 agencies, the technical college system board, and the board of regents of the
18 University of Wisconsin System Authority, promote the efficient, cost-effective
19 procurement, installation, and maintenance of educational technology by school
20 districts, cooperative educational service agencies, technical college districts, and
21 the University of Wisconsin System Authority.

22 **History:** 1997 a. 27, 237; 1999 a. 9; 2001 a. 16, 104; 2003 a. 33 ss. 238pm, 1053d to 1063; Stats. 2003 s. 16.993; 2005 a. 25; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448; 2013 a. 168 s. 21.

22 **SECTION 148.** 16.993 (4) of the statutes is amended to read:

IN SECT 50-14 ✓

1 16.993 (4) In cooperation with the board of regents of the University of
2 Wisconsin System Authority, the technical college system board, the department of
3 public instruction and other entities, support the development of courses for the
4 instruction of professional employees who are licensed by the state superintendent
5 of public instruction concerning the effective use of educational technology.

History: 1997 a. 27, 237; 1999 a. 9; 2001 a. 16, 104; 2003 a. 33 ss. 238pm, 1053d to 1063; Stats. 2003 s. 16.993; 2005 a. 25; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448; 2013 a. 168 s. 21.

6 SECTION 149. 16.993 (7) of the statutes is amended to read:

7 16.993 (7) Purchase educational technology materials, supplies, equipment,
8 and contractual services for school districts, cooperative educational service
9 agencies, technical college districts, the board of regents of the University of
10 Wisconsin System Authority, and the University of Wisconsin-Madison under s.
11 16.72 (8), and establish standards and specifications for purchases of educational
12 technology hardware and software by school districts, cooperative educational
13 service agencies, technical college districts, and the board of regents of the
14 University of Wisconsin System Authority.

History: 1997 a. 27, 237; 1999 a. 9; 2001 a. 16, 104; 2003 a. 33 ss. 238pm, 1053d to 1063; Stats. 2003 s. 16.993; 2005 a. 25; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448; 2013 a. 168 s. 21.

15 SECTION 150. 19.42 (5) of the statutes is amended to read:

16 19.42 (5) "Department" means the legislature, the University of Wisconsin
17 System Authority, any authority or public corporation created and regulated by an
18 act of the legislature and any office, department, independent agency or legislative
19 service agency created under ch. 13, 14 or 15, any technical college district or any
20 constitutional office other than a judicial office. In the case of a district attorney,
21 "department" means the department of administration unless the context otherwise
22 requires.

History: 1973 c. 90; Stats. 1973 s. 11.02; 1973 c. 333; 1973 c. 334 ss. 33, 57; Stats. 1973 s. 19.42; 1977 c. 29, 223, 277; 1977 c. 447 ss. 35, 209; 1979 c. 34, 177, 221; 1981 c. 20, 269, 349, 391; 1983 a. 27; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 166 ss. 1 to 4, 16; 1983 a. 484, 538; 1985 a. 26; 1985 a. 29 s. 3202 (46); 1985 a. 304; 1987 a. 72, 119; 1987 a. 312 s. 17; 1987 a. 340, 365, 399, 403; 1989 a. 31, 338; 1991 a. 39, 189, 221, 269; 1993 a. 16, 263, 399; 1995 a. 27, 56, 274; 1997 a. 27; 1997 a. 237 ss. 19m, 722q; 1997 a. 298; 1999 a. 42, 65; 2001 a. 16, 104, 109; 2003 a. 39; 2005 a. 335; 2007 a. 1, 20, 196; 2009 a. 28; 2011 a. 7, 10, 32, 229; 2013 a. 20 ss. 193o, 193q, 2365m, 9448; 2013 a. 203.