

1 15.175 (7g) BOARD OF NURSING. There is created a board of nursing in the
2 department of ~~safety and professional services~~ financial institutions and
3 professional standards. The board of nursing shall consist of the following members
4 appointed for staggered 4-year terms: 5 currently licensed registered nurses under
5 ch. 441; 2 currently licensed practical nurses under ch. 441; and 2 public members.
6 Each registered nurse member shall have graduated from a program in professional
7 nursing and each practical nurse member shall have graduated from a program in
8 practical nursing accredited by the state in which the program was conducted.

9 *~~0807/P6.34~~*SECTION 183. 15.405 (7m) of the statutes is renumbered 15.175
10 (7m) and amended to read:

11 15.175 (7m) NURSING HOME ADMINISTRATOR EXAMINING BOARD. There is created
12 a nursing home administrator examining board in the department of ~~safety and~~
13 ~~professional services~~ financial institutions and professional standards consisting of
14 9 members appointed for staggered 4-year terms and the secretary of health services
15 or a designee, who shall serve as a nonvoting member. Five members shall be
16 nursing home administrators licensed in this state. One member shall be a
17 physician. One member shall be a nurse licensed under ch. 441. Two members shall
18 be public members. No more than 2 members may be officials or full-time employees
19 of this state.

20 *~~0807/P6.35~~*SECTION 184. 15.405 (7r) of the statutes is renumbered 15.175
21 (7r), and 15.175 (7r) (intro.), as renumbered, is amended to read:

22 15.175 (7r) PHYSICAL THERAPY EXAMINING BOARD. (intro.) There is created in the
23 department of ~~safety and professional services~~ financial institutions and
24 professional standards a physical therapy examining board consisting of the
25 following members appointed for staggered 4-year terms:

SECTION 185

1 *~~0807/P6.36~~**SECTION 185.** 15.405 (8) of the statutes is renumbered 15.175
2 (8) and amended to read:

3 15.175 (8) OPTOMETRY EXAMINING BOARD. There is created an optometry
4 examining board in the department of ~~safety and professional services~~ financial
5 institutions and professional standards. The optometry examining board shall
6 consist of 7 members appointed for staggered 4-year terms. Five of the members
7 shall be licensed optometrists in this state. Two members shall be public members.

8 *~~0807/P6.37~~**SECTION 186.** 15.405 (9) of the statutes is renumbered 15.175
9 (9) and amended to read:

10 15.175 (9) PHARMACY EXAMINING BOARD. There is created a pharmacy examining
11 board in the department of ~~safety and professional services~~ financial institutions and
12 professional standards. The pharmacy examining board shall consist of 7 members
13 appointed for staggered 4-year terms. Five of the members shall be licensed to
14 practice pharmacy in this state. Two members shall be public members.

15 *~~0807/P6.38~~**SECTION 187.** 15.405 (10m) of the statutes is renumbered 15.175
16 (10m) and amended to read:

17 15.175 (10m) PSYCHOLOGY EXAMINING BOARD. There is created in the
18 department of ~~safety and professional services~~ financial institutions and
19 professional standards a psychology examining board consisting of 6 members
20 appointed for staggered 4-year terms. Four of the members shall be psychologists
21 licensed in this state. Each of the psychologist members shall represent a different
22 specialty area within the field of psychology. Two members shall be public members.

23 *~~0807/P6.39~~**SECTION 188.** 15.405 (10r) of the statutes is renumbered 15.175
24 (10r), and 15.175 (10r) (a) (intro.), as renumbered, is amended to read:

1 15.175 (10r) (a) (intro.) There is created a real estate appraisers board in the
2 department of ~~safety and professional services~~ financial institutions and
3 professional standards consisting of the following members appointed for 4-year
4 terms:

5 *~~0807/P6.40~~*SECTION 189. 15.405 (11m) of the statutes is renumbered 15.175
6 (11m) and amended to read:

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

13 *~~1053/P2.2~~*SECTION 190. 15.405 (12) of the statutes is renumbered 15.135
14 (5) (a) (intro.) and amended to read:

15 15.135 (5) (a) ~~VETERINARY EXAMINING BOARD~~. (intro.) There is created a
16 veterinary examining board in the department of ~~safety and professional services~~
17 agriculture, trade and consumer protection. The veterinary examining board shall
18 consist of the following 8 members appointed for staggered 4-year terms-:

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

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

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

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

1 *~~0807/P6.41~~**SECTION 191.** 15.405 (16) of the statutes is renumbered 15.175
2 (16) and amended to read:

3 15.175 (16) FUNERAL DIRECTORS EXAMINING BOARD. There is created a funeral
4 directors examining board in the department of ~~safety and professional services~~
5 financial institutions and professional standards. The funeral directors examining
6 board shall consist of 6 members appointed for staggered 4-year terms. Four
7 members shall be licensed funeral directors under ch. 445 in this state. Two
8 members shall be public members.

9 *~~0807/P6.42~~**SECTION 192.** 15.405 (17) of the statutes is renumbered 15.175
10 (17) and amended to read:

11 15.175 (17) COSMETOLOGY EXAMINING BOARD. There is created a cosmetology
12 examining board in the department of ~~safety and professional services~~ financial
13 institutions and professional standards. The cosmetology examining board shall
14 consist of 9 members appointed for 4-year terms. Four members shall be licensed
15 aestheticians or cosmetologists, 2 members shall be public members, one member
16 shall be a representative of a private school of cosmetology, one member shall be a
17 representative of a public school of cosmetology, and one member shall be a licensed
18 electrologist. No more than 4 members may be connected with or have any financial
19 interest in a cosmetology school.

20 *~~0807/P6.43~~**SECTION 193.** 15.406 (title) of the statutes is renumbered 15.176
21 (title).

22 *~~0807/P6.44~~**SECTION 194.** 15.406 (2) of the statutes is renumbered 15.176
23 (2), and 15.176 (2) (intro.), as renumbered, is amended to read:

24 15.176 (2) DIETITIANS AFFILIATED CREDENTIALING BOARD. (intro.) There is created
25 in the department of ~~safety and professional services~~ financial institutions and

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

4 ***-0807/P6.45*SECTION 195.** 15.406 (3) of the statutes is renumbered 15.176
5 (3), and 15.176 (3) (intro.), as renumbered, is amended to read:

6 15.176 (3) PODIATRY AFFILIATED CREDENTIALING BOARD. (intro.) There is created
7 in the department of ~~safety and professional services~~ financial institutions and
8 professional standards, attached to the medical examining board, a podiatry
9 affiliated credentialing board consisting of the following members appointed for
10 4-year terms:

11 ***-0807/P6.46*SECTION 196.** 15.406 (4) of the statutes is renumbered 15.176
12 (4), and 15.176 (4) (intro.), as renumbered, is amended to read:

13 15.176 (4) ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD. (intro.) There
14 is created in the department of ~~safety and professional services~~ financial institutions
15 and professional standards, attached to the medical examining board, an athletic
16 trainers affiliated credentialing board consisting of the following members
17 appointed for 4-year terms:

18 ***-0807/P6.47*SECTION 197.** 15.406 (5) of the statutes is renumbered 15.176
19 (5), and 15.176 (5) (intro.), as renumbered, is amended to read:

20 15.176 (5) OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD. (intro.)
21 There is created in the department of ~~safety and professional services~~ financial
22 institutions and professional standards, attached to the medical examining board,
23 an occupational therapists affiliated credentialing board consisting of the following
24 members appointed for 4-year terms:

1 *~~0807/P6.48~~**SECTION 198.** 15.406 (6) of the statutes is renumbered 15.176
2 (6), and 15.176 (6) (a) (intro.) and 1., as renumbered, are amended to read:

3 15.176 (6) (a) (intro.) There is created in the department of ~~safety and~~
4 ~~professional services~~ financial institutions and professional standards, attached to
5 the medical examining board, a massage therapy and bodywork therapy affiliated
6 credentialing board. The affiliated credentialing board shall consist of the following
7 7 members appointed for 4-year terms:

8 1. Six massage therapists or bodywork therapists licensed under ch. 460 who
9 have engaged in the practice of massage therapy or bodywork therapy for at least 2
10 years preceding appointment. One member appointed under this subdivision shall
11 be a representative of a massage therapy or bodywork therapy school ~~approved~~
12 certified by the educational approval board under s. 38.50 department of financial
13 institutions and professional standards under s. 440.52. One member appointed
14 under this subdivision shall be a representative of a massage therapy or bodywork
15 therapy program offered by a technical college in this state. No other members
16 appointed under this subdivision shall be directly or indirectly affiliated with a
17 massage therapy or bodywork therapy school or program.

18 *~~0807/P6.49~~**SECTION 199.** 15.407 (title) of the statutes is renumbered 15.177
19 (title).

20 *~~0807/P6.50~~**SECTION 200.** 15.407 (1m) of the statutes is renumbered 15.177
21 (1m) and amended to read:

22 15.177 (1m) **RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL.** There is
23 created a respiratory care practitioners examining council in the department of
24 ~~safety and professional services~~ financial institutions and professional standards
25 and serving the medical examining board in an advisory capacity in the formulating

1 of rules to be promulgated by the medical examining board for the regulation of
2 respiratory care practitioners. The respiratory care practitioners examining council
3 shall consist of 3 certified respiratory care practitioners, each of whom shall have
4 engaged in the practice of respiratory care for at least 3 years preceding
5 appointment, one physician and one public member. The respiratory care
6 practitioner and physician members shall be appointed by the medical examining
7 board. The members of the examining council shall serve 3-year terms. Section
8 15.08 (1) to (4) (a) and (6) to (10) shall apply to the respiratory care practitioners
9 examining council, except that members of the examining council may serve more
10 than 2 consecutive terms.

11 ***-0807/P6.51*SECTION 201.** 15.407 (2) of the statutes is renumbered 15.177
12 (2), and 15.177 (2) (intro.), as renumbered, is amended to read:

13 15.177 (2) COUNCIL ON PHYSICIAN ASSISTANTS. (intro.) There is created a council
14 on physician assistants in the department of ~~safety and professional services~~
15 financial institutions and professional standards and serving the medical examining
16 board in an advisory capacity. The council's membership shall consist of:

17 ***-0807/P6.52*SECTION 202.** 15.407 (2m) of the statutes is renumbered 15.177
18 (2m), and 15.177 (2m) (intro.), as renumbered, is amended to read:

19 15.177 (2m) (intro.) There is created a perfusionists examining council in the
20 department of ~~safety and professional services~~ financial institutions and
21 professional standards and serving the medical examining board in an advisory
22 capacity. The council shall consist of the following members appointed for 3-year
23 terms:

24 ***-0807/P6.53*SECTION 203.** 15.407 (3) of the statutes is renumbered 15.177
25 (3), and 15.177 (3) (intro.), as renumbered, is amended to read:

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

6 *~~0807/P6.54~~**SECTION 204.** 15.407 (5) of the statutes is renumbered 15.177
7 (5) and amended to read:

8 15.177 (5) COUNCIL ON REAL ESTATE CURRICULUM AND EXAMINATIONS. There is
9 created in the department of ~~safety and professional services~~ financial institutions
10 and professional standards a council on real estate curriculum and examinations
11 consisting of 7 members appointed for 4-year terms. Five members shall be real
12 estate brokers or salespersons licensed under ch. 452 and 2 members shall be public
13 members. Of the real estate broker or salesperson members, one member shall be
14 a member of the real estate examining board appointed by the real estate examining
15 board, at least 2 members shall be licensed real estate brokers with at least 5 years
16 of experience as real estate brokers, and at least one member shall be a licensed real
17 estate salesperson with at least 2 years of experience as a real estate salesperson.
18 Of the 2 public members, at least one member shall have at least 2 years of experience
19 in planning or presenting real estate educational programs. No member of the
20 council may serve more than 2 consecutive terms.

21 *~~0807/P6.55~~**SECTION 205.** 15.407 (6) of the statutes is renumbered 15.177
22 (6), and 15.177 (6) (intro.), as renumbered, is amended to read:

23 15.177 (6) PHARMACIST ADVISORY COUNCIL. (intro.) There is created a pharmacist
24 advisory council in the department of ~~safety and professional services~~ financial
25 institutions and professional standards and serving the pharmacy examining board

1 in an advisory capacity. The council shall consist of the following members appointed
2 for 3-year terms:

3 *~~0807/P6.56~~**SECTION 206.** 15.407 (7) of the statutes is renumbered 15.177
4 (7), and 15.177 (7) (intro.), as renumbered, is amended to read:

5 15.177 (7) COUNCIL ON ANESTHESIOLOGIST ASSISTANTS; DUTIES. (intro.) There is
6 created a council on anesthesiologist assistants in the department of ~~safety and~~
7 ~~professional services~~ financial institutions and professional standards and serving
8 the medical examining board in an advisory capacity. The council's membership
9 shall consist of the following members, who shall be selected from a list of
10 recommended appointees submitted by the president of the Wisconsin Society of
11 Anesthesiologists, Inc., after the president of the Wisconsin Society of
12 Anesthesiologists, Inc., has considered the recommendation of the Wisconsin
13 Academy of Anesthesiologist Assistants for the appointee under par. (b), and who
14 shall be appointed by the medical examining board for 3-year terms:

15 *~~0807/P6.57~~**SECTION 207.** 15.407 (8) of the statutes is renumbered 15.177
16 (8), and 15.177 (8) (intro.), as renumbered, is amended to read:

17 15.177 (8) CREMATORY AUTHORITY COUNCIL. (intro.) There is created a crematory
18 authority council in the department of ~~safety and professional services~~ financial
19 institutions and professional standards consisting of the secretary of ~~safety and~~
20 ~~professional services~~ financial institutions and professional standards or a designee
21 of the secretary, who shall serve as a nonvoting member, and the following persons
22 appointed for 3-year terms:

23 *~~0807/P6.58~~**SECTION 208.** 15.407 (9) of the statutes is renumbered 15.177
24 (9), and 15.177 (9) (a) (intro.), as renumbered, is amended to read:

1 15.177 (9) (a) (intro.) There is created a sign language interpreter council in
2 the department of ~~safety and professional services~~ financial institutions and
3 professional standards consisting of the secretary of ~~safety and professional services~~
4 financial institutions and professional standards or a designee of the secretary and
5 the following 8 members nominated by the governor, and with the advice and consent
6 of the senate appointed, for 3-year terms:

7 *~~0807/P6.59~~*SECTION 209. 15.407 (10) of the statutes is renumbered 15.177
8 (10), and 15.177 (10) (a) (intro.) and (b), as renumbered, are amended to read:

9 15.177 (10) (a) (intro.) There is created in the department of ~~safety and~~
10 ~~professional services~~ financial institutions and professional standards, a dwelling
11 code council, consisting of 11 members appointed for staggered 2-year terms. Each
12 member shall represent at least one of the following groups:

13 (b) An employee of the department designated by the secretary of ~~safety and~~
14 ~~professional services~~ financial institutions and professional standards shall serve as
15 secretary, but shall not be a member, of the council. The council shall meet at least
16 twice a year. Seven members of the council shall constitute a quorum. For the
17 purpose of conducting business a majority vote of the council is required.

18 *~~0807/P6.60~~*SECTION 210. 15.407 (11) of the statutes is renumbered 15.177
19 (11) and amended to read:

20 15.177 (11) CONTRACTOR CERTIFICATION COUNCIL. There is created in the
21 department of ~~safety and professional services~~ financial institutions and
22 professional standards a contractor certification council consisting of 3 members who
23 are building contractors holding certificates of financial responsibility under s.
24 101.654 and who are involved in, or who have demonstrated an interest in,
25 continuing education for building contractors. The members shall be appointed by

1 the secretary of ~~safety and professional services~~ financial institutions and
2 professional standards for 3-year terms.

3 *~~0807/P6.61~~*SECTION 211. 15.407 (12) of the statutes is renumbered 15.177
4 (12), and 15.177 (12) (a) (intro.), as renumbered, is amended to read:

5 15.177 (12) (a) (intro.) There is created in the department of ~~safety and~~
6 ~~professional services~~ financial institutions and professional standards a multifamily
7 dwelling code council consisting of the following members appointed for 3-year
8 terms:

9 *~~0807/P6.62~~*SECTION 212. 15.407 (13) of the statutes is renumbered 15.177
10 (13), and 15.177 (13) (a) (intro.), as renumbered, is amended to read:

11 15.177 (13) (a) (intro.) There is created in the department of ~~safety and~~
12 ~~professional services~~ financial institutions and professional standards a
13 manufactured housing code council consisting of the following members appointed
14 by the secretary of ~~safety and professional services~~ financial institutions and
15 professional standards for 3-year terms:

16 *~~0807/P6.63~~*SECTION 213. 15.407 (14) of the statutes is renumbered 15.177
17 (14), and 15.177 (14) (a) (intro.) and 10. and (b), as renumbered, are amended to read:

18 15.177 (14) (a) (intro.) There is created in the department of ~~safety and~~
19 ~~professional services~~ financial institutions and professional standards a conveyance
20 safety code council consisting of the following members appointed for 3-year terms:

21 10. An employee of the department of ~~safety and professional services~~ financial
22 institutions and professional standards, designated by the secretary of ~~safety and~~
23 ~~professional services~~ financial institutions and professional standards, who is
24 familiar with commercial building inspections.

SECTION 213

1 (b) The council shall meet at least twice a year. The employee of the department
2 of ~~safety and professional services~~ financial institutions and professional standards
3 designated by the secretary of ~~safety and professional services~~ financial institutions
4 and professional standards under par. (a) 10. shall serve as nonvoting secretary of
5 the council.

6 *~~0807/P6.64~~***SECTION 214.** 15.407 (16) of the statutes is renumbered 15.177
7 (16) and amended to read:

8 15.177 (16) PLUMBERS COUNCIL. There is created in the department of ~~safety~~
9 ~~and professional services~~ financial institutions and professional standards a
10 plumbers council consisting of 3 members. One member shall be an employee of the
11 department of ~~safety and professional services~~ financial institutions and
12 professional standards, selected by the secretary of ~~safety and professional services~~
13 financial institutions and professional standards, to serve as the secretary of the
14 council. Two members, one a master plumber and one a journeyman plumber, shall
15 be appointed by the secretary of ~~safety and professional services~~ financial
16 institutions and professional standards for 2-year terms.

17 *~~0807/P6.65~~***SECTION 215.** 15.407 (17) of the statutes is renumbered 15.177
18 (17) and amended to read:

19 15.177 (17) AUTOMATIC FIRE SPRINKLER SYSTEM CONTRACTORS AND JOURNEYMEN
20 COUNCIL. There is created in the department of ~~safety and professional services~~
21 financial institutions and professional standards an automatic fire sprinkler system
22 contractors and journeymen council consisting of 5 members. One member shall be
23 an employee of the department of ~~safety and professional services~~ financial
24 institutions and professional standards, selected by the secretary of ~~safety and~~
25 ~~professional services~~ financial institutions and professional standards, to serve as

1 secretary of the council. Two members shall be licensed journeymen automatic fire
2 sprinkler fitters and 2 members shall be persons representing licensed automatic
3 fire sprinkler contractors, all appointed by the secretary of ~~safety and professional~~
4 ~~services~~ financial institutions and professional standards for staggered 4-year
5 terms.

6 *~~0807/P6.66~~*SECTION 216. 15.407 (18) of the statutes is renumbered 15.177
7 (18), and 15.177 (18) (a) (intro.), as renumbered, is amended to read:

8 15.177 (18) (a) (intro.) There is created in the department of ~~safety and~~
9 ~~professional services~~ financial institutions and professional standards a building
10 code council consisting of the following members appointed for 3-year terms:

11 *~~1215/P3.15~~*SECTION 217. 15.435 (1) (a) 1. of the statutes is amended to read:

12 15.435 (1) (a) 1. The chief executive officer of the ~~Wisconsin Economic~~
13 ~~Development Corporation~~ Forward Wisconsin Development Authority and the
14 secretary of revenue or their designees.

15 *~~0445/P2.2~~*SECTION 218. 15.445 (2) of the statutes is renumbered 15.345 (7),
16 and 15.345 (7) (a), as renumbered, is amended to read:

17 15.345 (7) (a) *Creation.* There is created a Kickapoo reserve management
18 board which is attached to the department of ~~tourism~~ natural resources under s.
19 15.03.

20 *~~0446/P1.2~~*SECTION 219. 15.445 (3) of the statutes is renumbered 15.345 (8),
21 and 15.345 (8) (a), as renumbered, is amended to read:

22 15.345 (8) (a) There is created a lower Wisconsin state riverway board, which
23 is attached to the department of ~~tourism~~ natural resources under s. 15.03.

24 *~~0971/P5.34~~*SECTION 220. 15.57 (1) of the statutes is amended to read:

1 15.57 (1) The secretary of administration, the state superintendent of public
2 instruction, the president of the University of Wisconsin System Authority and the
3 director of the technical college system board, or their designees.

4 ***-0971/P5.35***SECTION 221. 15.57 (5) of the statutes is amended to read:

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

7 ***-0971/P5.36***SECTION 222. 15.67 (1) (a) 1. of the statutes is amended to read:

8 15.67 (1) (a) 1. One member of the board of regents of the University of
9 Wisconsin System Authority.

10 ***-0610/P3.3***SECTION 223. 15.737 (title) of the statutes is created to read:

11 **15.737** (title) **Same; councils.**

12 ***-0971/P5.37***SECTION 224. 15.91 of the statutes is repealed.

13 ***-0971/P5.38***SECTION 225. 15.915 (title) of the statutes is repealed.

14 ***-0971/P5.39***SECTION 226. 15.915 (1) of the statutes is renumbered 15.135
15 (6), and 15.135 (6) (a), as renumbered, is amended to read:

16 15.135 (6) (a) There is created a veterinary diagnostic laboratory board which
17 is attached to the University of Wisconsin System department of agriculture, trade
18 and consumer protection under s. 15.03.

19 ***-0971/P5.40***SECTION 227. 15.915 (2) of the statutes is renumbered 15.135
20 (5), and 15.135 (5) (intro.), as renumbered, is amended to read:

21 15.135 (5) LABORATORY OF HYGIENE BOARD. (intro.) There is created ~~in the~~
22 ~~University of Wisconsin System a laboratory of hygiene under the direction and~~
23 ~~supervision of the~~ a laboratory of hygiene board to direct and supervise a laboratory
24 of hygiene and which is attached to the department of agriculture, trade and

1 consumer protection under s. 15.03. The board shall consist of the following
2 members:

3 *~~0971/P5.41~~*SECTION 228. 15.915 (6) of the statutes is repealed.

4 *~~0971/P5.42~~*SECTION 229. 15.917 of the statutes is repealed.

5 *~~0971/P5.43~~*SECTION 230. 15.94 (2m) of the statutes is amended to read:

6 15.94 (2m) The ~~president~~ chairperson, or by his or her designation another
7 member, of the ~~board of regents~~ Board of Regents of the University of Wisconsin
8 System Authority.

9 *~~0807/P6.67~~*SECTION 231. 15.945 of the statutes is repealed.

10 *~~1215/P3.16~~*SECTION 232. 16.002 (2) of the statutes is amended to read:

11 16.002 (2) “Departments” means constitutional offices, departments, and
12 independent agencies and includes all societies, associations, and other agencies of
13 state government for which appropriations are made by law, but not including
14 authorities created in subch. II of ch. 114 or in ch. ~~36~~, 231, 232, 233, ~~234~~ 235, 237, ~~238~~,
15 or 279.

****NOTE: This is reconciled s. 16.002 (2). This SECTION has been affected by drafts
with the following LRB numbers: ~~0971/P4~~ and ~~1215/P2~~.

16 *~~0971/P5.44~~*SECTION 233. 16.003 (2) of the statutes is amended to read:

17 16.003 (2) STAFF. Except as provided in ss. 16.548, ~~16.57~~, 978.03 (1), (1m) and
18 (2), 978.04 and 978.05 (8) (b), the secretary shall appoint the staff necessary for
19 performing the duties of the department. All staff shall be appointed under the
20 classified service except as otherwise provided by law.

21 *~~1215/P3.17~~*SECTION 234. 16.004 (4) of the statutes is amended to read:

22 16.004 (4) FREEDOM OF ACCESS. The secretary and such employees of the
23 department as the secretary designates may enter into the offices of state agencies

1 and authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, 234
2 235, 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
4 agency's employees publicly or privately relative thereto.

****NOTE: This is reconciled s. 16.004 (4). This SECTION has been affected by drafts
with the following LRB numbers:-0971/P4 and -1215/P2.

5 ***-1215/P3.18*SECTION 235.** 16.004 (5) of the statutes is amended to read:

6 16.004 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and
7 authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, 234 235,
8 237, 238, and 279, and their officers and employees, shall cooperate with the
9 secretary and shall comply with every request of the secretary relating to his or her
10 functions.

****NOTE: This is reconciled s. 16.004 (5). This SECTION has been affected by drafts
with the following LRB numbers:-0971/P4 and -1215/P2.

11 ***-1059/9.12*SECTION 236.** 16.004 (7) (a) of the statutes is amended to read:

12 16.004 (7) (a) The secretary shall establish and maintain a personnel
13 management information system which shall be used to furnish the governor, the
14 legislature and the office division of state ~~employment relations~~ personnel
15 management in the department with current information pertaining to authorized
16 positions, payroll and related items for all civil service employees, except employees
17 of the office of the governor, the courts and judicial branch agencies, and the
18 legislature and legislative service agencies. It is the intent of the legislature that the
19 University of Wisconsin System provide position and other information to the
20 department and the legislature, which includes appropriate data on each position,
21 facilitates accountability for each authorized position and traces each position over
22 time. Nothing in this paragraph may be interpreted as limiting the authority of the

1 board of regents of the University of Wisconsin System to allocate and reallocate
2 positions by funding source within the legally authorized levels.

3 ***-0971/P5.45*SECTION 237.** 16.004 (7) (a) of the statutes, as affected by 2015
4 Wisconsin Act (this act), is amended to read:

5 16.004 (7) (a) The secretary shall establish and maintain a personnel
6 management information system which shall be used to furnish the governor, the
7 legislature and the division of personnel management in the department with
8 current information pertaining to authorized positions, payroll and related items for
9 all civil service employees, except employees of the office of the governor, the courts
10 and judicial branch agencies, and the legislature and legislative service agencies.
11 ~~It is the intent of the legislature that the University of Wisconsin System provide~~
12 ~~position and other information to the department and the legislature, which includes~~
13 ~~appropriate data on each position, facilitates accountability for each authorized~~
14 ~~position and traces each position over time. Nothing in this paragraph may be~~
15 ~~interpreted as limiting the authority of the board of regents of the University of~~
16 ~~Wisconsin System to allocate and reallocate positions by funding source within the~~
17 ~~legally authorized levels.~~

****NOTE: This is reconciled s. 16.004 (7) (a). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0971/P4 and LRB-1059/7.

18 ***-1192/P6.20*SECTION 238.** 16.004 (9) of the statutes is amended to read:

19 16.004 (9) AGREEMENTS TO MAINTAIN AN ACCOUNTING FOR OPERATING NOTES. The
20 secretary may enter into agreements to maintain an accounting of, forecast and
21 administer those moneys that are in the process of collection by the state and that
22 are pledged for the repayment of operating notes issued under subch. III of ch. 18 s.

1 16.526, in accordance with ~~resolutions of the building commission~~ certifications
2 authorizing the issuance of the operating notes.

3 ~~*-1215/P3.19~~**SECTION 239.** 16.004 (12) (a) of the statutes is amended to read:

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

****NOTE: This is reconciled s. 16.004 (12) (a). This SECTION has been affected by
drafts with the following LRB numbers: -0971/P4 and -1215/P2.

13 ~~*-1059/9.13~~**SECTION 240.** 16.004 (16) of the statutes is repealed.

14 ~~*-0971/P5.46~~**SECTION 241.** 16.004 (19) of the statutes is created to read:

15 16.004 (19) PAYMENTS TO THE UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. (a)
16 Subject to par. (b), the secretary shall pay quarterly to the University of Wisconsin
17 System Authority one-quarter of the amounts appropriated under section 20.285 (1)
18 (a).

19 (b) The secretary may make quarterly payments under par. (a) only if the
20 University of Wisconsin System Authority has made the payments due under the
21 lease agreement under s. 36.11 (27m) (a), the payments due for municipal services
22 under s. 70.119 (7) (a), and any other payments for any obligation otherwise due to
23 the state.

1 *–1217/P3.1*SECTION 242. 16.004 (20) of the statutes is created to read:

2 16.004 (20) OFFICE SERVICES. (a) In this subsection, “shared services agency”
3 means the department of financial institutions, the department of safety and
4 professional services, the public service commission, the state fair park board, the
5 educational communications board, the higher educational aids board, the state
6 historical society, the technical college system board, the department of tourism, the
7 board of commissioners of public lands, and the government accountability board.

8 (b) The department shall administer for each shared services agency its
9 responsibilities to provide human resources services, payroll services, finance
10 services, budget functions, and procurement functions. The department may charge
11 agencies for services provided to them under this subsection in accordance with a
12 methodology determined by the department.

13 *–1217/P3.2*SECTION 243. 16.004 (20) (a) of the statutes, as created by 2015
14 Wisconsin Act (this act), is amended to read:

15 16.004 (20) (a) In this subsection, “shared services agency” means the
16 department of financial institutions, ~~the department of safety and professional~~
17 ~~services and professional standards~~, the public service commission, the state fair
18 park board, the educational communications board, the higher educational aids
19 board, the state historical society, the technical college system board, the department
20 of tourism, the board of commissioners of public lands, and the government
21 accountability board.

22 *–0971/P5.47*SECTION 244. 16.008 (2) of the statutes is amended to read:

23 16.008 (2) The state shall pay for extraordinary police services provided
24 directly to state facilities, as defined in s. 70.119 (3) (e), in response to a request of
25 a state officer or agency responsible for the operation and preservation of such

1 facilities. The University of Wisconsin Hospitals and Clinics Authority shall pay for
2 extraordinary police services provided to facilities of the authority described in s.
3 70.11 (38). The University of Wisconsin System Authority shall pay for
4 extraordinary police services provided to facilities of the authority described in s.
5 70.11 (38c). The Fox River Navigational System Authority shall pay for
6 extraordinary police services provided to the navigational system, as defined in s.
7 237.01 (5). Municipalities or counties that provide extraordinary police services to
8 state facilities may submit claims to the claims board for actual additional costs
9 related to wage and disability payments, pensions and worker's compensation
10 payments, damage to equipment and clothing, replacement of expendable supplies,
11 medical and transportation expense, and other necessary expenses. The clerk of the
12 municipality or county submitting a claim shall also transmit an itemized statement
13 of charges and a statement that identifies the facility served and the person who
14 requested the services. The board shall obtain a review of the claim and
15 recommendations from the agency responsible for the facility prior to proceeding
16 under s. 16.007 (3), (5), and (6).

17 ***-1215/P3.20*SECTION 245.** 16.01 (1) of the statutes is amended to read:

18 16.01 (1) In this section, "agency" means any 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 which
21 is entitled to expend moneys appropriated by law, including the legislature and the
22 courts, and any authority created under subch. II of ch. 114 or ch. 36, 231, 233, or 234
23 235.

****NOTE: This is reconciled s. 16.01 (1). This SECTION has been affected by drafts
with the following LRB numbers:-0971/P4 and -1215/P2.

1 *~~0971/P5.48~~*SECTION 246. 16.01 (2) (d) of the statutes is amended to read:

2 16.01 (2) (d) Work closely with all state agencies, including the ~~University of~~
3 ~~Wisconsin System and the technical college system~~ and the University of Wisconsin
4 System Authority, with the private sector, and with groups concerned with women's
5 issues to develop long-term solutions to women's economic and social inequality in
6 this state.

7 *~~0971/P5.49~~*SECTION 247. 16.01 (3) (intro.) of the statutes is amended to
8 read:

9 16.01 (3) (intro.) All state agencies, including the ~~University of Wisconsin~~
10 ~~System and the technical college system~~, shall fully cooperate with and assist the
11 women's council. To that end, a representative of a state agency shall, upon request
12 by the women's council:

13 *~~1191/P2.21~~*SECTION 248. 16.02 (2) of the statutes is amended to read:

14 16.02 (2) The acid deposition research council shall, by July 1 of each
15 even-numbered year, submit a report of its work summarizing its recommendations
16 under sub. (1) (a) to (c) and the results of the research reviewed under sub. (1) (d) and
17 shall file the report with the governor, the secretary, the ~~chairperson of the natural~~
18 ~~resources board~~ secretary of natural resources, and the chief clerk of each house of
19 the legislature for distribution to the appropriate standing committees under s.
20 13.172 (2).

21 *~~0971/P5.50~~*SECTION 249. 16.04 (1e) of the statutes is repealed.

22 *~~1215/P3.21~~*SECTION 250. 16.045 (1) (a) of the statutes is amended to read:

23 16.045 (1) (a) "Agency" means an office, department, independent agency,
24 institution of higher education, association, society, or other body in state
25 government created or authorized to be created by the constitution or any law, that

SECTION 250

1 is entitled to expend moneys appropriated by law, including the legislature and the
2 courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231,
3 232, 233, ~~234~~ 235, 237, ~~238~~, or 279.

****NOTE: This is reconciled s. 16.045 (1) (a). This SECTION has been affected by
drafts with the following LRB numbers:-0971/P4 and -1215/P2.

4 ***-0385/5.2*SECTION 251.** 16.08 of the statutes is repealed.

5 ***-0385/5.3*SECTION 252.** 16.09 of the statutes is created to read:

6 **16.09 Establishing efficiency programs.** The office of lean government
7 shall establish and administer programs for state agencies to increase the value of
8 goods and services that state agencies provide with the fewest possible resources.

9 ***-1215/P3.22*SECTION 253.** 16.15 (1) (ab) of the statutes is amended to read:

10 16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but
11 excludes the University of Wisconsin Hospitals and Clinics Authority, the University
12 of Wisconsin System Authority, the Lower Fox River Remediation Authority, and the
13 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development
14 Authority.

****NOTE: This is reconciled s. 16.15 (1) (ab). This SECTION has been affected by
drafts with the following LRB numbers:-0971/P4 and -1215/P2.

15 ***-0394/P5.2*SECTION 254.** 16.20 of the statutes is created to read:

16 **16.20 Office of continuity of government. (1) DEFINITIONS.** In this section:

17 (a) “Disaster” has the meaning given in s. 323.02 (6).

18 (b) “Office” means the office of continuity of government created under s. 15.105
19 (34).

20 (c) “State agency” means any office, commission, board, department, or
21 independent agency in the executive branch of state government.

1 (2) CONTINUITY OF GOVERNMENT OPERATIONS DURING A DISASTER. (a) In
2 consultation with the administrator of the division of emergency management, the
3 office shall establish and administer a continuity of government program to ensure
4 the continuity of state government operations during a disaster.

5 (b) Except as provided in sub. (3), under the program established under par. (a),
6 the office shall establish, and periodically update, for each state agency a continuity
7 of operations plan for the continuity of government operations in that state agency
8 during a disaster. The office shall cooperate with each state agency to administer
9 that state agency's implementation of the plan established under this paragraph.

10 (3) DELEGATION TO STATE AGENCIES. The office may delegate to any state agency
11 the office's authority under sub. (2) (b) with respect to that state agency.

12 (4) ASSESSMENTS TO STATE AGENCIES. The department shall annually assess to
13 each state agency an amount equal to that state agency's proportionate share of the
14 department's annual costs incurred under this section in accordance with a method
15 of apportionment determined by the department.

16 *~~0807/P6.68~~*SECTION 255. 16.28 of the statutes is renumbered 203.02.

17 *~~0807/P6.69~~*SECTION 256. 16.283 of the statutes is renumbered 203.03.

18 *~~0807/P6.70~~*SECTION 257. 16.285 of the statutes is renumbered 203.05.

19 *~~0807/P6.71~~*SECTION 258. 16.287 of the statutes, as affected by 2015
20 Wisconsin Act (this act), is renumbered 203.07, and 203.07 (2) (a), as renumbered,
21 is amended to read:

22 203.07 (2) (a) For the purposes of ss. 16.75 (3m), 16.855 (10m), 16.87 (2), 18.16,
23 18.64, 25.185, 119.495 (2), 200.57, and 231.27 ~~and 234.35~~, the department shall
24 establish and periodically update a list of certified minority businesses, minority
25 financial advisers and minority investment firms. Any business, financial adviser

1 or investment firm may apply to the department for certification. For purposes of
2 this paragraph, unless the context otherwise requires, a “business” includes a
3 financial adviser or investment firm.

****NOTE: This is reconciled s. 16.287. This SECTION has been affected by drafts
with the following LRB numbers: LRB-0807/P5, LRB-1192/P6, and LRB-1215/P2.

4 ***-1192/P6.21*SECTION 259.** 16.287 (2) (a) of the statutes is amended to read:
5 16.287 (2) (a) For the purposes of ss. 16.75 (3m), 16.855 (10m), 16.87 (2), 18.16,
6 18.64, ~~18.77~~, 25.185, 119.495 (2), 200.57, 231.27 and 234.35, the department shall
7 establish and periodically update a list of certified minority businesses, minority
8 financial advisers and minority investment firms. Any business, financial adviser
9 or investment firm may apply to the department for certification. For purposes of
10 this paragraph, unless the context otherwise requires, a “business” includes a
11 financial adviser or investment firm.

12 ***-1496/P2.1*SECTION 260.** 16.293 of the statutes is created to read:

13 **16.293 Grants for economic development district.** (1) From the
14 appropriation under s. 20.855 (4) (d), and subject to subs. (2) and (3), the department
15 may award grants to a city in the state for an economic development district that
16 includes a community arts center and a mixed-use development.

17 (2) Before the department makes any grant under sub. (1), the city shall submit
18 to the department a financial plan for the economic development district. The
19 financial plan shall include matching funds, whether cash or in-kind or both, that,
20 in total, at least equal 100 percent of all grant moneys being requested and shall
21 include proof, to the satisfaction of the department, of other financing for the
22 economic development district.

1 (3) The department may not award more than a total of \$15,000,000 in grants
2 under sub. (1).

3 *~~1192/P6.22~~*SECTION 261. 16.40 (16) of the statutes is amended to read:

4 16.40 (16) MAINTAIN AN ACCOUNTING FOR OPERATING NOTES. Maintain an
5 accounting of, forecast and administer those moneys pledged for the repayment of
6 operating notes issued under ~~subch. III of ch. 18 s. 16.526~~, in accordance with
7 agreements entered into by the secretary under s. 16.004 (9).

8 *~~1059/9.14~~*SECTION 262. 16.40 (18) of the statutes is amended to read:

9 16.40 (18) REQUIRE AGENCIES TO PROVIDE COPIES. Require each state agency, at
10 the time that the agency submits a request to the department for an increased
11 appropriation to be provided in an executive budget bill which is necessitated by the
12 compensation plan under s. 230.12 or a collective bargaining agreement approved
13 under s. 111.92, to provide a copy of the request to the ~~director of the office~~
14 administrator of the division of state employment relations personnel management
15 in the department and the joint committee on employment relations.

16 *~~0971/P5.51~~*SECTION 263. 16.40 (23) of the statutes is repealed.

17 *~~1192/P6.23~~*SECTION 264. 16.405 (1) of the statutes is renumbered 16.526
18 (1m) (a) and amended to read:

19 16.526 (1m) (a) ~~At~~ Subject to par. (b), at any time the department determines
20 that a deficiency will occur in the funds of the state which will not permit the state
21 to meet its operating obligations in a timely manner, it may prepare ~~a request an~~
22 authorizing certification for the issuance of operating notes under ~~subch. III of ch.~~
23 ~~18 and, subject to subs. (2) and (3), may submit the request to the building~~
24 ~~commission~~ this section.

25 *~~1192/P6.24~~*SECTION 265. 16.405 (2) of the statutes is repealed.

1 ***-1192/P6.25*****SECTION 266.** 16.405 (3) of the statutes is renumbered 16.526
2 (1m) (b) and amended to read:

3 16.526 **(1m)** (b) If the department proposes to ~~submit a request to the building~~
4 ~~commission~~ prepare an authorizing certification under ~~sub. (1) par. (a)~~, the secretary
5 shall notify the joint committee on finance in writing of the proposed action. If the
6 cochairpersons of the committee do not notify the secretary that the committee has
7 scheduled a meeting for the purpose of reviewing the proposed ~~submission~~
8 certification within 14 working days after the date of the secretary's notification, the
9 department may ~~submit the request to the building commission~~ issue operating
10 notes pursuant to the certification as proposed. If, within 14 working days after the
11 date of the secretary's notification, the cochairpersons of the committee notify the
12 secretary that the committee has scheduled a meeting for the purpose of reviewing
13 the proposed ~~submission certification~~, the department may ~~submit the request to the~~
14 ~~building commission~~ issue operating notes pursuant to the certification only upon
15 approval of the committee.

16 ***-1215/P3.23*****SECTION 267.** 16.41 (4) of the statutes is amended to read:

17 16.41 (4) In this section, "authority" means a body created under subch. II of
18 ch. 114 or under ch. 36, 231, 233, ~~234~~ 235, 237, ~~238~~, or 279.

****NOTE: This is reconciled s. 16.41 (4). This SECTION has been affected by drafts
with the following LRB numbers: -0971/P4 and -1215/P2.

19 ***-1059/9.15*****SECTION 268.** 16.415 (1) of the statutes is amended to read:

20 16.415 (1) Neither the secretary nor any other fiscal officer of this state may
21 draw, sign, or issue, or authorize the drawing, signing, or issuing of any warrant on
22 any disbursing officer of the state to pay any compensation to any person in the
23 classified service of the state unless an estimate, payroll, or account for such

1 compensation, containing the names of every person to be paid, bears the certificate
2 of the appointing authority that each person named in the estimate, payroll, or
3 account has been appointed, employed, or subject to any other personnel transaction
4 in accordance with, and that the pay for the person has been established in
5 accordance with, the law, compensation plan, or applicable collective bargaining
6 agreement, and applicable rules of the ~~director of the office~~ administrator of the
7 division of state employment relations personnel management in the department
8 and the ~~administrator of the division~~ director of the bureau of merit recruitment and
9 selection in the ~~office of state employment relations~~ department then in effect.

10 *~~1059/9.16~~*SECTION 269. 16.415 (3) of the statutes is amended to read:

11 16.415 (3) Any sums paid contrary to this section may be recovered from any
12 appointing authority making such appointments in contravention of law or of the
13 rules promulgated pursuant thereto, or from any appointing authority signing or
14 countersigning or authorizing the signing or countersigning of any warrant for the
15 payment of the same, or from the sureties on the official bond of any such appointing
16 authority, in an action in the circuit court for any county within the state, maintained
17 by the ~~director of the office~~ administrator of the division of state employment
18 relations personnel management in the department, or by a citizen resident therein,
19 who is assessed for, and liable to pay, or within one year before the commencement
20 of the action has paid, a state, city or county tax within this state. All moneys
21 recovered in any action brought under this section when collected, shall be paid into
22 the state treasury except that if a citizen taxpayer is plaintiff in any such action he
23 or she shall be entitled to receive for personal use the taxable cost of such action and
24 5% of the amount recovered as attorney fees.

25 *~~1215/P3.24~~*SECTION 270. 16.417 (1) (b) of the statutes is amended to read:

1 16.417 (1) (b) “Authority” means a body created under subch. II of ch. 114 or
2 ch. 36, 231, 232, 233, ~~234~~ 235, 237, ~~238~~, or 279.

 ****NOTE: This is reconciled s. 16.417 (1) (b). This SECTION has been affected by
drafts with the following LRB numbers:–0971/P4 and –1215/P2.

3 *–0971/P5.52*SECTION 271. 16.417 (2) (f) 2. of the statutes is amended to read:

4 16.417 (2) (f) 2. An individual who is employed by the Board of Regents of the
5 University of Wisconsin System Authority, but only with respect to compensation
6 received within the system.

7 *–0971/P5.53*SECTION 272. 16.42 (1) (intro.) of the statutes is amended to
8 read:

9 16.42 (1) (intro.) All agencies, ~~other than~~ including the University of Wisconsin
10 System Authority and not including the legislature and the courts, no later than
11 September 15 of each even-numbered year, in the form and content prescribed by the
12 department, shall prepare and forward to the department and to the legislative fiscal
13 bureau the following program and financial information:

14 *–0971/P5.54*SECTION 273. 16.50 (3) (b) of the statutes is amended to read:

15 16.50 (3) (b) No change in the number of full-time equivalent positions
16 authorized through the biennial budget process or other legislative act may be made
17 without the approval of the joint committee on finance, except for position changes
18 made by the governor under s. 16.505 (1) (c), (2), or (2j), or by the investment board
19 under s. 16.505 (2g), ~~or by the board of regents of the University of Wisconsin System~~
20 ~~under s. 16.505 (2m) or (2p).~~

21 *–0971/P5.55*SECTION 274. 16.50 (3) (c) of the statutes is amended to read:

22 16.50 (3) (c) The secretary may withhold, in total or in part, the funding for any
23 position, as defined in s. 230.03 (11), as well as the funding for part-time or limited

1 term employees until such time as the secretary determines that the filling of the
2 position or the expending of funds is consistent with s. 16.505 and with the intent of
3 the legislature as established by law or in budget determinations, ~~or~~ the intent of the
4 joint committee on finance in creating or abolishing positions under s. 13.10, or the
5 intent of the governor in creating or abolishing positions under s. 16.505 (1) (c) or (2),
6 ~~or the intent of the board of regents of the University of Wisconsin System in creating~~
7 ~~or abolishing positions under s. 16.505 (2m) or (2p)~~. Until the release of funding
8 occurs, recruitment or certification for the position may not be undertaken.

9 ~~*-1059/9.17*~~**SECTION 275.** 16.50 (3) (f) of the statutes is amended to read:

10 16.50 (3) (f) At the request of the ~~director of the office~~ administrator of the
11 division of state employment relations personnel management in the department,
12 the secretary of administration may authorize the temporary creation of pool or
13 surplus positions under any source of funds if the director determines that
14 temporary positions are necessary to maintain adequate staffing levels for high
15 turnover classifications, in anticipation of attrition, to fill positions for which
16 recruitment is difficult. Surplus or pool positions authorized by the secretary shall
17 be reported quarterly to the joint committee on finance in conjunction with the report
18 required under s. 16.54 (8).

19 ~~*-0971/P5.56*~~**SECTION 276.** 16.505 (1) (intro.) of the statutes is amended to
20 read:

21 16.505 (1) (intro.) Except as provided in subs. (2), (2g), and (2j), ~~(2m), and (2p)~~,
22 no position, as defined in s. 230.03 (11), regardless of funding source or type, may be
23 created or abolished unless authorized by one of the following:

24 ~~*-0971/P5.57*~~**SECTION 277.** 16.505 (2m) of the statutes is repealed.

25 ~~*-0971/P5.58*~~**SECTION 278.** 16.505 (2p) of the statutes is repealed.

SECTION 279

1 ***-0971/P5.59*****SECTION 279.** 16.505 (4) (b) of the statutes is amended to read:

2 16.505 (4) (b) ~~Except as provided in par. (c), no~~ No agency may change the
3 funding source for a position authorized under this section unless the position is
4 authorized to be created under a different funding source in accordance with this
5 section.

6 ***-0971/P5.60*****SECTION 280.** 16.505 (4) (c) of the statutes is repealed.

7 ***-0971/P5.61*****SECTION 281.** 16.517 (1) of the statutes is amended to read:

8 16.517 (1) No later than 30 days after the effective date of each biennial budget
9 act, the department shall provide to the joint committee on finance a report
10 indicating any initial modifications that are necessary to the appropriation levels
11 established under that act for program revenue and program revenue-service
12 appropriations as defined in s. 20.001 (2) (b) and (c) or to the number of full-time
13 equivalent positions funded from program revenue and program revenue-service
14 appropriations authorized by that act to account for any additional funding or
15 positions authorized under s. 16.505 (2) ~~or (2m)~~ or 16.515 in the fiscal year
16 immediately preceding the fiscal biennium of the budget that have not been included
17 in authorizations under the biennial budget act but that should be included as
18 continued budget authorizations in the fiscal biennium of the budget.

19 ***-0971/P5.62*****SECTION 282.** 16.517 (2) of the statutes is amended to read:

20 16.517 (2) Modifications under sub. (1) shall be limited to adjustment of the
21 appropriation or position levels to the extent required to account for higher base
22 levels for the fiscal year immediately preceding the fiscal biennium of the budget due
23 to appropriation or position increases authorized under s. 16.505 (2) ~~or (2m)~~ or 16.515
24 during the fiscal year immediately preceding the fiscal biennium of the budget.

25 ***-1215/P3.25*****SECTION 283.** 16.52 (7) of the statutes is amended to read:

1 16.52 (7) **PETTY CASH ACCOUNT.** With the approval of the secretary, each agency
2 that is authorized to maintain a contingent fund under s. 20.920 may establish a
3 petty cash account from its contingent fund. The procedure for operation and
4 maintenance of petty cash accounts and the character of expenditures therefrom
5 shall be prescribed by the secretary. In this subsection, “agency” means an office,
6 department, independent agency, institution of higher education, association,
7 society, or other body in state government created or authorized to be created by the
8 constitution or any law, that is entitled to expend moneys appropriated by law,
9 including the legislature and the courts, but not including an authority created in
10 subch. II of ch. 114 or in ch. 36, 231, 233, ~~234~~ 235, 237, ~~238~~, or 279.

****NOTE: This is reconciled s. 16.52 (7). This SECTION has been affected by drafts
with the following LRB numbers:–0971/P4 and –1215/P2.

11 *–1192/P6.26***SECTION 284.** 16.526 (title) of the statutes is created to read:
12 **16.526 (title) Operating notes.**
13 *–1192/P6.27***SECTION 285.** 16.526 (4) (am) of the statutes is created to read:
14 16.526 (4) (am) *Authorizing certification.* No financial obligations may be
15 incurred under this section nor may any evidence of operating notes be issued by the
16 state except pursuant to a written authorizing certification. The certification shall
17 set forth the aggregate principal amount of operating notes authorized thereby, the
18 purpose of the operating notes, which need not be more specific but may not be more
19 general than those purposes provided in or pursuant to law, the manner of sale of the
20 notes, and the form and terms of the notes. The certification shall be signed by the
21 secretary, or his or her designee, and shall be transmitted to the governor.

22 *–1192/P6.28***SECTION 286.** 16.526 (8) of the statutes is created to read:

1 16.526 (8) PROCUREMENT OF SERVICES. The department may enter into a contract
2 with any firm or individual engaged in financial services for the performance of any
3 of its duties under this section, using selection and procurement procedures
4 established by the department. A contract under this subsection is not subject to s.
5 16.705 or 16.75.

6 ***-1192/P6.29*SECTION 287.** 16.526 (9) of the statutes is created to read:

7 16.526 (9) PROVISIONS APPLICABLE. The provisions of section 16.527 (4) (a) to (f)
8 and (6) (a), (b), and (d), (8), and (9) apply to operating notes under this section, except
9 that all references to appropriation obligations shall be read to refer to operating
10 notes.

11 ***-1192/P6.30*SECTION 288.** 16.526 (10) of the statutes is created to read:

12 16.526 (10) FULL AUTHORITY. This section shall constitute full authority for the
13 accomplishment of all acts authorized in this section to be done. No other law
14 restricting the carrying out of such acts shall be construed as applying to proceedings
15 had or acts done pursuant to this section.

16 ***-1502/1.1*SECTION 289.** 16.527 (1) (c) of the statutes is created to read:

17 16.527 (1) (c) The legislature finds and determines that sports and
18 entertainment facilities encourage economic development and tourism in this state
19 by reducing unemployment and by bringing needed capital into the state for the
20 benefit and welfare of people throughout the state. It is therefore in the public
21 interest and will serve a public purpose, and it is the public policy of this state, to
22 assist a sports and entertainment district in the construction of sports and
23 entertainment facilities under subch. VI of ch. 229.

24 ***-1502/1.2*SECTION 290.** 16.527 (3) (d) of the statutes is created to read:

1 16.527 (3) (d) 1. Subject to the limitations under subds. 2. to 4., the department
2 may contract appropriation obligations of the state under this section for the purpose
3 of assisting a sports and entertainment district under subch. VI of ch. 229 in the
4 construction of sports and entertainment facilities, including the acquisition or lease
5 of property. The assistance shall be in the form of a grant to the sports and
6 entertainment district.

7 2. The sum of appropriation obligations issued under this section for the
8 purpose under subd. 1. may not exceed \$220,000,000, excluding any amounts
9 representing accreted interest or original issue discount.

10 3. No appropriation obligations may be issued under this section for the
11 purpose under subd. 1. unless the department determines that the sports and
12 entertainment district has secured additional funding for the project in an amount
13 at least equal to \$300,000,000.

14 4. If the department issues appropriation obligations under this section for the
15 purpose under subd. 1. and if, for any reason, the facility that is constructed with
16 funds from the grant is not used principally for professional basketball, the state
17 shall retain an ownership interest in the facility equal to the amount of the state's
18 grant.

19 *~~1215/P3.26~~**SECTION 291.** 16.528 (1) (a) of the statutes is amended to read:

20 16.528 (1) (a) "Agency" means an office, department, independent agency,
21 institution of higher education, association, society, or other body in state
22 government created or authorized to be created by the constitution or any law, that
23 is entitled to expend moneys appropriated by law, including the legislature and the
24 courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231,
25 233, ~~234~~ 235, 237, ~~238~~, or 279.

SECTION 291

****NOTE: This is reconciled s. 16.528 (1) (a). This SECTION has been affected by drafts with the following LRB numbers:-0971/P4 and -1215/P2.

1 ***-1082/P3.1***SECTION 292. 16.528 (3) (f) of the statutes is created to read:

2 16.528 (3) (f) A contract under s. 977.08 (3) (f) or compensation ordered under
3 s. 978.045 (2).

4 ***-0971/P5.63***SECTION 293. 16.529 (1) of the statutes is repealed and
5 recreated to read:

6 16.529 (1) In this section, "state agency" has the meaning given in s. 40.02 (54).

7 ***-0971/P5.64***SECTION 294. 16.529 (2) of the statutes is amended to read:

8 16.529 (2) Notwithstanding ss. 20.001 (3) (a) to (c) and 25.40 (3), ~~beginning in~~
9 ~~the 2007-09 fiscal biennium~~, during each fiscal biennium the secretary shall lapse
10 to the general fund or transfer to the general fund from each state agency
11 appropriation specified in sub. (3) an amount equal to that portion of the total
12 amount of principal and interest to be paid on obligations issued under s. 16.527
13 during the fiscal biennium that is allocable to the appropriation, as determined
14 under sub. (3). The secretary may require that a state agency pay the amount
15 directly to the state in lieu of lapsing or transferring the amount to the general fund.

16 ***-0971/P5.65***SECTION 295. 16.53 (1) (d) 4. of the statutes is amended to read:

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

1 ***-1215/P3.27***SECTION 296. 16.53 (2) of the statutes is amended to read:

2 16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed
3 invoice, the agency shall notify the sender of the invoice within 10 working days after
4 it receives the invoice of the reason it is improperly completed. In this subsection,
5 “agency” means an office, department, independent agency, institution of higher
6 education, association, society, or other body in state government created or
7 authorized to be created by the constitution or any law, that is entitled to expend
8 moneys appropriated by law, including the legislature and the courts, but not
9 including an authority created in subch. II of ch. 114 or in ch. 36, 231, 233, 234 235,
10 237, 238, or 279.

 ****NOTE: This is reconciled s. 16.53 (2). This SECTION has been affected by drafts
with the following LRB numbers:-0971/P4 and -1215/P2.

11 ***-0971/P5.66***SECTION 297. 16.53 (7) of the statutes is amended to read:

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

17 ***-1192/P6.31***SECTION 298. 16.53 (10) (a) of the statutes is amended to read:

18 16.53 (10) (a) If an emergency arises which requires the department to draw
19 vouchers for payments which will be in excess of available moneys in any state fund,
20 the secretary, after notifying the joint committee on finance under par. (b), may
21 prorate and establish priority schedules for all payments within each fund, including
22 those payments for which a specific payment date is provided by statute, except as
23 otherwise provided in this paragraph. The secretary shall draw all vouchers

1 according to the preference provided in this paragraph. All direct or indirect
2 payments of principal or interest on state bonds and notes issued under subch. I of
3 ch. 18 and payments due, if any, under an agreement or ancillary arrangement
4 entered into under s. 18.06 (8) (a) relating to any public debt contracted under
5 subchs. I and IV of ch. 18 have first priority. All direct or indirect payments of
6 principal or interest on state notes issued under ~~subch. III of ch. 18~~ s. 16.526 have
7 2nd priority. No payment having a 1st or 2nd priority may be prorated or reduced
8 under this subsection. All state employee payrolls have 3rd priority. The secretary
9 shall draw all remaining vouchers according to a priority determined by the
10 secretary. The secretary shall maintain records of all claims prorated under this
11 subsection.

12 *~~1192/P6.32~~ SECTION 299. 16.531 (1) of the statutes is amended to read:

13 16.531 (1) At least 15 days prior to the beginning of any calendar quarter in
14 which the secretary anticipates that it may be necessary to exercise the authority
15 conferred in s. 16.53 (10) (a) or 20.002 (11) (a) or to incur financial obligations and
16 issue operating notes under ~~subch. III of ch. 18~~ s. 16.526, the secretary shall submit
17 a plan to the joint committee on finance describing the specific nature of any
18 proposed action that may be required.

19 *~~1192/P6.33~~ SECTION 300. 16.531 (2) of the statutes is amended to read:

20 16.531 (2) If the secretary determines during any calendar quarter that action
21 under s. 16.526, 16.53 (10) (a) or 20.002 (11) ~~or subch. III of ch. 18~~ should be taken
22 that is different from the action specified in the plan submitted under sub. (1), the
23 secretary shall provide notice to the joint committee on finance of the specific nature
24 of any such action that may be required. If the joint committee on finance has not,
25 within 2 working days after such notification, scheduled a meeting to review the

1 secretary's proposal, the secretary may proceed with the proposed action. If, within
2 2 working days after such notification, the committee schedules a meeting, the
3 secretary may not proceed with the proposed action until after the meeting is held.

4 ***-1192/P6.34*SECTION 301.** 16.531 (3) of the statutes is amended to read:

5 16.531 (3) Within 30 days after the end of each calendar quarter during which
6 the secretary exercises the authority conferred in s. 16.53 (10) (a), during which there
7 is any outstanding reallocation of moneys under s. 20.002 (11) (a) or during which
8 there are any outstanding operating notes issued under ~~subch. III of ch. 18~~ s. 16.526,
9 the secretary shall submit to the joint committee on finance a report on the status
10 of all such matters, together with an assessment of the degree to which the secretary
11 anticipates that state funds and accounts will have sufficient revenues to meet
12 anticipated obligations during the 6-month period following the calendar quarter for
13 which the report is issued.

14 ***-0971/P5.67*SECTION 302.** 16.54 (8g) of the statutes is repealed.

15 ***-0971/P5.68*SECTION 303.** 16.54 (8r) (a) of the statutes is renumbered 16.54
16 (8r) and amended 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

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

5 *~~0971/P5.69~~**SECTION 304.** 16.54 (8r) (b) of the statutes is repealed.

6 *~~1215/P3.28~~**SECTION 305.** 16.54 (9) (a) 1. of the statutes is amended to read:

7 16.54 (9) (a) 1. “Agency” means an office, department, independent agency,
8 institution of higher education, association, society or other body in state
9 government created or authorized to be created by the constitution or any law, which
10 is entitled to expend moneys appropriated by law, including the legislature and the
11 courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231,
12 233, ~~234~~ 235, 237, ~~238~~, or 279.

****NOTE: This is reconciled s. 16.54 (9) (a) 1. This SECTION has been affected by
drafts with the following LRB numbers: ~~-0971/P4~~ and ~~-1215/P2~~.

13 *~~0971/P5.70~~**SECTION 306.** 16.544 (3) of the statutes is amended to read:

14 16.544 (3) Prior to taking final action to remove any liability related to a
15 disallowance of the use of federal moneys, an agency shall submit to the department
16 a statement of the action proposed to remove the liability. The department may
17 approve, disapprove or approve with modifications each such proposed action. The
18 secretary shall forward a copy of each statement of proposed action approved by the
19 department to the joint committee on finance. ~~This subsection does not apply to an~~
20 ~~action taken by the board of regents of the University of Wisconsin System, within~~
21 ~~the statutory authority of the board, to remove a liability of less than \$5,000.~~

22 *~~0971/P5.71~~**SECTION 307.** 16.57 of the statutes is repealed.

23 *~~0971/P5.72~~**SECTION 308.** 16.61 (3) (s) of the statutes is amended to read:

1 16.61 (3) (s) Shall recommend to the department procedures for the transfer
2 of public records and records of the University of Wisconsin Hospitals and Clinics
3 Authority and the University of Wisconsin System Authority to optical disk format,
4 including procedures to ensure the authenticity, accuracy and reliability of any
5 public records or records of the University of Wisconsin Hospitals and Clinics
6 Authority and the University of Wisconsin System Authority so transferred and
7 procedures to ensure that such records are protected from unauthorized destruction.
8 The board shall also recommend to the department qualitative standards for optical
9 disks and copies of documents generated from optical disks used to store public
10 records and records of the University of Wisconsin Hospitals and Clinics Authority
11 and the University of Wisconsin System Authority.

12 *~~0971/P5.73~~*SECTION 309. 16.61 (13) (a) of the statutes is amended to read:

13 16.61 (13) (a) The historical society, as trustee for the state, shall be the
14 ultimate depository of the archives of the state, and the board may transfer to the
15 society such original records and reproductions as it deems proper and worthy of
16 permanent preservation, including records and reproductions which the custodian
17 thereof has been specifically directed by statute to preserve or keep in the custodian's
18 office. The permanent preservation of records of the University of Wisconsin System
19 Authority may be accomplished under par. (b). The society may deposit in the
20 regional depositories established under s. 44.10, title remaining with the society, the
21 records of state agencies or their district or regional offices which are primarily
22 created in the geographic area serviced by the depository, but the records of all
23 central departments, offices, establishments and agencies shall remain in the main
24 archives in the capital city under the society's immediate jurisdiction, except that the
25 society may place the records temporarily at a regional depository for periods of time

1 to be determined by the society. Nothing in this subsection nor in ch. 44 prevents the
2 society's taking the steps for the safety of articles and materials entrusted to its care
3 in library, museum or archives, including temporary removal to safer locations,
4 dictated by emergency conditions arising from a state of war, civil rebellion or other
5 catastrophe.

6 *~~0971/P5.74~~*SECTION 310. 16.611 (2) (a) of the statutes is amended to read:

7 16.611 (2) (a) The department shall prescribe, by rule, procedures for the
8 transfer of public records and records of the University of Wisconsin Hospitals and
9 Clinics Authority, of the University of Wisconsin System Authority, and of the
10 Wisconsin Aerospace Authority to optical disk or electronic format and for the
11 maintenance of such records stored in optical disk or electronic format, including
12 procedures to ensure the authenticity, accuracy, reliability and accessibility of any
13 public records or records of the University of Wisconsin Hospitals and Clinics
14 Authority, of the University of Wisconsin System Authority, or of the Wisconsin
15 Aerospace Authority so transferred and procedures to ensure that such records are
16 protected from unauthorized destruction.

17 *~~0971/P5.75~~*SECTION 311. 16.611 (2) (c) of the statutes is amended to read:

18 16.611 (2) (c) The department shall prescribe, by rule, qualitative standards
19 for optical disks and for copies of documents generated from optical disks used to
20 store public records and records of the University of Wisconsin Hospitals and Clinics
21 Authority, of the University of Wisconsin System Authority, and of the Wisconsin
22 Aerospace Authority.

23 *~~0971/P5.76~~*SECTION 312. 16.62 (1) (a) of the statutes is amended to read:

24 16.62 (1) (a) To advise and assist state agencies, the University of Wisconsin
25 System Authority, and the University of Wisconsin Hospitals and Clinics Authority

1 in the establishment and operation of records management programs through the
2 issuance of standards and procedures and provision of technical and management
3 consulting services.

4 ***-0971/P5.77*SECTION 313.** 16.62 (1) (b) of the statutes is amended to read:

5 16.62 (1) (b) To operate a state records center and a central microfilm facility
6 for state agencies, the University of Wisconsin System Authority, and the University
7 of Wisconsin Hospitals and Clinics Authority and to promulgate rules necessary for
8 efficient operation of the facilities.

9 ***-0971/P5.78*SECTION 314.** 16.62 (1) (bm) of the statutes is amended to read:

10 16.62 (1) (bm) To operate a storage facility for storage of public records and
11 records of the University of Wisconsin System Authority and the University of
12 Wisconsin Hospitals and Clinics Authority in optical disk or electronic format in
13 accordance with rules, promulgated by the department under s. 16.611, governing
14 operation of the facility.

15 ***-0971/P5.79*SECTION 315.** 16.62 (1) (c) of the statutes is amended to read:

16 16.62 (1) (c) To periodically audit the records management programs of state
17 agencies, the University of Wisconsin System Authority, and the University of
18 Wisconsin Hospitals and Clinics Authority and recommend improvements in records
19 management practices.

20 ***-0971/P5.80*SECTION 316.** 16.64 (1) (a) of the statutes is amended to read:

21 16.64 (1) (a) “Board” means the board of regents of the University of Wisconsin
22 System Authority.

23 ***-1215/P3.29*SECTION 317.** 16.70 (2) of the statutes is amended to read:

24 16.70 (2) “Authority” means a body created under subch. II of ch. 114 or under
25 ch. 36, 231, 232, 233, 234, 237, or 279.

****NOTE: This is reconciled s. 16.70 (2). This SECTION has been affected by drafts with the following LRB numbers:–0971/P4 and –1215/P2.

1 *–0841/P2.1*SECTION 318. 16.70 (3) of the statutes is amended to read:

2 16.70 (3) “Contractual services” includes all services, materials to be furnished
3 by a service provider in connection with services, and any limited trades work
4 involving less than \$30,000 to be done for or furnished to the state or any agency, but
5 does not include information technology products or services delivered from a central
6 hosting location on a subscription basis.

7 *–0841/P2.2*SECTION 319. 16.70 (3g) of the statutes is repealed.

8 *–0971/P5.81*SECTION 320. 16.70 (8) of the statutes is amended to read:

9 16.70 (8) “Municipality” means a county, city, village, town, school district,
10 board of school directors, sewer district, drainage district, technical college district,
11 the University of Wisconsin System Authority, or any other public or quasi-public
12 corporation, officer, board or other body having the authority to award public
13 contracts.

14 *–0971/P5.82*SECTION 321. 16.705 (1r) (d) of the statutes is repealed.

15 *–0971/P5.83*SECTION 322. 16.705 (1r) (e) of the statutes is repealed.

16 *–0841/P2.3*SECTION 323. 16.705 (2) (a) of the statutes is amended to read:

17 16.705 (2) (a) The department shall promulgate rules for the procurement of
18 contractual services by the department and its designated agents, including but not
19 limited to rules prescribing approval and monitoring processes for contractual
20 service contracts; ~~except as provided in par. (b), a requirement for agencies, except~~
21 ~~for the University of Wisconsin System, to conduct a uniform cost-benefit analysis~~
22 ~~of each proposed contractual service procurement involving an estimated~~
23 ~~expenditure of more than \$50,000 in accordance with standards prescribed in the~~

1 rules; and, except as provided in par. (b), a requirement for agencies, except for the
2 University of Wisconsin System, to review periodically, and before any renewal, the
3 continued appropriateness of contracting under each contractual services
4 agreement involving an estimated expenditure of more than \$50,000.

***NOTE: This is reconciled s. 16.705 (2) (a). This paragraph has been affected by
drafts with the following LRB numbers: -0841 and -0971.

5 ***-0841/P2.4*SECTION 324.** 16.705 (2) (b) of the statutes is repealed.

6 ***-0841/P2.5*SECTION 325.** 16.705 (8) (intro.) and (b) of the statutes are
7 consolidated, renumbered 16.705 (8) and amended to read:

8 16.705 (8) The department shall, annually on or before October 15, submit to
9 the governor, the joint committee on finance, the joint legislative audit committee
10 and the chief clerk of each house of the legislature for distribution to the appropriate
11 standing committees under s. 13.172 (3), a report concerning the number, value and
12 nature of contractual service procurements authorized for each agency during the
13 preceding fiscal year. The report shall also include, with respect to contractual
14 service procurements by agencies for the preceding fiscal year:—(b)
15 Recommendations, recommendations for elimination of unneeded contractual
16 service procurements and for consolidation or resolicitation of existing contractual
17 service procurements.

18 ***-0841/P2.6*SECTION 326.** 16.705 (8) (a) of the statutes is repealed.

19 ***-0971/P5.84*SECTION 327.** 16.71 (1m) of the statutes is amended to read:

20 16.71 (1m) The department shall not delegate to any executive branch agency,
21 other than the board of regents of the University of Wisconsin System, the authority
22 to enter into any contract for materials, supplies, equipment, or contractual services
23 relating to information technology or telecommunications prior to review and

1 approval of the contract by the department. ~~The department may delegate this~~
2 ~~authority to the University of Wisconsin-Madison.~~ No executive branch agency,
3 ~~other than the board of regents of the University of Wisconsin System,~~ may enter into
4 any such contract without review and approval of the contract by the department.
5 ~~The University of Wisconsin-Madison may enter into any such contract without~~
6 ~~review and approval by the department.~~ Any executive branch agency that enters
7 into a contract relating to information technology under this section shall comply
8 with the requirements of s. 16.973 (13). ~~Any delegation to the board of regents of the~~
9 ~~University of Wisconsin System or to the University of Wisconsin-Madison is subject~~
10 ~~to the limitations prescribed in s. 36.585.~~

11 ~~*-0971/P5.85*SECTION 328.~~ 16.71 (4) of the statutes is repealed.

12 ~~*-0971/P5.86*SECTION 329.~~ 16.72 (2) (e) (intro.) of the statutes is amended to
13 read:

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

24 ~~*-0971/P5.87*SECTION 330.~~ 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.

11 *~~0971/P5.88~~*SECTION 331. 16.72 (8) of the statutes is amended to read:

12 16.72 (8) The department may purchase educational technology materials,
13 supplies, equipment, or contractual services from orders placed with the department
14 by school districts, cooperative educational service agencies, and technical college
15 districts, ~~the board of regents of the University of Wisconsin System, and the~~
16 ~~University of Wisconsin-Madison.~~

17 *~~0971/P5.89~~*SECTION 332. 16.73 (5) of the statutes is repealed.

18 *~~1117/P3.1~~*SECTION 333. 16.74 (2) (b) of the statutes is amended to read:

19 16.74 (2) (b) Contracts for purchases by the senate or assembly shall be signed
20 by an individual designated by the organization committee of the house making the
21 purchase. Contracts for other legislative branch purchases shall be signed by an
22 individual designated by the joint committee on legislative organization. Contracts
23 for purchases by the judicial commission ~~or judicial council~~ shall be signed by an
24 individual designated by the commission ~~or council~~, respectively. Contracts for other

1 judicial branch purchases shall be signed by an individual designated by the director
2 of state courts.

3 *~~0244/P6.1~~**SECTION 334.** 16.75 (1) (a) 1. of the statutes is amended to read:

4 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
5 materials, supplies, equipment, and contractual services to be provided to any
6 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
7 (6), (7), (8), (9), (10e), and (10m) and ss. 16.705 (1r), 16.73 (4) (a), 16.751, 16.754, 50.05
8 (7) (f), 153.05 (2m) (a), ~~165.987~~, and 287.15 (7), shall be awarded to the lowest
9 responsible bidder, taking into consideration life cycle cost estimates under sub.
10 (1m), when appropriate, the location of the agency, the quantities of the articles to
11 be supplied, their conformity with the specifications, and the purposes for which they
12 are required and the date of delivery.

13 *~~0971/P5.90~~**SECTION 335.** 16.75 (1m) of the statutes is amended to read:

14 16.75 (1m) The department shall award each order or contract for materials,
15 supplies or equipment on the basis of life cycle cost estimates, whenever such action
16 is appropriate. Each authority other than the University of Wisconsin Hospitals and
17 Clinics Authority, the University of Wisconsin System Authority, the Lower Fox
18 River Remediation Authority, and the Wisconsin Aerospace Authority shall award
19 each order or contract for materials, supplies or equipment on the basis of life cycle
20 cost estimates, whenever such action is appropriate. The terms, conditions and
21 evaluation criteria to be applied shall be incorporated in the solicitation of bids or
22 proposals. The life cycle cost formula may include, but is not limited to, the
23 applicable costs of energy efficiency, acquisition and conversion, money,
24 transportation, warehousing and distribution, training, operation and maintenance
25 and disposition or resale. The department shall prepare documents containing

1 technical guidance for the development and use of life cycle cost estimates, and shall
2 make the documents available to local governmental units.

3 ~~*-0807/P6.72~~**SECTION 336.** 16.75 (3m) (a) 1. of the statutes is amended to
4 read:

5 16.75 (3m) (a) 1. “Disabled veteran–owned business” means a business
6 certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

7 ~~*-0807/P6.73~~**SECTION 337.** 16.75 (3m) (a) 2. of the statutes is amended to
8 read:

9 16.75 (3m) (a) 2. “Disabled veteran–owned financial adviser” means a financial
10 adviser certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

11 ~~*-0807/P6.74~~**SECTION 338.** 16.75 (3m) (a) 3. of the statutes is amended to
12 read:

13 16.75 (3m) (a) 3. “Disabled veteran–owned investment firm” means an
14 investment firm certified by ~~the department of administration~~ under s. ~~16.283~~
15 203.03 (3).

16 ~~*-0807/P6.75~~**SECTION 339.** 16.75 (3m) (a) 4. of the statutes is amended to
17 read:

18 16.75 (3m) (a) 4. “Minority business” means a business certified by ~~the~~
19 ~~department of administration~~ under s. ~~16.287~~ 203.07 (2).

20 ~~*-0807/P6.76~~**SECTION 340.** 16.75 (3m) (c) 5. a. of the statutes is amended to
21 read:

22 16.75 (3m) (c) 5. a. In determining whether a purchase, contract, or subcontract
23 complies with the goal established under par. (b) 1. or 2. or s. 16.855 (10m) (am) 1.
24 or 2., 16.87 (2) (b) or (c), or 25.185 (2) (a) or (b), the department shall include only
25 amounts paid to businesses, financial advisers, and investment firms certified by ~~the~~

1 ~~department of administration~~ under s. ~~16.283 203.03~~ or ~~16.287 203.07~~ (2), whichever
2 is appropriate.

3 *~~0807/P6.77~~*SECTION 341. 16.75 (3m) (c) 5. b. of the statutes is amended to
4 read:

5 16.75 (3m) (c) 5. b. In determining whether a purchase, contract, or subcontract
6 is made with a disabled veteran-owned business, the department shall include only
7 amounts paid to disabled veteran-owned businesses certified by ~~the department of~~
8 ~~administration~~ under s. ~~16.283 203.03~~ (3).

9 *~~1389/P1.1~~*SECTION 342. 16.75 (3t) (c) (intro.) of the statutes is amended to
10 read:

11 16.75 (3t) (c) (intro.) The department of corrections shall periodically provide
12 to the department of administration a current list of all materials, supplies,
13 equipment or contractual services, excluding commodities, that are supplied by
14 prison industries, as created under s. 303.01. The department of administration
15 shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except
16 as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed
17 proposals with respect to the purchase of any materials, supplies, equipment or
18 contractual services enumerated in the list, the department of administration or any
19 other designated purchasing agent under s. 16.71 (1) shall offer prison industries the
20 opportunity to supply the materials, supplies, equipment or contractual services if
21 the department of corrections is able to provide them at a price that is equal to or
22 lower than comparable to one which may be obtained through competitive bidding
23 or competitive sealed proposals and is able to conform to the specifications. If the
24 department of administration or other purchasing agent is unable to determine
25 whether the price of prison industries is equal to or lower than comparable to one

1 obtained through competitive bidding or competitive sealed proposals, it may solicit
2 bids or competitive proposals before awarding the order or contract. This paragraph
3 does not apply to the printing of the following forms:

4 ***-0971/P5.91*SECTION 343.** 16.75 (3t) (c) 1. of the statutes is repealed.

5 ***-0971/P5.92*SECTION 344.** 16.75 (3t) (c) 6. of the statutes is repealed.

6 ***-0971/P5.93*SECTION 345.** 16.75 (8) of the statutes is amended to read:

7 16.75 (8) (am) The department, any other designated purchasing agent under
8 s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other
9 than the University of Wisconsin Hospitals and Clinics Authority, the University of
10 Wisconsin System Authority, and the Lower Fox River Remediation Authority shall,
11 to the extent practicable, make purchasing selections using specifications developed
12 under s. 16.72 (2) (e) to maximize the purchase of materials utilizing recycled
13 materials and recovered materials.

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

20 ***-0971/P5.94*SECTION 346.** 16.75 (12) (a) 1. of the statutes is amended to read:

21 16.75 (12) (a) 1. “Agency” means the department of administration, the
22 department of corrections, the department of health services, the department of
23 public instruction, and the department of veterans affairs, ~~and the Board of Regents~~
24 ~~of the University of Wisconsin System.~~

25 ***-1215/P3.30*SECTION 347.** 16.765 (1) of the statutes is amended to read:

1 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and
2 Clinics Authority, the University of Wisconsin System Authority, the Fox River
3 Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox
4 River Remediation Authority, ~~the Wisconsin Economic Development Corporation~~,
5 and the Bradley Center Sports and Entertainment Corporation shall include in all
6 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,
8 color, handicap, sex, physical condition, developmental disability as defined in s.
9 51.01 (5), sexual orientation as defined in s. 111.32 (13m), or national origin and,
10 except with respect to sexual orientation, obligating the contractor to take
11 affirmative action to ensure equal employment opportunities.

 ****NOTE: This is reconciled s. 16.765 (1). This SECTION has been affected by drafts
with the following LRB numbers: -0971/P4 and -1215/P2.

12 *~~-1215/P3.31~~SECTION 348. 16.765 (2) of the statutes is amended to read:

13 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and
14 Clinics Authority, the University of Wisconsin System Authority, the Fox River
15 Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox
16 River Remediation Authority, ~~the Wisconsin Economic Development Corporation~~,
17 and the Bradley Center Sports and Entertainment Corporation shall include the
18 following provision in every contract executed by them: “In connection with the
19 performance of work under this contract, the contractor agrees not to discriminate
20 against any employee or applicant for employment because of age, race, religion,
21 color, handicap, sex, physical condition, developmental disability as defined in s.
22 51.01 (5), sexual orientation or national origin. This provision shall include, but not
23 be limited to, the following: employment, upgrading, demotion or transfer;