

1 program. The private school may administer additional standardized tests to such
2 pupils.

3 ***-0633/P4.20*SECTION 3357.** 118.60 (8) of the statutes is repealed.

4 ***-1137/P7.31*SECTION 3358.** 118.60 (10) (a) 3. of the statutes is amended to
5 read:

6 118.60 (10) (a) 3. Failed to refund to the state any overpayment made under
7 s. 118.60 (4) (b), ~~2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) (bg) or~~
8 (4m) by the date specified by department rule.

9 ***-0541/P3.20*SECTION 3359.** 119.04 (1) of the statutes is amended to read:

10 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
11 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
12 115.345, 115.363, 115.365 (3), 115.38 (2), 115.415, 115.445, 118.001 to 118.04,
13 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145
14 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20,
15 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258,
16 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,
17 118.55, 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to
18 (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.21
19 (3), and 120.25 are applicable to a 1st class city school district and board.

20 ***-0633/P4.21*SECTION 3360.** 119.23 (1) (ah) of the statutes is repealed.

21 ***-0633/P4.22*SECTION 3361.** 119.23 (1) (b) of the statutes is repealed.

22 ***-0633/P4.23*SECTION 3362.** 119.23 (1) (c) of the statutes is repealed.

23 ***-1232/P2.3*SECTION 3363.** 119.23 (2) (a) 1. a. of the statutes is amended to
24 read:

SECTION 3363

1 119.23 (2) (a) 1. a. The pupil is a member of a family that has a total family
2 income that does not exceed an amount equal to 3.0 times the poverty level
3 determined in accordance with criteria established by the director of the federal
4 office of management and budget. In this subdivision and sub. (3m), family income
5 includes income of the pupil's parents or legal guardians. ~~The~~ Except as provided in
6 subd. 1. d., the family income of the pupil shall be verified as provided in subd. 1. b.
7 A pupil attending a private school under this section whose family income increases,
8 including a pupil who attended a private school under this section in the 2010–11
9 school year and whose family income has increased, may continue to attend a private
10 school under this section.

11 *~~1232/P2.4~~**SECTION 3364.** 119.23 (2) (a) 1. d. of the statutes is created to read:

12 119.23 (2) (a) 1. d. In this subd. 1. d., “eligible school district” has the meaning
13 given in s. 118.60 (1) (am). The family income of a pupil does not need to be verified
14 under subd. 1. b. for a pupil who resided in a school district other than an eligible
15 school district and other than the school district operating under this chapter in a
16 school year, attended a participating private school under the program under s.
17 118.60 in a school district other than an eligible school district in that school year,
18 and applies to attend a participating private school in the program under this section
19 in the school year immediately following that school year.

20 *~~0633/P4.24~~**SECTION 3365.** 119.23 (2) (a) 3. of the statutes is amended to
21 read:

22 119.23 (2) (a) 3. Except as provided in sub. ~~(2)~~ par. (ag) 1., the private school
23 notified the state superintendent of its intent to participate in the program under
24 this section or in the program under s. 118.60, and paid the nonrefundable annual
25 fee set by the department, by ~~February 1~~ January 10 of the previous school year. The

1 notice shall specify the number of pupils participating in the program under this
2 section and in the program under s. 118.60 for which the school has space. The
3 department shall by rule set the fee charged under this subdivision at an amount
4 such that the total fee revenue covers the costs of employing one full-time auditor
5 to evaluate the financial information submitted by private schools under sub. (7)
6 (am) and (d) 2. and 3. and under s. 118.60 (7) (am) and (d) 2. and 3.

7 ***-0633/P4.25*SECTION 3366.** 119.23 (2) (a) 6. a. of the statutes is amended to
8 read:

9 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's
10 teachers have a teaching license issued by the department or a bachelor's degree or
11 a degree or educational credential higher than a bachelor's degree, including a
12 masters or doctorate, from an accredited institution of higher education.

13 ***-0633/P4.26*SECTION 3367.** 119.23 (2) (a) 6. b. of the statutes is amended to
14 read:

15 119.23 (2) (a) 6. b. All of the private school's administrators have at least a
16 bachelor's degree from an accredited institution of higher education or a teaching
17 license or administrator's license issued by the department.

18 ***-0633/P4.27*SECTION 3368.** 119.23 (3) (a) (intro.) of the statutes is amended
19 to read:

20 119.23 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
21 an application, on a form provided by the state superintendent, to the participating
22 private school that the pupil wishes to attend. If more than one pupil from the same
23 family applies to attend the same private school, the pupils may use a single
24 application. Within 60 days after receiving the application, the private school shall
25 notify each applicant, in writing, whether his or her application has been accepted.

SECTION 3368

1 If the private school rejects an application, the notice shall include the reason. A
2 private school may reject an applicant only if it has reached its maximum general
3 capacity or seating capacity. The state superintendent shall ensure that the private
4 school determines which pupils to accept on a random basis, except that the private
5 school may give preference to the following in accepting applications ~~to any of the~~
6 following, in order of preference listed:

7 *~~0633/P4.28~~*SECTION 3369. 119.23 (3) (a) 1. of the statutes is amended to
8 read:

9 119.23 (3) (a) 1. Pupils who attended the private school under this section
10 during the previous school year ~~prior to the school year for which the application is~~
11 ~~being made.~~

12 *~~0633/P4.29~~*SECTION 3370. 119.23 (3) (a) 2. of the statutes is amended to
13 read:

14 119.23 (3) (a) 2. Siblings of pupils ~~who attended the private school during the~~
15 ~~school year prior to the school year for which the application is being made and to~~
16 ~~siblings of pupils who have been accepted to the private school for the school year for~~
17 ~~which the application is being made~~ described in subd. 1.

18 *~~0633/P4.30~~*SECTION 3371. 119.23 (3) (a) 3. of the statutes is amended to
19 read:

20 119.23 (3) (a) 3. Pupils who attended ~~another~~ a different private school under
21 this section or s. 118.60 during the previous school year ~~prior to the school year for~~
22 ~~which the application is being made.~~

23 *~~0633/P4.31~~*SECTION 3372. 119.23 (3) (a) 4. of the statutes is created to read:

24 119.23 (3) (a) 4. Siblings of pupils described in subd. 3.

25 *~~0633/P4.32~~*SECTION 3373. 119.23 (3) (a) 5. of the statutes is created to read:

1 119.23 (3) (a) 5. Siblings of those pupils who have been randomly accepted to
2 attend the private school under this section and who did not attend a private school
3 under this section or s. 118.60 during the previous school year.

4 *~~-0633/P4.33~~***SECTION 3374.** 119.23 (4) (a) of the statutes is amended to read:

5 119.23 (4) (a) Annually, on or before October ~~15~~ 1, a private school participating
6 in the program under this section shall file with the department a report stating its
7 summer average daily ~~membership equivalent and its summer choice average daily~~
8 ~~membership equivalent~~ attendance for each day of summer school for the purpose
9 of sub. (4m).

10 *~~-0633/P4.34~~***SECTION 3375.** 119.23 (4) (bg) 2m. of the statutes is created to
11 read:

12 119.23 (4) (bg) 2m. Except as provided in subd. 4., in the 2015–16 and 2016–17
13 school years, upon receipt from the pupil’s parent or guardian of proof of the pupil’s
14 enrollment in the private school during a school term, the state superintendent shall
15 pay to the private school in which the pupil is enrolled on behalf of the pupil’s parent
16 or guardian, from the appropriation under s. 20.255 (2) (fu), an amount either of
17 \$7,210, if the pupil is enrolled in a grade from kindergarten to 8, or of \$7,856, if the
18 pupil is enrolled in a grade from 9 to 12.

 ****NOTE: This is reconciled s. 119.23 (4) (bg) 2m. This SECTION has been affected
by drafts with the following LRB numbers: –0633/P3 and –1261/P1.

19 *~~-0633/P4.35~~***SECTION 3376.** 119.23 (4) (bg) 3. (intro.) and 119.23 (4) (bg) 3. b.
20 of the statutes are consolidated, renumbered 119.23 (4) (bg) 3. and amended to read:

21 119.23 (4) (bg) 3. In the ~~2015–16~~ 2017–18 school year and in each school year
22 thereafter, upon receipt from the pupil’s parent or guardian of proof of the pupil’s
23 enrollment in the private school during a school term, except as provided in subd. 5.,

SECTION 3376

1 the state superintendent shall pay to the private school in which the pupil is enrolled
2 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255
3 (2) (fu), the lesser of the following: ~~b. Except as provided in subd. 5.,~~ an amount equal
4 to the sum of the maximum amount per pupil the state superintendent paid a private
5 school under this section in the previous school year for the grade in which the pupil
6 is enrolled; the amount of the per pupil revenue adjustment under s. 121.91 (2m) for
7 the current school year, if positive; and the change in the amount of statewide
8 categorical aid per pupil between the previous school year and the current school
9 year, as determined under s. 118.40 (2r) (e) 2p., if positive.

****NOTE: This is reconciled s. 118.60 (4) (bg) 2m. This SECTION has been affected
by drafts with the following LRB numbers: -0633/P3 and -1261/P1.

10 ~~*-0633/P4.36~~*SECTION 3377. 119.23 (4) (bg) 3. a. of the statutes is repealed.

11 ~~*-0633/P4.37~~*SECTION 3378. 119.23 (4) (bg) 5. (intro.) of the statutes is
12 amended to read:

13 119.23 (4) (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private
14 school that enrolls pupils under the program in any grade between kindergarten to
15 8 and also in any grade between 9 to 12, the state superintendent shall substitute
16 for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to
17 d., with the following modifications:

18 ~~*-0633/P4.38~~*SECTION 3379. 119.23 (4) (d) of the statutes is repealed.

19 ~~*-0633/P4.39~~*SECTION 3380. 119.23 (6m) (b) 3. (intro.) and d. of the statutes
20 are consolidated, renumbered 119.23 (6m) (b) 3. and amended to read:

21 119.23 (6m) (b) 3. For each of the previous 5 school years in which the private
22 school has participated in the program under this section, ~~all of the following~~

1 information: d. To to the extent permitted under 20 USC 1232g and 43 CFR part 99,
2 pupil scores on all standardized tests administered under ~~sub. (7)(e)~~ s. 118.30 (1s).

3 ***-0633/P4.40*SECTION 3381.** 119.23 (6m) (b) 3. a. to c. of the statutes are
4 repealed.

5 ***-0633/P4.41*SECTION 3382.** 119.23 (7) (am) 1. of the statutes is amended to
6 read:

7 119.23 (7) (am) 1. An independent financial audit of the private school
8 conducted by an independent certified public accountant, accompanied by the
9 auditor's statement that the report is free of material misstatements and fairly
10 presents pupil costs ~~under sub. (4) (bg)~~. ~~The audit under this subdivision shall be~~
11 ~~limited in scope to those records that are necessary for the department to make~~
12 ~~payments under subs. (4) and (4m)~~. The audit shall be prepared in accordance with
13 generally accepted accounting principles, as modified by the department. The audit
14 shall include a calculation of the private school's net eligible educational
15 programming costs and a calculation of the balance of the private school's fund for
16 future educational programming costs. The auditor shall conduct his or her audit,
17 including determining sample sizes and evaluating financial viability, in accordance
18 with the auditing standards established by the American Institute of Certified
19 Public Accountants. The department may not require an auditor to comply with
20 standards that exceed the scope of the standards established by the American
21 Institute of Certified Public Accountants. If a private school participating in the
22 program under this section also accepts pupils under s. 118.60, the private school
23 may submit one comprehensive financial audit to satisfy the requirements of this
24 subdivision and s. 118.60 (7) (am) 1. The private school shall include in the
25 comprehensive financial audit the information specified under s. 118.60 (7) (am) 1.

SECTION 3383

1 ***-1509/P2.41*****SECTION 3383.** 119.23 (7) (e) of the statutes is amended to read:

2 119.23 (7) (e) Each private school participating in the program under this
3 section shall administer the examinations required under s. 118.30 (1s) or
4 examinations permitted under s. 118.301 (3) to pupils attending the school under the
5 program. The private school may administer additional standardized tests to such
6 pupils.

7 ***-0633/P4.42*****SECTION 3384.** 119.23 (8) of the statutes is repealed.

8 ***-0807/P6.263*****SECTION 3385.** 119.495 (2) of the statutes is amended to read:

9 119.495 (2) The board shall include in its budget transmitted to the common
10 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
11 to be authorized in the budget for the ensuing year. The common council shall issue
12 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
13 interest on the notes as they become due. The common council may issue the notes
14 by private sale. The common council shall make every effort to involve a minority
15 investment firm certified under s. ~~16.287~~ 203.07 as managing underwriter of the
16 notes or to engage a minority financial adviser certified under s. ~~16.287~~ 203.07 to
17 advise the city regarding any public sale of the notes.

18 ***-0807/P6.264*****SECTION 3386.** 119.496 (2) of the statutes is amended to read:

19 119.496 (2) The board shall include in its budget transmitted to the common
20 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
21 to be authorized in the budget for the ensuing year. The common council shall issue
22 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
23 interest on the notes as they become due. The common council may issue the notes
24 by private sale. The common council shall establish goals of involving minority
25 investment firms certified under s. ~~16.287~~ 203.07 as managing underwriters for at

1 least 50% of the total amount financed by the notes and of engaging a minority
2 financial adviser certified under s. ~~16.287~~ 203.07 to advise the city regarding any
3 public sale of the notes.

4 ***-0638/P2.10*SECTION 3387.** 119.71 (3) (a) of the statutes is amended to read:

5 119.71 (3) (a) Annually, the board shall spend at least \$5,090,000 to expand its
6 half-day 5-year-old kindergarten program to a full-day program, as provided under
7 par. (b), and shall enroll in the expanded program only pupils who meet the income
8 eligibility standards for a free lunch under 42 USC 1758 (b) (1). The board shall select
9 pupils for the expanded program based on the order in which the pupils register for
10 the program.

11 ***-1509/P2.42*SECTION 3388.** 120.12 (13) of the statutes is created to read:

12 120.12 (13) DECLARATION OF EDUCATIONAL STANDARDS. (a) Annually, prior to the
13 beginning of the school term, notify the parents and guardians of pupils enrolled in
14 the school district of the pupil academic standards, adopted under s. 118.30 (1g) (a)
15 1., that will be in effect for the school year.

16 (b) Annually, include as an item on the agenda of the first school board meeting
17 of the school year a notice that clearly identifies the pupil academic standards
18 adopted by the school board under s. 118.30 (1g) (a) 1. that will be in effect for the
19 school year.

20 ***-0638/P2.11*SECTION 3389.** 120.12 (22) of the statutes is amended to read:

21 120.12 (22) ADVANCED PLACEMENT EXAMINATIONS. Using federal, state, local, or
22 private funds, pay the costs of advanced placement examinations taken by pupils
23 enrolled in the school district who are eligible satisfy the income eligibility criteria
24 for free or reduced-price lunches in the federal school lunch program under 42 USC
25 1758 (b) (1).

SECTION 3390

1 *~~0305/P1.3~~SECTION 3390. 120.13 (14) (a) of the statutes is amended to read:

2 120.13 (14) (a) Establish and provide or contract for the provision of child care
3 programs for children. The school board may receive federal or state funds for this
4 purpose. The school board may charge a fee for all or part of the cost of the service
5 for participation in a child care program established under this subsection. Costs
6 associated with a child care program under this subsection may not be included in
7 shared costs under s. 121.07 (6). Child care programs established under this
8 subsection shall meet the standards for licensed child care centers established by the
9 department of children and families. If a school board proposes to contract for ~~or~~
10 ~~renew a contract for~~ the provision of a child care program under this subsection or
11 if on July 1, 1996, a school board is a party to a contract for the provision of a child
12 care program under this subsection, the school board shall refer the ~~contractor or~~
13 proposed contractor to the department of children and families for the criminal
14 history and child abuse record search required under s. 48.685. Each school board
15 shall provide the department of health services with information about each person
16 who is denied a contract for a reason specified in s. 48.685 (4m) (a) 1. to 5.

17 *~~0638/P2.12~~SECTION 3391. 120.13 (27m) of the statutes is amended to read:

18 120.13 (27m) TRANSPORTATION OF INDIGENT PUPILS. Provide transportation to
19 and from school for indigent pupils who reside in the school district and who are not
20 required to be transported under s. 121.54. In this subsection, “indigent pupils”
21 means pupils who ~~are eligible~~ satisfy the income eligibility criteria for free lunches
22 or reduced-price lunches under 42 USC 1758 (b) (1) or who are members of a
23 Wisconsin works group, as defined in s. 49.141 (1) (s), with a member who is
24 participating in Wisconsin works under s. 49.147 (3) to (5) or any combination
25 thereof, as determined by the school board. If a school board determines to provide

1 transportation under this subsection, there shall be reasonable uniformity in the
2 transportation furnished such pupils whether they attend public or private schools.
3 The cost of transporting pupils under this subsection may not be included in the
4 school district's shared cost under s. 121.07 (6) (a).

5 *~~1137/P7.32~~*SECTION 3392. 121.004 (5) of the statutes is amended to read:

6 121.004 (5) MEMBERSHIP. "~~Membership~~" Except as provided in s. 121.07 (2),
7 "membership" for any school district is the sum of pupils enrolled as reported under
8 s. 121.05 (1) or (2), as appropriate, and the summer average daily membership
9 equivalent for those academic summer classes, interim session classes, and
10 laboratory periods approved for necessary academic purposes under s. 121.14 (1) (a)
11 1. and 2. and those online classes described in s. 121.14 (1) (a) 3.

12 *~~0541/P3.21~~*SECTION 3393. 121.02 (1) (L) 3. of the statutes is amended to
13 read:

14 121.02 (1) (L) 3. In grades 9 to 12, provide access to an educational program
15 that enables pupils each year to study English, social studies, mathematics, science,
16 vocational education, foreign language, physical education, art and music. In this
17 subdivision, "access" means an opportunity to study through school district course
18 offerings, independent study, cooperative educational service agencies, or
19 cooperative arrangements between school boards or between school boards and
20 postsecondary educational institutions.

21 *~~0541/P3.22~~*SECTION 3394. 121.05 (1) (a) 11. of the statutes is amended to
22 read:

23 121.05 (1) (a) 11. Pupils residing in the school district but attending a public
24 school in another school district under s. 118.50, 118.51, 121.84 (4), or 121.85 (3) (a).

25 *~~1137/P7.33~~*SECTION 3395. 121.07 (2) of the statutes is created to read:

SECTION 3395

1 121.07 (2) MEMBERSHIP. For purposes of computing the amount of state aid paid
2 under s. 121.08, beginning with state aid paid for the 2016–17 school year,
3 “membership” means the membership, as defined in s. 121.004 (5), of the school
4 district in the previous school year plus the number of pupils residing in the school
5 district who are attending a private school under s. 118.60 in the current school year
6 and did not participate in the program under s. 118.60 before the 2015–16 school
7 year, as reported under s. 118.60 (3) (d).

8 *~~1137/P7.34~~***SECTION 3396.** 121.08 (4) (c) of the statutes is created to read:

9 121.08 (4) (c) The amount of state aid that a school district is eligible to be paid
10 from the appropriation under s. 20.255 (2) (ac) shall be reduced by an amount
11 determined as follows:

12 1. Divide the amount of state aid that the school district is eligible to be paid
13 from the appropriation under s. 20.255 (2) (ac), calculated after the reduction under
14 par. (a) is made, by the school district’s membership.

15 2. Multiply the quotient under subd. 1. by the number of pupils residing in the
16 school district for whom the department is required to make a payment under s.
17 118.60 (4) (bk).

18 3. Add to the product under subd. 2. the total amount paid in the previous school
19 year under s. 118.60 (4m) (am) for pupils who resided in the school district while
20 attending a private school during the summer of the previous year.

21 *~~0541/P3.23~~***SECTION 3397.** 121.105 (4) of the statutes is created to read:

22 121.105 (4) (a) In the school year in which a whole grade sharing agreement
23 under s. 118.50 takes effect and in each of the subsequent 4 school years, the
24 department shall pay additional aid to each school district that is participating in the
25 agreement to ensure that the school district receives no less state aid than the

1 amount of state aid to which the school district was eligible in the school year prior
2 to the school year in which the whole grade sharing agreement took effect. In the 5th
3 school year following the school year in which a whole grade sharing agreement takes
4 effect, the department shall pay additional aid to each school district that is
5 participating in the whole grade sharing agreement in an amount that is equal to 66
6 percent of the payment that the school district received under this subsection in the
7 prior school year. In the 6th school year following the school year in which the whole
8 grade sharing agreement takes effect, the department shall pay to each school
9 district that is participating in the whole grade sharing agreement an amount that
10 is equal to 33 percent of the payment that the school district received in the 4th school
11 year following the school year in which the whole grade sharing agreement took
12 effect. The department shall pay additional aid under this paragraph from the
13 appropriation under s. 20.255 (2) (ac).

14 ***-0638/P2.13*SECTION 3398.** 121.136 (2) (a) of the statutes is amended to read:

15 121.136 (2) (a) In the 2009–10 school year and annually thereafter, the
16 department shall pay additional state aid to a school district if at least 50 percent of
17 the district's enrollment on the 3rd Friday of September in the immediately
18 preceding even-numbered year, as rounded to the nearest whole percentage point,
19 ~~was eligible~~ satisfied the income eligibility criteria for a free or reduced-price lunch
20 in the federal school lunch program under 42 USC 1758 (b) (1).

21 ***-0038/P3.18*SECTION 3399.** 121.53 (3) (c) of the statutes is amended to read:

22 121.53 (3) (c) When the school bus is used as specified in s. 340.01 (56) (am) for
23 the purpose of transporting ~~elderly~~ seniors or ~~disabled persons~~ individuals with
24 disabilities in connection with a transportation assistance program for such persons.

SECTION 3400

1 ***-0627/P3.2***SECTION 3400. 121.58 (1) of the statutes is renumbered 121.58
2 (1) (a).

3 ***-0627/P3.3***SECTION 3401. 121.58 (1) (b) of the statutes is created to read:
4 121.58 (1) (b) Annually, by the time the department prescribes under s. 120.18,
5 an operator of a charter school authorized under s. 118.40 (2r) that provides
6 transportation to and from the charter school shall provide a report to the
7 department that includes the number of pupils for whom transportation is provided
8 and any other information the department requires related to the transportation of
9 those pupils.

10 ***-0627/P3.4***SECTION 3402. 121.58 (2) (a) (intro.) of the statutes is amended
11 to read:

12 121.58 (2) (a) (intro.) A school district ~~which~~ that provides transportation to
13 and from a school under ss. 118.50 (3) (a), 121.54 (1) to (3), (5), and (6), and 121.57,
14 ~~and the a~~ nonresident school district that a pupil attends under s. 118.51 or 121.84
15 (4) which elects to provide transportation under s. 121.54 (10), and an operator of a
16 charter school authorized under s. 118.40 (2r) that provides transportation under s.
17 118.40 (2r) (dm) shall be paid state aid for such transportation at the following rates:

 ****NOTE: This is reconciled s. 121.58 (2) (a) (intro.). This SECTION has been affected
by drafts with the following LRB numbers: LRB-0541/P2 and LRB-0627/P2.

18 ***-0627/P3.5***SECTION 3403. 121.58 (2) (a) 4. of the statutes is amended to read:
19 121.58 (2) (a) 4. For each pupil so transported whose residence is more than
20 12 miles from the school attended, ~~\$220 per school year in the 2012-13 school year~~
21 ~~and \$275 per school year~~ in the 2014-15 school year and \$300 per school year
22 thereafter.

23 ***-0541/P3.24***SECTION 3404. 121.58 (4) of the statutes is amended to read:

1 121.58 (4) STATE AID FOR SUMMER CLASS TRANSPORTATION. Annually on or before
2 October 1 of the year in which transportation is provided under s. 118.50 (3) (b) or
3 121.54 (4), or under s. 121.54 (10) if the transportation is provided by the nonresident
4 school district that a pupil attends under s. 118.51 or 121.84 (4), the school district
5 clerk shall file with the department a report, containing such information as the
6 department requires, on transportation provided by the school board to and from
7 summer classes. Upon receipt of such report and if the summer classes meet the
8 requirements of s. 121.14 (1) (a) 1. or 2., state aid shall be paid for such
9 transportation. A school district which provides such transportation shall be paid
10 state aid for such transportation at the rate of \$4 per pupil transported to and from
11 public school whose residence is at least 2 miles and not more than 5 miles by the
12 nearest traveled route from the public school attended, and \$6 per pupil transported
13 to and from public school whose residence is more than 5 miles by the nearest
14 traveled route from the public school attended, if the pupil is transported 30 days or
15 more. The state aid shall be reduced proportionately if the pupil is transported less
16 than 30 days.

17 ***-0627/P3.6***SECTION 3405. 121.58 (6) (b) of the statutes is amended to read:

18 121.58 (6) (b) If the appropriation under s. 20.255 (2) (cr) in any fiscal year
19 exceeds the amount of approved claims paid in full under this section and s. 121.575,
20 the department shall distribute the balance to those school districts and charter
21 school operators entitled to state aid under this section, with each school district
22 entitled recipient receiving a percentage of the balance equal to its percentage of the
23 total approved claims.

24 ***-0627/P3.7***SECTION 3406. 121.58 (7) of the statutes is amended to read:

1 121.58 (7) PAYMENT. Each school district and charter school operator entitled
2 to state aid under this section shall receive its total aid entitlement in January.

3 *~~0628/1.1~~*SECTION 3407. 121.59 (1) of the statutes is renumbered 121.59 (1)
4 (intro.) and amended to read:

5 121.59 (1) (intro.) In this section, ~~“transportation:~~

6 (b) “Transportation costs” means costs that are eligible for reimbursement
7 under s. 121.58.

8 *~~0628/1.2~~*SECTION 3408. 121.59 (1) (a) of the statutes is created to read:

9 121.59 (1) (a) “Eligible school district” means a school district the membership
10 of which in the previous school year, when divided by the school district’s area in
11 square miles, is 50 or less.

12 *~~0628/1.3~~*SECTION 3409. 121.59 (2) (intro.) of the statutes is amended to
13 read:

14 121.59 (2) (intro.) Annually the department shall pay to each eligible school
15 district the amount determined as follows:

16 *~~0628/1.4~~*SECTION 3410. 121.59 (2) (e) of the statutes is amended to read:

17 121.59 (2) (e) Divide the product under par. (d) for the school district by the
18 product under par. (d) for all eligible school districts.

19 *~~0541/P3.25~~*SECTION 3411. 121.77 (3) of the statutes is amended to read:

20 121.77 (3) Subsections (1) (b) and (2) do not apply to a pupil attending a public
21 school in a nonresident school district under s. 118.50, 118.51, or 121.84 (4).

22 *~~0564/P3.1~~*SECTION 3412. 121.85 (3) (a) of the statutes is renumbered 121.85
23 (3) (a) 1. and amended to read:

24 121.85 (3) (a) 1. The Subject to subd. 2., the school board of the district of
25 residence and the school board of the district of attendance may enter into annual

1 written agreements to permit a pupil to attend a public school outside the school
2 district of residence.

3 ***-0564/P3.2*SECTION 3413.** 121.85 (3) (a) 2. of the statutes is created to read:

4 121.85 (3) (a) 2. a. Except as provided in subd. 2. b., beginning on the effective
5 date of this subdivision paragraph [LRB inserts date], no school board may enter
6 into a written agreement with another school board under subd. 1.

7 b. A school board may continue to enter into an annual written agreement with
8 another school board under subd. 1. on behalf of a pupil that attended a public school
9 under a written agreement under subd. 1. in the 2014–15 school year.

10 ***-0564/P3.3*SECTION 3414.** 121.85 (3) (b) of the statutes is renumbered 121.85

11 (3) (b) 1. and amended to read:

12 121.85 (3) (b) 1. The Except as provided in subd. 2., the school board of the a
13 district may not permit a pupil to attend a public school under this section that is
14 within the district which but that is outside the pupil's attendance area.

15 ***-0564/P3.4*SECTION 3415.** 121.85 (3) (b) 2. of the statutes is created to read:

16 121.85 (3) (b) 2. The school board of a school district may permit a pupil to
17 attend a public school under this section that is within the pupil's district of residence
18 but that is outside the pupil's attendance area if the pupil attended a public school
19 under this section that is within the pupil's district of residence but that is outside
20 the pupil's attendance area in the 2014–15 school year.

21 ***-0564/P3.5*SECTION 3416.** 121.85 (4) of the statutes is amended to read:

22 121.85 (4) OTHER PLANS TO REDUCE RACIAL IMBALANCE. (a) Pupil transfers
23 resulting from a plan implemented by the school board to reduce racial imbalance
24 in a school district or attendance area shall be deemed to be transfer agreements
25 under sub. (3) and shall be eligible for state aid under this section if the transfers

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1 comply with sub. (2), provided the transfers are of pupils who attended a public
2 school in a school district or attendance area under the plan in the 2014–15 school
3 year.

4 (b) Any school board that, prior to May 4, 1976, established a plan to reduce
5 racial imbalance in the school district is eligible for state aid under sub. (6) (a) if the
6 state superintendent approves the plan, provided the transfer pupil attended a
7 public school in an attendance area other than the pupil's attendance area under the
8 plan in the 2014–15 school year.

9 ***-0564/P3.6*SECTION 3417.** 121.85 (5) of the statutes is renumbered 121.85
10 (5) (a) and amended to read:

11 121.85 (5) (a) ~~Part-time~~ Except as provided in par. (b), part-time transfers for
12 curriculum offerings ~~also may be~~ are not permitted under this section. The
13 department ~~shall establish procedures for aid computations in such cases.~~

14 ***-0564/P3.7*SECTION 3418.** 121.85 (5) (b) of the statutes is created to read:

15 121.85 (5) (b) A pupil who, in the 2014–15 school year, attended on a part-time
16 basis under this section a public school that is in a school district other than the
17 pupil's district of residence, or that is located in an attendance area other than the
18 pupil's attendance area, for the purpose of receiving curriculum offerings at that
19 school may continue to attend on a part-time basis under this section a public school
20 that is in a school district other than the pupil's district of residence, or that is located
21 in an attendance area other than the pupil's attendance area, for the purpose of
22 receiving curriculum offerings at that school. The department shall establish
23 procedures for aid computations in such cases.

24 ***-0564/P3.8*SECTION 3419.** 121.85 (6) (h) of the statutes is created to read:

1 121.85 (6) (h) *Sunset*. Beginning on the effective date of this paragraph
2 [LRB inserts date], a school district may not receive state aid under this section
3 unless all of the following conditions are satisfied:

4 1. A pupil is attending a public school in the school district under one of the
5 following:

6 a. A transfer agreement under sub. (3).

7 b. A plan that has been deemed a transfer agreement under sub. (4) (a) or
8 approved under sub. (4) (b).

9 c. A part-time transfer under sub. (5).

10 2. The attendance of the pupil in the public school pursuant to the transfer
11 agreement, plan, or part-time transfer described in subd. 1. complies with sub. (2).

12 3. The pupil described in subd. 1. attended a public school in the school district
13 under one of the following in the 2014-15 school year:

14 a. A transfer agreement under sub. (3).

15 b. A plan that has been deemed a transfer agreement under sub. (4) (a) or
16 approved under sub. (4) (b).

17 c. A part-time transfer under sub. (5).

18 *~~0638/P2.14~~SECTION 3420. 121.87 (1) (b) of the statutes is amended to read:

19 121.87 (1) (b) The number of pupils who transferred to the school district under
20 this subchapter who ~~are eligible~~ satisfy the income eligibility criteria for free or
21 reduced-price lunches under 42 USC 1758 (b) (1).

22 *~~1137/P7.35~~SECTION 3421. 121.90 (2) (am) 1. of the statutes is amended to
23 read:

24 121.90 (2) (am) 1. Aid under ~~ss. s.~~ 121.08, as if any reduction under s. 121.08
25 (4) (c) had not occurred, and ss. 121.09, 121.105, and 121.136 and subch. VI, as

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1 calculated for the current school year on October 15 under s. 121.15 (4) and including
2 adjustments made under s. 121.15 (4).

3 ***-0602/P4.69*SECTION 3422.** 125.02 (3r) of the statutes is amended to read:

4 125.02 (3r) “Caterer” means any person holding a restaurant ~~permit~~ license
5 under s. ~~254.64~~ 97.30 for a restaurant who is in the business of preparing food and
6 transporting it for consumption on premises where gatherings, meetings, or events
7 are held, if the sale of food at each gathering, meeting, or event accounts for greater
8 than 50 percent of the gross receipts of all of the food and beverages served at the
9 gathering, meeting, or event.

10 ***-0602/P4.70*SECTION 3423.** 125.02 (7) of the statutes is amended to read:

11 125.02 (7) “Hotel” means a hotel, as defined in s. ~~254.61(3)~~ 97.01 (7), that is
12 provided with a restaurant.

13 ***-0602/P4.71*SECTION 3424.** 125.02 (18) of the statutes is amended to read:

14 125.02 (18) “Restaurant” means a restaurant, as defined in s. ~~254.61(5)~~ 97.01
15 (14g).

16 ***-0807/P6.265*SECTION 3425.** 125.04 (5) (a) 5. of the statutes is amended to
17 read:

18 125.04 (5) (a) 5. Have successfully completed within the 2 years prior to the
19 date of application a responsible beverage server training course at any location that
20 is offered by a technical college district and that conforms to curriculum guidelines
21 specified by the technical college system board or a comparable training course that
22 is approved by the department ~~or the educational approval board~~. This subdivision
23 does not apply to an applicant who held, or who was an agent appointed and approved
24 under sub. (6) of a corporation or limited liability company that held, within the past

1 2 years, a Class “A”, “Class A” or “Class C” license or a Class “B” or “Class B” license
2 or permit or a manager’s or operator’s license.

3 ***-0602/P4.72*SECTION 3426.** 125.06 (12) of the statutes is amended to read:

4 125.06 (12) BED AND BREAKFAST ESTABLISHMENTS. The provision by a bed and
5 breakfast establishment, as defined under s. ~~254.61(1)~~ 97.01 (1g), of not more than
6 2 complimentary 4-fluid-ounce glasses of wine per day to a person renting a room
7 at the bed and breakfast establishment for consumption on the premises of the bed
8 and breakfast establishment.

9 ***-0602/P4.73*SECTION 3427.** 125.07 (3) (a) 6. of the statutes is amended to
10 read:

11 125.07 (3) (a) 6. Premises operated under both a Class “B” or “Class B” license
12 or permit and a ~~restaurant permit~~ license under s. 97.30 for a restaurant where the
13 principal business conducted is that of a restaurant. If the premises are operated
14 under both a Class “B” or “Class B” license or permit and a ~~restaurant permit~~ license
15 under s. 97.30 for a restaurant, the principal business conducted is presumed to be
16 the sale of alcohol beverages, but the presumption may be rebutted by competent
17 evidence.

18 ***-0602/P4.74*SECTION 3428.** 125.07 (3) (a) 6m. of the statutes is amended to
19 read:

20 125.07 (3) (a) 6m. Premises operating under both a “Class C” license and a
21 ~~restaurant permit~~ license under s. 97.30 for a restaurant.

22 ***-0807/P6.266*SECTION 3429.** 125.17 (6) (a) (intro.) of the statutes is amended
23 to read:

24 125.17 (6) (a) (intro.) Except as provided in par. (b), no municipal governing
25 body may issue an operator’s license unless the applicant has successfully completed

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1 a responsible beverage server training course at any location that is offered by a
2 technical college district and that conforms to curriculum guidelines specified by the
3 technical college system board or a comparable training course, which may include
4 computer-based training and testing, that is approved by the department ~~or the~~
5 ~~educational approval board~~, or unless the applicant fulfills one of the following
6 requirements:

7 ~~*-0602/P4.75~~**SECTION 3430.** 125.29 (6) of the statutes is amended to read:

8 125.29 (6) RESTAURANTS. A brewer may operate a restaurant on the brewery
9 premises and at an off-site retail outlet established by the brewer. A brewer may not
10 hold a ~~restaurant permit~~ license under s. 97.30 for a restaurant for the operation of
11 a restaurant at any other location except that a brewer may possess or hold an
12 indirect interest in a Class “B” license for not more than 20 restaurants in each of
13 which the sale of alcohol beverages accounts for less than 60 percent of the
14 restaurant’s gross receipts if no fermented malt beverages manufactured by the
15 brewer are offered for sale in any of these restaurants.

16 ~~*-0602/P4.76~~**SECTION 3431.** 125.295 (2) (a) 3. of the statutes is amended to
17 read:

18 125.295 (2) (a) 3. The applicant operates a restaurant on the premises for which
19 the permit is issued, for which a ~~restaurant permit~~ license is issued under s. ~~254.64~~
20 97.30 for a restaurant.

21 ~~*-0602/P4.77~~**SECTION 3432.** 125.295 (2) (b) of the statutes is amended to read:

22 125.295 (2) (b) If an applicant under par. (a) has no current operations, the
23 applicant may certify that the applicant has applied for or will apply for a Class “B”
24 license or ~~restaurant permit~~ license under s. 97.30 for a restaurant or will comply
25 with any other requirement under par. (a), prior to or upon commencing operations

1 authorized under this section. If a Class "B" license or ~~restaurant permit~~ license
2 under s. 97.30 for a restaurant is not subsequently issued to the applicant, or if the
3 applicant otherwise fails to comply with any requirement for eligibility under par.
4 (a), the department may revoke under s. 125.12 (5) the permit issued under this
5 section.

6 *~~0602/P4.78~~*SECTION 3433. 125.68 (5) of the statutes is amended to read:

7 125.68 (5) RESTAURANT SANITATION RULES. No applicant may obtain a "Class B"
8 license or permit or a "Class C" license unless the premises complies with the rules
9 promulgated by the department of ~~health services~~ agriculture, trade and consumer
10 protection governing sanitation in restaurants. However, the department of ~~health~~
11 ~~services~~ agriculture, trade and consumer protection may not restrict the serving of
12 cheese without charge in individual portions to customers as permitted by s. ~~254.61~~
13 (5) 97.01 (14g).

14 *~~0602/P4.79~~*SECTION 3434. 126.56 (2) (b) of the statutes is amended to read:

15 126.56 (2) (b) A restaurant or other retail food establishment that procures
16 processing vegetables solely for retail sale at the restaurant or other retail food
17 establishment.

18 *~~0807/P6.267~~*SECTION 3435. 134.66 (2m) (b) of the statutes is amended to
19 read:

20 134.66 (2m) (b) Paragraph (a) does not apply to an agent, employee, or
21 independent contractor who has received the training described in par. (a) as part of
22 a responsible beverage server training course or a comparable training course, as
23 described in s. 125.04 (5) (a) 5., that was successfully completed by the agent,
24 employee, or independent contractor. The department of health services shall make
25 the training program developed or approved by that department under par. (a)

1 available to the technical college system board, and that board shall include that
2 training program or a comparable training program approved by that department
3 in the curriculum guidelines specified by that board under s. 125.04 (5) (a) 5. The
4 department of health services shall also make the training program developed or
5 approved by that department under par. (a) available to any provider of a comparable
6 training course, as described in s. 125.04 (5) (a) 5., on request, and the department
7 of revenue ~~or the educational approval board~~ may approve a comparable training
8 course under s. 125.04 (5) (a) 5. only if that training course includes the training
9 program developed or approved by the department of health services under par. (a)
10 or a comparable training program approved by that department.

11 ***-0971/P5.618*SECTION 3436.** 137.20 (6) (b) of the statutes is amended to read:

12 137.20 (6) (b) A governmental unit that has custody of a record is also further
13 subject to the retention requirements for public records of state agencies, and the
14 records of the University of Wisconsin System Authority and the University of
15 Wisconsin Hospitals and Clinics Authority established under ss. 16.61, and 16.611
16 and the retention requirements for documents of local governmental units
17 established under s. 16.612.

18 ***-0971/P5.619*SECTION 3437.** 137.20 (7) of the statutes is amended to read:

19 137.20 (7) The public records board may promulgate rules prescribing
20 standards consistent with this subchapter for retention of records by state agencies,
21 the University of Wisconsin System Authority, the University of Wisconsin Hospitals
22 and Clinics Authority and local governmental units.

23 ***-0807/P6.268*SECTION 3438.** 138.055 (4) (d) of the statutes is amended to
24 read:

1 138.055 (4) (d) ~~The division of banking~~ department of financial institutions and
2 professional standards for all other lenders.

3 *~~-0807/P6.269~~*SECTION 3439. 138.056 (1) (a) 4. d. of the statutes is amended
4 to read:

5 138.056 (1) (a) 4. d. The ~~division of banking~~ department of financial
6 institutions and professional standards for all other lenders.

7 *~~-0807/P6.270~~*SECTION 3440. 138.09 (1d) of the statutes is amended to read:

8 138.09 (1d) In this section, “~~division~~” “department” means the ~~division of~~
9 ~~banking~~ department of financial institutions and professional standards.

10 *~~-0807/P6.271~~*SECTION 3441. 138.12 (1) (a) of the statutes is repealed.

11 *~~-0807/P6.272~~*SECTION 3442. 138.12 (1) (am) of the statutes is created to
12 read:

13 138.12 (1) (am) “Department” means the department of financial institutions
14 and professional standards.

15 *~~-0807/P6.273~~*SECTION 3443. 138.14 (1) (f) of the statutes is repealed.

16 *~~-0807/P6.274~~*SECTION 3444. 138.14 (9r) (f) of the statutes is amended to
17 read:

18 138.14 (9r) (f) The ~~division~~ department shall make copies of the informational
19 materials under par. (a) available, upon request, to licensees and to the public,
20 including making these informational materials available on the department’s
21 Internet site of the ~~department of financial institutions~~. The ~~division~~ department
22 may charge licensees a reasonable fee for printed copies of informational materials
23 supplied under this paragraph.

24 *~~-0807/P6.275~~*SECTION 3445. 138.16 (1) (a) of the statutes is amended to read:

1 138.16 (1) (a) ~~“Division”~~ Department means the ~~division of banking attached~~
2 ~~to the~~ department of financial institutions and professional standards.

3 *~~-0794/P1.6~~*SECTION 3446. 145.01 (4m) of the statutes is renumbered 145.01
4 (4m) (intro.) and amended to read:

5 145.01 (4m) FAILING PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. (intro.)
6 “Failing private on-site wastewater treatment system” ~~has the meaning specified~~
7 ~~under s. 145.245 (4).~~ means a private on-site wastewater treatment system that
8 causes or results in any of the following conditions:

9 *~~-0794/P1.7~~*SECTION 3447. 145.01 (4m) (a) of the statutes is created to read:

10 145.01 (4m) (a) The discharge of sewage into surface water or groundwater.

11 *~~-0794/P1.8~~*SECTION 3448. 145.01 (4m) (b) of the statutes is created to read:

12 145.01 (4m) (b) The introduction of sewage into zones of saturation which
13 adversely affects the operation of a private on-site wastewater treatment system.

14 *~~-0794/P1.9~~*SECTION 3449. 145.01 (4m) (c) of the statutes is created to read:

15 145.01 (4m) (c) The discharge of sewage to a drain tile or into zones of bedrock.

16 *~~-0794/P1.10~~*SECTION 3450. 145.01 (4m) (d) of the statutes is created to read:

17 145.01 (4m) (d) The discharge of sewage to the surface of the ground.

18 *~~-0794/P1.11~~*SECTION 3451. 145.01 (4m) (e) of the statutes is created to read:

19 145.01 (4m) (e) The failure to accept sewage discharges and backup of sewage
20 into the structure served by the private on-site wastewater treatment system.

21 *~~-0807/P6.276~~*SECTION 3452. 145.01 (12) of the statutes is amended to read:

22 145.01 (12) PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. “Private on-site
23 wastewater treatment system” means a sewage treatment and disposal system
24 serving a single structure with a septic tank and soil absorption field located on the
25 same parcel as the structure. This term also means an alternative sewage system

1 approved by the department of natural resources including a substitute for the septic
2 tank or soil absorption field, a holding tank, a system serving more than one
3 structure or a system located on a different parcel than the structure. A private
4 on-site wastewater treatment system may be owned by the property owner or by a
5 special purpose district.

6 *–0807/P6.277*SECTION 3453. 145.02 (title) of the statutes is amended to read:

7 **145.02 (title) Powers of the department of financial institutions and**
8 **professional standards and the department of natural resources.**

9 *–0807/P6.278*SECTION 3454. 145.02 (2) of the statutes is amended to read:

10 145.02 (2) The Except as provided in sub. (2m), the department shall have
11 general supervision of all such plumbing and shall after public hearing prescribe and
12 publish and enforce reasonable standards therefor which shall be uniform and of
13 statewide concern so far as practicable. Any employee designated by the department
14 may act for the department in holding such public hearing. To the extent that the
15 historic building code applies to the subject matter of these standards, the standards
16 do not apply to a qualified historic building if the owner elects to be subject to s.
17 101.121.

18 *–0807/P6.279*SECTION 3455. 145.02 (2m) of the statutes is created to read:

19 145.02 (2m) The department of natural resources shall have general
20 supervision of private on-site wastewater treatment systems and shall have the
21 powers described under s. 281.48 with respect to those systems. The department
22 shall promulgate rules establishing standards for private on-site wastewater
23 treatment systems.

24 *–0807/P6.280*SECTION 3456. 145.02 (4) (a) of the statutes is amended to read:

1 145.02 (4) (a) The department shall prescribe rules as to the qualifications,
2 examination and licensing of master and journeyman plumbers and restricted
3 plumber licensees, for the licensing of utility contractors, for the registration of
4 plumbing apprentices and pipe layers and for the registration and training of
5 registered learners. The plumbers council, created under s. ~~15.407~~ 15.177 (16), shall
6 advise the department in formulating the rules.

7 *~~0807/P6.281~~*SECTION 3457. 145.045 (1) of the statutes is amended to read:

8 145.045 (1) POWERS AND DUTIES. The department shall by rule establish an
9 examining program for the certification of soil testers, setting such standards as the
10 department finds necessary to accomplish the purposes of this chapter. Such
11 standards shall include formal written examinations for all applicants. The
12 department shall charge applicants for the cost of examination and certification.
13 After July 1, 1974, no person may construct soil bore holes or conduct soil percolation
14 tests or other similar tests specified by the department of natural resources that
15 relate to private on-site wastewater treatment systems unless the person holds a
16 valid certificate issued under this section.

17 *~~0807/P6.282~~*SECTION 3458. 145.045 (3) of the statutes is amended to read:

18 145.045 (3) PLUMBERS AND SEPTIC TANK INSTALLERS. A plumber or septic tank
19 installer may also be a soil tester and install any system after approval of the site or
20 project by the department of financial institutions and professional standards, the
21 department of natural resources, or the governmental unit responsible for the
22 regulation of private on-site wastewater treatment systems.

23 *~~0807/P6.283~~*SECTION 3459. 145.17 (2) of the statutes is amended to read:

24 145.17 (2) The department shall prescribe rules as to the qualifications,
25 examination and licensing of journeymen automatic fire sprinkler system fitters and

1 automatic fire sprinkler contractors and for the registration and training of
2 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
3 contractors and journeymen council, created under s. ~~15.407~~ 15.177 (17), shall advise
4 the department in formulating the rules.

5 *~~0807/P6.284~~*SECTION 3460. 145.19 (1b) of the statutes is amended to read:

6 145.19 (1b) DEFINITION. In this section, “sanitary permit” means a permit
7 authorizing the installation of a private on-site wastewater treatment system that
8 is issued by the department of natural resources or any governmental unit
9 responsible for the regulation of private on-site wastewater treatment systems.

10 *~~0807/P6.285~~*SECTION 3461. 145.19 (1m) of the statutes is amended to read:

11 145.19 (1m) APPLICATION PROCESS. The department of natural resources shall
12 prescribe the information to be included in an application for a sanitary permit. The
13 applicant shall submit the completed application for a sanitary permit to the
14 governmental unit. The governmental unit shall approve or disapprove the sanitary
15 permit according to the rules promulgated by the department of natural resources
16 under this chapter.

17 *~~0807/P6.286~~*SECTION 3462. 145.19 (2) of the statutes is amended to read:

18 145.19 (2) FEE. No fee for a sanitary permit may be less than the amount
19 determined ~~under~~ by the department of natural resources by rule. The governing
20 body for the governmental unit responsible for the regulation of private on-site
21 wastewater treatment systems may establish a fee for a sanitary permit which is
22 more than the amount determined ~~under~~ by the department of natural resources by
23 rule. A governmental unit may not charge more than one fee for a sanitary permit
24 or the renewal of a sanitary permit in any 12-month period.

25 *~~0807/P6.287~~*SECTION 3463. 145.19 (3) of the statutes is amended to read:

1 145.19 (3) FEES AND RECORDS OF PERMITS FORWARDED TO THE DEPARTMENT OF OF
2 NATURAL RESOURCES. The governmental unit responsible for the regulation of private
3 on-site wastewater treatment systems shall forward to the department of of natural
4 resources within 90 days after each valid permit is issued a portion of the fee, as
5 determined ~~under~~ by the department of natural resources by rule. The
6 governmental unit shall also compile a periodic summary of the permits that it has
7 issued. The summary shall contain the information required by the department of of
8 natural resources by rule, and shall be submitted by the governmental unit to the
9 department of of natural resources at intervals to be determined by the department of of
10 natural resources by rule.

11 *~~-0807/P6.288~~*SECTION 3464. 145.19 (6) of the statutes is amended to read:

12 145.19 (6) GROUNDWATER FEE. In addition to the fee under sub. (2), the
13 governmental unit responsible for the regulation of private on-site wastewater
14 treatment systems shall collect a groundwater fee of \$25 for each sanitary permit.
15 The governmental unit shall forward this fee to the department of of natural resources
16 together with the fee under sub. (3). The moneys collected under this subsection
17 shall be credited to the environmental fund for environmental management.

18 *~~-0807/P6.289~~*SECTION 3465. 145.20 (2) (e) of the statutes is amended to read:

19 145.20 (2) (e) File reports and conduct surveys and inspections as required by
20 the governmental unit responsible for the regulation of private on-site wastewater
21 treatment systems or the department of of natural resources.

22 *~~-0807/P6.290~~*SECTION 3466. 145.20 (2) (g) of the statutes is amended to read:

23 145.20 (2) (g) Perform other duties regarding private on-site wastewater
24 treatment systems as considered appropriate by the governmental unit responsible

1 for the regulation of private on-site wastewater treatment systems or as required by
2 the rules of the department of natural resources.

3 ***-0807/P6.291*SECTION 3467.** 145.20 (3) (title) of the statutes is amended to
4 read:

5 145.20 (3) (title) DEPARTMENT OF NATURAL RESOURCES RESPONSIBILITIES.

6 ***-0807/P6.292*SECTION 3468.** 145.20 (3) (a) 1. of the statutes is amended to
7 read:

8 145.20 (3) (a) 1. The department of natural resources may specify categories
9 of private on-site wastewater treatment systems for which approval by the
10 department of natural resources is required prior to issuance of sanitary permits by
11 the governmental unit responsible for the regulation of private on-site wastewater
12 treatment systems.

13 ***-0807/P6.293*SECTION 3469.** 145.20 (3) (a) 2. of the statutes is amended to
14 read:

15 145.20 (3) (a) 2. The department of natural resources may exempt a
16 governmental unit from any category of private on-site wastewater treatment
17 systems for which ~~departmental~~ approval by the department of natural resources is
18 required prior to sanitary permit issuance under subd. 1., upon a determination, in
19 accordance with rules promulgated by the department of natural resources, that past
20 performance of the governmental unit on reviews and audits under par. (b) has been
21 satisfactory and that the governmental unit has the capacity to give the same level
22 of application and plan review as that provided by the department of natural
23 resources. The department of natural resources may revoke an exemption upon a
24 finding that performance of the governmental unit on a review or audit conducted
25 subsequent to the granting of the exemption is unsatisfactory or that the

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1 governmental unit is not giving the same level of application and plan review as that
2 provided by the department of natural resources. Findings in a revocation action
3 may be made only after a public hearing upon 30 days' advance notice to the clerk
4 of the governmental unit. The department of natural resources shall submit a report
5 under s.13.172 (2) to the chief clerk of each house of the legislature, at the beginning
6 of each legislative session, describing the exemptions under this subdivision.

7 *~~0807/P6.294~~*SECTION 3470. 145.20 (3) (b) of the statutes is amended to read:

8 145.20 (3) (b) The department of natural resources shall review the private
9 on-site wastewater treatment system program in each governmental unit
10 responsible for the regulation of private on-site wastewater treatment systems to
11 ascertain compliance with sub. (2) and with regulations issued by the department of
12 natural resources. This review shall include a random audit of sanitary permits,
13 including verification by on-site inspection.

14 *~~0807/P6.295~~*SECTION 3471. 145.20 (3) (c) of the statutes is amended to read:

15 145.20 (3) (c) If the governing body for a governmental unit responsible for the
16 regulation of private on-site wastewater treatment systems does not adopt a private
17 on-site wastewater treatment system ordinance meeting the requirements of s.
18 59.70 (5) or if the governmental unit does not appoint personnel meeting the
19 requirements of sub. (1) or if the governmental unit does not comply with the
20 requirements of sub. (2) or s. 145.19 (3), the department of natural resources may
21 conduct hearings in the county seat upon 30 days' notice to the county clerk. As soon
22 as practicable after the public hearing, the department of natural resources shall
23 issue a written decision regarding compliance with s. 59.70 (5) or 145.19 (3) or sub.
24 (1) or (2). If the department of natural resources determines that there is a violation
25 of these provisions, the governmental unit may not issue a sanitary permit for the

1 installation of a private on-site wastewater treatment system until the violation is
2 corrected.

3 *~~0807/P6.296~~*SECTION 3472. 145.20 (3) (d) of the statutes is amended to
4 read:

5 145.20 (3) (d) The department of natural resources shall conduct training and
6 informational programs for officials of the governmental unit responsible for the
7 regulation of private on-site wastewater treatment systems and employees and
8 persons licensed under this chapter and s. 281.48 and certified as operators of
9 septage servicing vehicles under s. 281.17 (3) to improve the delivery of service under
10 the private on-site wastewater treatment system program. The department of
11 natural resources shall obtain the assistance of the Wisconsin counties association,
12 and may consult with the department of financial institutions and professional
13 standards, in planning and conducting the training and informational programs.

14 *~~0794/P1.12~~*SECTION 3473. 145.20 (5) (a) of the statutes is amended to read:

15 145.20 (5) (a) The department shall establish a maintenance program to be
16 administered by governmental units responsible for the regulation of private on-site
17 wastewater treatment systems. The department shall determine the private on-site
18 wastewater treatment systems to which the maintenance program applies. At a
19 minimum the maintenance program is applicable to all new or replacement private
20 on-site wastewater treatment systems constructed in a governmental unit after the
21 date on which the governmental unit adopts this program. The department may
22 apply the maintenance program by rule to private on-site wastewater treatment
23 systems constructed in a governmental unit responsible for the regulation of private
24 on-site wastewater treatment systems on or before the date on which the
25 governmental unit adopts the program. ~~The department shall determine the private~~

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1 ~~on-site wastewater treatment systems to which the maintenance program applies~~
2 ~~in governmental units that do not meet the conditions for eligibility under s. 145.245~~
3 ~~(9).~~

4 ***-0807/P6.297*SECTION 3474.** 145.20 (5) (a) of the statutes, as affected by
5 2015 Wisconsin Act (this act), is amended to read:

6 145.20 (5) (a) The department of natural resources shall establish a
7 maintenance program to be administered by governmental units responsible for the
8 regulation of private on-site wastewater treatment systems. The department of
9 natural resources shall determine the private on-site wastewater treatment
10 systems to which the maintenance program applies. At a minimum the maintenance
11 program is applicable to all new or replacement private on-site wastewater
12 treatment systems constructed in a governmental unit after the date on which the
13 governmental unit adopts this program. The department of natural resources may
14 apply the maintenance program by rule to private on-site wastewater treatment
15 systems constructed in a governmental unit responsible for the regulation of private
16 on-site wastewater treatment systems on or before the date on which the
17 governmental unit adopts the program.

****NOTE: This is reconciled s. 145.20 (5) (a). This SECTION has been affected by
drafts with the following LRB numbers: -0794/P1 and -0807/P5.

18 ***-0794/P1.13*SECTION 3475.** 145.20 (5) (am) of the statutes is amended to
19 read:

20 145.20 (5) (am) Each governmental unit responsible for the regulation of
21 private on-site wastewater treatment systems shall adopt and begin the
22 administration of the program established under par. (a) before October 1, 2019. As
23 part of adopting and administering the program, the governmental unit shall

1 conduct and maintain an inventory of all the private on-site wastewater treatment
2 systems located in the governmental unit and shall complete the initial inventory
3 before October 1, 2017. ~~In order to be eligible for grant funding under s. 145.245, a~~
4 ~~governmental unit must comply with these deadlines.~~

5 *~~0807/P6.298~~**SECTION 3476.** 145.20 (5) (b) of the statutes is amended to read:

6 145.20 (5) (b) The maintenance program shall include a requirement of
7 inspection or pumping of the private on-site wastewater treatment system at least
8 once every 3 years if the private on-site wastewater treatment system does not have
9 a maintenance plan as prescribed by rule by the department of natural resources.
10 Inspections may be conducted by a master plumber, journeyman plumber or
11 restricted plumber licensed under this chapter, a person licensed under s. 281.48 or
12 by an employee of the state or governmental unit designated by the department of
13 natural resources, and the department of natural resources may determine by rule
14 other persons who are qualified to undertake required inspection, maintenance, or
15 repairs. The department of natural resources shall specify the methods to establish
16 the required frequency of inspection, maintenance, and pumping for each type of
17 private on-site wastewater treatment system that does not have a maintenance plan
18 and shall periodically update the methods.

19 *~~0807/P6.299~~**SECTION 3477.** 145.20 (5) (c) of the statutes is amended to read:

20 145.20 (5) (c) The department of natural resources may suspend or revoke a
21 license issued under s. 281.48 or a certificate issued under s. 281.17 (3) to the
22 operator of a septage servicing vehicle if the department of natural resources finds
23 that the licensee or operator falsified information on inspection forms. The
24 department ~~of safety and professional services~~ may suspend or revoke the license of

1 a plumber licensed under this chapter if the department finds that the plumber
2 falsified information on inspection forms.

3 *-0807/P6.300*SECTION 3478. 145.23 of the statutes is amended to read:

4 **145.23 Rules.** The department of natural resources may make and enforce
5 rules relating to lot size and lot elevation necessary for proper sanitary conditions
6 in the development and maintenance of subdivisions not served by a public sewer,
7 where provision for such service has not been made. The department of natural
8 resources may consult with the department of financial institutions and professional
9 standards in promulgating rules under this section.

10 *-0807/P6.301*SECTION 3479. 145.24 (1) of the statutes is amended to read:

11 145.24 (1) If an existing private on-site wastewater treatment system either
12 is not located in soil meeting the siting standards or is not constructed in accordance
13 with design standards promulgated under s. 145.02 or 145.13, the owner of the
14 private on-site wastewater treatment system may petition the department of
15 natural resources for a variance to the siting or design standards.

16 *-0807/P6.302*SECTION 3480. 145.24 (2) of the statutes is amended to read:

17 145.24 (2) The department of natural resources shall establish procedures for
18 the review and evaluation of existing private on-site wastewater treatment systems
19 which do not comply with siting or design standards.

20 *-0807/P6.303*SECTION 3481. 145.24 (3) of the statutes is amended to read:

21 145.24 (3) Upon receipt of a petition for a variance, the department of natural
22 resources shall require the owner of the private on-site wastewater treatment
23 system to submit information necessary to evaluate the request for a variance. If the
24 department of natural resources determines that the existing private on-site
25 wastewater treatment system is not a failing private on-site wastewater treatment

1 system, and continued use of the existing private on-site wastewater treatment
2 system will not pose a threat of contamination of waters of the state, then the
3 department of natural resources may issue a variance to allow continued use of the
4 existing private on-site wastewater treatment system. The department of natural
5 resources shall rescind the variance if the existing private on-site wastewater
6 treatment system becomes a failing private on-site wastewater treatment system or
7 contaminates waters of the state.

8 *~~0794/P1.14~~***SECTION 3482.** 145.245 of the statutes is repealed.

9 *~~0433/P4.3~~***SECTION 3483.** 146.82 (1) of the statutes is amended to read:

10 146.82 (1) CONFIDENTIALITY. All patient health care records shall remain
11 confidential. Patient health care records may be released only to the persons
12 designated in this section or to other persons with the informed consent of the patient
13 or of a person authorized by the patient. This subsection does not prohibit reports
14 made in compliance with s. 253.12 (2), 255.40, or 979.01; records generated or
15 disclosed pursuant to rules promulgated under s. 450.19 961.385; testimony
16 authorized under s. 905.04 (4) (h); or releases made for purposes of health care
17 operations, as defined in 45 CFR 164.501, and as authorized under 45 CFR 164,
18 subpart E.

19 *~~1258/P1.2~~***SECTION 3484.** 153.60 (intro.) and (1) of the statutes are
20 consolidated, renumbered 153.60 and amended to read:

21 **153.60 ~~Assessments to fund operations of department~~ Department**
22 **expenditure estimate.** Subject to s. 153.455: ~~(1) The,~~ the department shall, by
23 the first October 1 after the commencement of each fiscal year, estimate the total
24 amount of expenditures under this subchapter for the department for that fiscal year
25 for data collection, database development and maintenance, generation of data files

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1 and standard reports, orientation and training provided under s. 153.05 (9) (a) and
2 contracting with the data organization under s. 153.05 (2r). The department shall
3 assess the estimated total amount for that fiscal year, less the estimated total
4 amount to be received for purposes of administration of this subchapter under s.
5 20.435 (1) (hi) during the fiscal year and the unencumbered balance of the amount
6 received for purposes of administration of this subchapter under s. 20.435 (1) (hi)
7 from the prior fiscal year, to health care providers, other than hospitals and
8 ambulatory surgery centers, who are in a class of health care providers from whom
9 the department collects data under this subchapter in a manner specified by the
10 department by rule. The department shall work together with the department of
11 safety and professional services to develop a mechanism for collecting assessments
12 from health care providers other than hospitals and ambulatory surgery centers. No
13 health care provider that is not a facility may be assessed under this subsection an
14 amount that exceeds \$75 per fiscal year. All payments of assessments shall be
15 credited to the appropriation under s. 20.435 (1) (hg).

16 *-0971/P5.620*SECTION 3485. 157.02 (3) of the statutes is amended to read:

17 157.02 (3) NOTICE TO UNIVERSITY OR SCHOOL. If the corpse is in the Mendota
18 Mental Health Institute district, the University of Wisconsin System Authority shall
19 be notified that it may have the corpse. If the corpse is in the Winnebago Mental
20 Health Institute district, the Medical College of Wisconsin, Inc., or any accredited
21 school of mortuary science at Milwaukee shall be notified that it may have the corpse.
22 The university or school so notified shall immediately inform the superintendent or
23 public officer whether it desires to have the corpse. If it does, the corpse shall be
24 delivered accordingly, properly encased, to the most available facility for
25 transportation to the consignee, the consignee to pay the cost of transportation.

1 ***-0807/P6.304*SECTION 3486.** 157.061 (2g) of the statutes is amended to read:
2 157.061 (2g) "Cemetery board" means the board created in s. ~~15.405~~ 15.175
3 (3m).

4 ***-0807/P6.305*SECTION 3487.** 157.062 (1) of the statutes is amended to read:
5 157.062 (1) ORGANIZATION. Seven or more residents of the same county may
6 form a cemetery association. They shall meet, select a chairperson and secretary,
7 choose a name, fix the annual meeting date, and elect by ballot not less than 3 nor
8 more than 9 trustees whom the chairperson and secretary shall immediately divide
9 by lot into 3 classes, who shall hold their offices for 1, 2, and 3 years, respectively.
10 Within 3 days, the chairperson and secretary shall certify the corporate name, the
11 names, home addresses and business addresses of the organizers and of the trustees,
12 and their classification, and the annual meeting date acknowledged by them, and,
13 except as provided in sub. (9), deliver the certification to the department of ~~financial~~
14 ~~institutions~~. The association then has the powers of a corporation.

15 ***-0807/P6.306*SECTION 3488.** 157.062 (2) of the statutes is amended to read:
16 157.062 (2) AMENDMENTS. The association may change its name, the number
17 of trustees or the annual meeting date by resolution at an annual meeting, or special
18 meeting called for such purpose, by a majority vote of the members present, and,
19 except as provided in sub. (9), by delivering to the department of ~~financial~~
20 ~~institutions~~ a copy of the resolution, with the date of adoption, certified by the
21 president and secretary or corresponding officers.

22 ***-0807/P6.307*SECTION 3489.** 157.062 (6) (b) of the statutes is amended to
23 read:

24 157.062 (6) (b) If an association that has been dissolved under par. (a), or any
25 group that was never properly organized as a cemetery association, has cemetery

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1 grounds and human remains are buried in the cemetery grounds, 5 or more
2 members, or persons interested as determined by order of the circuit judge under par.
3 (c), may publish a class 3 notice, under ch. 985, in the municipality in which the
4 cemetery is located, of the time, place, and object of the meeting, assemble and
5 reorganize by the election of trustees and divide them into classes as provided in sub.
6 (1), the commencement of the terms to be computed from the next annual meeting
7 date. The secretary shall enter the proceedings of the meeting on the records. The
8 association is reorganized upon delivery of a copy of the proceedings to the
9 department of ~~financial institutions~~, except as provided in sub. (9). Upon
10 reorganization, the title to the cemetery grounds, trust funds, and all other property
11 of the association or group vests in the reorganized association, under the control of
12 the trustees. The reorganized association may continue the name of the dissolved
13 association or may adopt a new name.

14 ***-0807/P6.308*SECTION 3490.** 157.062 (6m) of the statutes is amended to
15 read:

16 157.062 (6m) FORMS. The department of ~~financial institutions~~ may prescribe
17 and furnish forms for providing the information required under subs. (1) to (6).

18 ***-0807/P6.309*SECTION 3491.** 157.062 (9) of the statutes is amended to read:

19 157.062 (9) EXEMPTIONS FOR CERTAIN CEMETERIES. In lieu of delivering a
20 certification, resolution, or copy of proceedings to the department of ~~financial~~
21 ~~institutions~~ under sub. (1), (2), or (6) (b), a cemetery association that is not required
22 to be licensed under s. 440.91 (1) or registered under s. 440.91 (1m) shall deliver the
23 certification, resolution, or copy of proceedings to the office of the register of deeds
24 of the county in which the cemetery is located.

25 ***-0807/P6.310*SECTION 3492.** 157.064 (7) of the statutes is amended to read:

1 157.064 (7) Not more than 30 days after a transfer under sub. (6), the
2 transferring association shall notify the department of ~~financial institutions~~ in
3 writing of the transfer, including the name and address of the accepting association
4 or its treasurer. The department of ~~financial institutions~~ may prescribe and furnish
5 forms for providing the information required under this subsection.

6 *~~0807/P6.311~~***SECTION 3493.** 157.11 (9m) of the statutes is amended to read:

7 157.11 (9m) ACTION BY DISTRICT ATTORNEY. If any money or property is not
8 turned over when required by this section, or default occurs under a bond, the district
9 attorney, upon the request of the department of ~~safety and professional services~~,
10 shall bring action to recover.

11 *~~0807/P6.312~~***SECTION 3494.** 157.12 (3) (b) of the statutes is amended to read:

12 157.12 (3) (b) The cemetery's treasurer is the custodian of the fund. The
13 treasurer shall file with the cemetery, at the cemetery's expense, a bond with sureties
14 approved by the department of ~~safety and professional services~~ to indemnify the
15 cemetery against loss if the treasurer fails to maintain the fund. No indemnity is
16 required if the terms of sale of a mausoleum space require the purchaser to pay
17 directly to a trust company in the state, designated by the cemetery as custodian of
18 the fund. The fund shall be invested as provided in s. 157.19. Income from
19 investment may be used only to maintain the mausoleum, except that if the amount
20 of income exceeds the amount necessary to properly maintain the mausoleum the
21 excess amount may be used to maintain any portion of the cemetery.

22 *~~0807/P6.313~~***SECTION 3495.** 157.62 (1) (a) (intro.) of the statutes is amended
23 to read:

24 157.62 (1) (a) (intro.) Except as provided in par. (b) and s. 157.625, every
25 cemetery association shall file an annual report with the department of ~~financial~~

1 institutions. The report shall be made on a calendar-year basis unless the
2 department of financial institutions, by rule, provides for other reporting periods.
3 The report is due on the 60th day after the last day of the reporting period. The
4 annual report shall include all of the following:

5 ***-0807/P6.314*SECTION 3496.** 157.62 (1) (c) of the statutes is amended to read:

6 157.62 (1) (c) The department of ~~financial institutions~~ may prescribe and
7 furnish forms for reports required under this subsection. If the department of
8 ~~financial institutions~~ prescribes forms under this paragraph, the department of
9 ~~financial institutions~~ shall mail the forms to cemetery associations required to file
10 under par. (a) no later than 60 days before the reports are due.

11 ***-0807/P6.315*SECTION 3497.** 157.65 (1) (a) of the statutes is amended to read:

12 157.65 (1) (a) If the department of ~~safety and professional services~~ has reason
13 to believe that any person is violating or has violated this subchapter or any rule
14 promulgated under this subchapter and that the continuation of that activity might
15 cause injury to the public interest, the department of ~~safety and professional services~~
16 may investigate.

17 ***-0807/P6.316*SECTION 3498.** 157.65 (1) (b) of the statutes is amended to read:

18 157.65 (1) (b) If the department of ~~safety and professional services~~ has reason
19 to believe that any person is violating s. 157.12 or any rule promulgated under s.
20 157.12 and that the continuation of that activity might cause injury to the public
21 interest, the department of ~~safety and professional services~~ may investigate.

22 ***-0807/P6.317*SECTION 3499.** 157.65 (2) of the statutes is amended to read:

23 157.65 (2) The department of justice or any district attorney, upon informing
24 the department of justice, may commence an action in circuit court in the name of
25 the state to restrain by temporary or permanent injunction any violation of this

1 subchapter. The court may, prior to entry of final judgment, make such orders or
2 judgments as may be necessary to restore to any person any pecuniary loss suffered
3 because of the acts or practices involved in the action, if proof of such loss is submitted
4 to the satisfaction of the court. The department of justice may subpoena persons and
5 require the production of books and other documents, and may request the board
6 described in s. ~~15.405~~ 15.175 (3m) or the department of safety and professional
7 services to exercise its authority under sub. (1) to aid in the investigation of alleged
8 violations of this subchapter.

9 *~~0971/P5.621~~***SECTION 3500.** 160.50 (1m) of the statutes is repealed.

10 *~~1195/P2.2~~***SECTION 3501.** 165.055 (3) of the statutes is created to read:

11 165.055 (3) The attorney general may appoint, in the unclassified service, a
12 solicitor general and no more than 3 deputy solicitors general, each of whom shall be
13 an attorney at law licensed to practice in this state. The attorney general may assign
14 assistant attorneys general to assist the solicitor general.

15 *~~0971/P5.622~~***SECTION 3502.** 165.25 (6) (a) of the statutes is amended to read:

16 165.25 (6) (a) At the request of the head of any department of state government,
17 the attorney general may appear for and defend any state department, or any state
18 officer, employee, or agent of the department in any civil action or other matter
19 brought before a court or an administrative agency which is brought against the state
20 department, or officer, employee, or agent for or on account of any act growing out
21 of or committed in the lawful course of an officer's, employee's, or agent's duties.
22 Witness fees or other expenses determined by the attorney general to be reasonable
23 and necessary to the defense in the action or proceeding shall be paid as provided for
24 in s. 885.07. The Except when the attorney general appears for or defends the
25 University of Wisconsin System Authority, the attorney general may compromise

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1 and settle the action as the attorney general determines to be in the best interest of
2 the state. Members, officers, and employees of the Wisconsin state agencies building
3 corporation and the Wisconsin state public building corporation are covered by this
4 section. Members of the board of governors created under s. 619.04 (3), members of
5 a committee or subcommittee of that board of governors, members of the injured
6 patients and families compensation fund peer review council created under s.
7 655.275 (2), and persons consulting with that council under s. 655.275 (5) (b) are
8 covered by this section with respect to actions, claims, or other matters arising
9 before, on, or after April 25, 1990. The attorney general may compromise and settle
10 claims asserted before such actions or matters formally are brought or may delegate
11 such authority to the department of administration. This paragraph may not be
12 construed as a consent to sue the state or any department thereof or as a waiver of
13 state sovereign immunity.

14 *~~0971/P5.623~~**SECTION 3503.** 165.25 (8r) of the statutes is created to read:

15 165.25 (8r) BOARD OF REGENTS OF THE UNIVERSITY OF WISCONSIN SYSTEM
16 AUTHORITY. In subs. (1), (1m), (6), and (6m), treat the Board of Regents of the
17 University of Wisconsin System Authority as a department of state government and
18 any official, employee, or agent of the Board of Regents as a state official, employee,
19 or agent, unless the state and the Board of Regents are adverse parties in an action
20 or proceeding.

21 *~~0244/P6.13~~**SECTION 3504.** 165.25 (10m) (intro.) of the statutes is amended
22 to read:

23 165.25 (10m) REPORT ON GRANTS. (intro.) Beginning on January 15, 2015, and
24 annually thereafter, the department of justice shall submit a report to the legislature
25 under s. 13.172 (2), regarding its administration of grant programs under ss. 165.71,

1 165.95, and 165.955, ~~165.96, 165.986, and 165.987~~. The report shall include, for each
2 grant program, all of the following information:

3 ~~*-0971/P5.624~~**SECTION 3505.** 165.40 (1) (f) of the statutes is amended to read:

4 165.40 (1) (f) “State agency” has the meaning given in s. 16.004 (12) (a), except
5 that it includes the University of Wisconsin System Authority and the University of
6 Wisconsin Hospitals and Clinics Authority.

7 ~~*-0971/P5.625~~**SECTION 3506.** 165.40 (2) (a) 6. of the statutes is created to
8 read:

9 165.40 (2) (a) 6. The University of Wisconsin System Authority.

10 ~~*-0971/P5.626~~**SECTION 3507.** 165.40 (4) (h) of the statutes is amended to
11 read:

12 165.40 (4) (h) That, if the hospital is sold, a right of first refusal is retained to
13 repurchase the assets by a successor nonprofit corporation, by the city, county or
14 state, the University of Wisconsin System Authority, or by the University of
15 Wisconsin Hospitals and Clinics Authority if the hospital is subsequently sold to,
16 acquired by or merged with another entity.

17 ~~*-0244/P6.14~~**SECTION 3508.** 165.71 of the statutes is created to read:

18 **165.71 State justice assistance grants. (1)** From the appropriation under
19 s. 20.455 (2) (kz), the department of justice shall provide justice assistance grants to
20 state agencies, local units of government, and private organizations to support the
21 investigation, prosecution, or prevention of crime; to enhance public safety; to
22 facilitate multijurisdictional or interagency information sharing; to support crime
23 victims; and to reduce recidivism or crime.

24 **(2)** In consultation with local law enforcement, district attorneys, the secretary
25 of corrections, the director of state courts, and the public defender, the department

1 of justice shall develop and periodically update a strategic plan for state justice
2 assistance grants under sub. (1).

3 (3) In providing grants under sub. (1), the department of justice shall give
4 preference to grant-funded programs that have at least one of the following
5 characteristics:

6 (a) The program has a primarily statewide or regional impact on the
7 investigation, prosecution, or prevention of crime and is consistent with the strategic
8 plan developed under sub. (2).

9 (b) The program has a primarily local impact on the investigation, prosecution,
10 or prevention of crime; can be measured for effectiveness; and is consistent with the
11 strategic plan developed under sub. (2).

12 (c) The program supports the investigation, prosecution, or prevention of
13 crimes against children, domestic violence, or sexual assault.

14 (d) The program is designed to facilitate multijurisdictional or interagency
15 information sharing that will assist in the investigation, prosecution, or prevention
16 of crime.

17 (e) The program is designed to reduce recidivism or otherwise reduce crime and
18 can be measured for effectiveness.

19 (4) The department of justice shall develop criteria and procedures to use in
20 selecting recipients of grants under sub. (1) and in administering the grant program.
21 Notwithstanding s. 227.10, the criteria and procedures do not need to be
22 promulgated as rules under ch. 227. Any recipient that receives a grant under sub.
23 (1) shall comply with state audits and any other criteria specified by the department
24 of justice in awarding the grant.

25 *-0240/P3.4*SECTION 3509. 165.755 (7) of the statutes is amended to read:

1 165.755 (7) All moneys collected from crime laboratories and drug law
2 enforcement surcharges under this section shall be deposited by the secretary of
3 administration and used as specified in s. ss. 20.455 (2) (jb), (kd), and (Lm) and
4 20.475 (1) (km).

 ****NOTE: This is reconciled s. 165.755 (7). This SECTION has been affected by drafts
with the following LRB numbers: – 0240/P2 and – 1058/P1.

5 ***-0971/P5.627*SECTION 3510.** 165.80 of the statutes is amended to read:

6 **165.80 Cooperation with ~~other state departments~~ the University of**
7 **Wisconsin System Authority.** For the purpose of coordinating the work of the
8 crime laboratories with the research departments located in the University of
9 Wisconsin System Authority, the attorney general and the University of Wisconsin
10 System Authority may agree for the use of university laboratories and university
11 physical facilities and the exchange and utilization of personnel between the crime
12 laboratories and the university.

13 ***-0971/P5.628*SECTION 3511.** 165.81 (1) of the statutes is amended to read:

14 165.81 (1) Whenever the department is informed by the submitting officer or
15 agency that physical evidence in the possession of the laboratories is no longer
16 needed the department may, except as provided in sub. (3) or unless otherwise
17 provided by law, destroy the evidence, retain it in the laboratories, return it to the
18 submitting officer or agency, or turn it over to the University of Wisconsin System
19 Authority upon the request of the head of any department of the University of
20 Wisconsin System Authority. If the department returns the evidence to the
21 submitting officer or agency, any action taken by the officer or agency with respect
22 to the evidence shall be in accordance with s. 968.20. Except as provided in sub. (3),
23 whenever the department receives information from which it appears probable that

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1 the evidence is no longer needed, the department may give written notice to the
2 submitting agency and the appropriate district attorney, by registered mail, of the
3 intention to dispose of the evidence. If no objection is received within 20 days after
4 the notice was mailed, it may dispose of the evidence.

5 *~~0807/P6.318~~*SECTION 3512. 165.825 of the statutes is amended to read:

6 **165.825 Information link.** The department of justice shall cooperate with the
7 departments of ~~safety and professional services~~, health services, and financial
8 institutions and professional standards in developing and maintaining a computer
9 linkup to provide access to the information obtained from a criminal history search.

10 *~~0244/P6.15~~*SECTION 3513. 165.96 of the statutes is repealed.

11 *~~0244/P6.16~~*SECTION 3514. 165.986 of the statutes is repealed.

12 *~~0244/P6.17~~*SECTION 3515. 165.987 of the statutes is repealed.

13 *~~0807/P6.319~~*SECTION 3516. 167.35 (7) (b) of the statutes is amended to read:

14 167.35 (7) (b) The department of revenue, in the course of conducting any
15 inspection or examination authorized under s. 139.39, may inspect cigarettes to
16 determine if the cigarettes are marked as provided under sub. (4), and the
17 department of revenue shall notify the department of ~~safety and professional~~
18 ~~services~~ of any unmarked cigarettes.

19 *~~0807/P6.320~~*SECTION 3517. 167.35 (7) (c) of the statutes is amended to read:

20 167.35 (7) (c) Authorized personnel from the department of justice, from the
21 department of ~~safety and professional services~~, and from the department of revenue,
22 and any sheriff, police officer, or other law enforcement personnel, within their
23 respective jurisdictions, may enter and inspect any premises where cigarettes are
24 made, sold, offered for sale, or stored to determine if the cigarettes comply with this
25 section. An inspection under this paragraph includes examining the books, papers,

1 invoices, and other records of any person who is subject to this section and who is in
2 control, possession, or occupancy of the premises.

3 ***-1053/P2.21*SECTION 3518.** 169.01 (35) (a) of the statutes is amended to read:

4 169.01 (35) (a) A veterinarian who is licensed in this state to practice
5 veterinary medicine under ch. 453 89 and who is certified under rules promulgated
6 by the department of agriculture, trade and consumer protection.

7 ***-1053/P2.22*SECTION 3519.** 173.05 (1) (b) of the statutes is amended to read:

8 173.05 (1) (b) A person to whom par. (a) applies who is a veterinarian licensed
9 under ch. 453 89 is not required to complete a course of training approved by the
10 department if he or she takes an examination given by the department and passes
11 the examination on the first attempt.

12 ***-1053/P2.23*SECTION 3520.** 173.41 (2) (e) of the statutes is amended to read:

13 173.41 (2) (e) A veterinarian licensed under ch. 453 89 practicing in the normal
14 course of veterinary business within the scope of the license is not required to obtain
15 a license under this subsection.

16 ***-1053/P2.24*SECTION 3521.** 173.41 (12) (a) 4. of the statutes is amended to
17 read:

18 173.41 (12) (a) 4. If persons sell or offer to sell dogs at the temporary dog market
19 for 2 or more consecutive days, employ or contract with a veterinarian licensed under
20 ch. 453 89 to conduct an examination of the dogs offered for sale at the temporary dog
21 market on each day on which dogs are offered for sale and to review the information
22 provided under par. (b).

23 ***-0971/P5.629*SECTION 3522.** 174.13 (2) of the statutes is amended to read:

24 174.13 (2) Any officer or pound which has custody of an unclaimed dog may
25 release the dog to the University of Wisconsin System Authority, the Medical College

1 of Wisconsin, Inc., or to any other educational institution of higher learning
2 chartered under the laws of the state and accredited to the University of Wisconsin
3 System Authority, upon requisition by the institution. The requisition shall be in
4 writing, shall bear the signature of an authorized agent, and shall state that the dog
5 is requisitioned for scientific or educational purposes. If a requisition is made for a
6 greater number of dogs than is available at a given time, the officer or pound may
7 supply those immediately available and may withhold from other disposition all
8 unclaimed dogs coming into the officer's or pound's custody until the requisition is
9 fully discharged, excluding impounded dogs as to which ownership is established
10 within a reasonable period. A dog left by its owner for disposition is not considered
11 an unclaimed dog under this section. If operated by a county, city, village or town,
12 the officer or pound is entitled to the payment of \$1 for each dog requisitioned. An
13 institution making a requisition shall provide for the transportation of the dog.

14 *~~0807/P6.321~~*SECTION 3523. 177.30 (2) of the statutes is amended to read:

15 177.30 (2) The administrator, at reasonable times and upon reasonable notice,
16 may examine the records of any person to determine whether the person has
17 complied with this chapter. The administrator may designate the ~~division of banking~~
18 department of financial institutions and professional standards or other appropriate
19 regulatory authority to examine the records of regulated institutions to determine
20 if the institutions have complied with this chapter. The administrator may conduct
21 the examination even if the person believes it is not in possession of any property
22 reportable or deliverable under this chapter.

23 *~~0807/P6.322~~*SECTION 3524. 182.028 of the statutes is amended to read:

24 **182.028 School corporations.** Any corporation formed for the establishment
25 and maintenance of schools, academies, seminaries, colleges or universities or for the