

# State of Misconsin 2019-2020 LEGISLATURE

### CORRECTIONS IN:

#### **ASSEMBLY AMENDMENT 1**

## TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

#### **TO ASSEMBLY BILL 56**

Prepared by the Legislative Reference Bureau (June 26, 2019)

1	In enrolling, the following corrections were made:
2	1. Page 5, line 18: after that line insert:
3	"35m. Page 272, line 8: delete the material beginning with "Transportation;"
4	and ending with "projects." on line 9.".
5	<b>2.</b> Page 6, line 11: delete "1."." and substitute "1.".
6	<b>3.</b> Page 7, line 11: delete ""35,000,000"" and substitute ""35,000,000"".
7	<b>4.</b> Page 7, line 16: delete ""4,384,400" and substitute ""\$4,384,400".
8	5. Page 8, line 7: delete "1."." and substitute "1.".
9	<b>6.</b> Page 17, line 7: after that line insert:
10	"122m. Page 422, line 7: delete " $(\underline{im})$ 1., $(\underline{d})$ $(\underline{j})$ 1. and $(\underline{e})$ $(\underline{k})$ 1." and substitute
11	"( <u>i</u> ) 1., ( <u>d</u> ) ( <u>im</u> ) 1. and ( <u>e</u> ) ( <u>j</u> ) 1.".".
12	<b>7.</b> Page 18, line 5: after "(4)" insert "(a) to (c)".
13	8. Page 18, line 5: substitute "are" for "is".
14	<b>9.</b> Page 28, line 12: delete "(a)".
	LRBb0576/1ccc-1 WLJ
	Minor clorical corrections in logislation are outhorized under a 25 17 state. See

- 1 10. Page 28, line 12: delete "paragraph" and substitute "subsection".
- 2 **11.** Page 28, line 13: delete "par. (a)" and substitute "sub. (1)".
- 3 **12.** Page 34, line 21: after "(4)" insert "(a) to (c)".
- 4 (END)



## State of Misconsin 2019 - 2020 LEGISLATURE

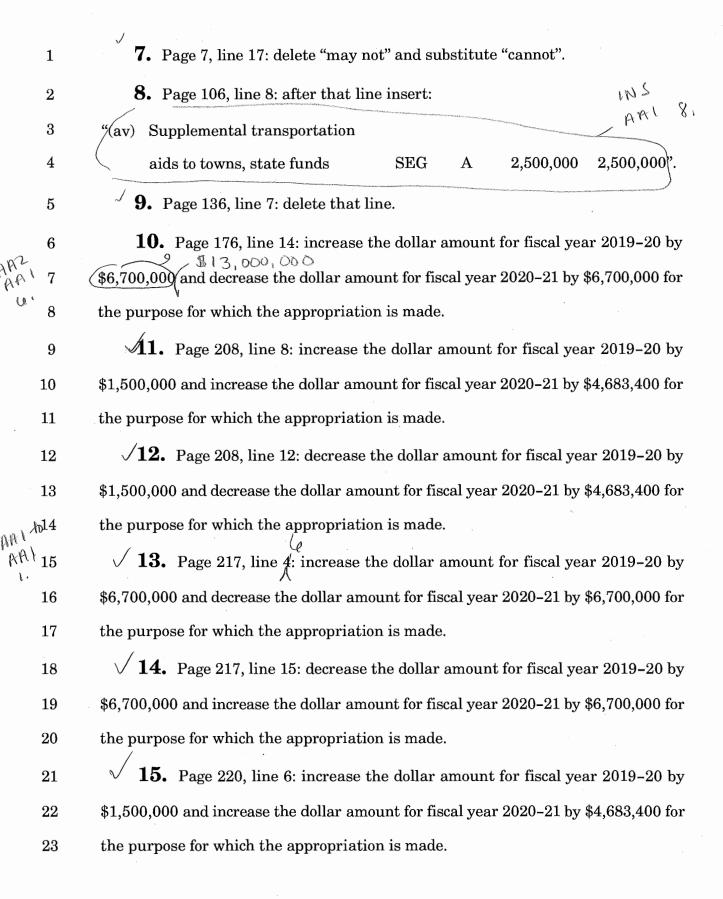
LRBb0576/1 ALL:all

# ASSEMBLY AMENDMENT 1, TO ASSEMBLY SUBSTITUTE AMENDMENT 1, TO ASSEMBLY BILL 56

June 25, 2019 - Offered by Representatives Nygren and Vos.

#### \*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

1	At the locations indicated, amend the substitute amendment as follows:
2	$\sqrt{}$ Page 1, line 7: delete "may not" and substitute "cannot".
3	<b>2.</b> Page 2, line 1: after "(3)," insert "or county".
4	<b>3.</b> Page 2, line 5: on lines 5, 15, 18 and 24, delete "may not" and substitute
5	"cannot".
6	$\sqrt{4}$ . Page 3, line 13: delete "\$40,000,000 \$80,000,000" and substitute
7	"\$40,000,000".
8	5. Page 3, line 15: after "facilities." insert "The building commission may
9	authorize up to a total of \$40,000,000 in additional general fund supported borrowing
10	for those purposes.".
11	6 Page 4 line 13: delete "\$00,000,000" and gubatitute "\$95,000,000"



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2 17. Page 247, line 21: after that line insert:
3 "Section 182m. 20.395 (1) (av) of the statutes is created to read:
4 20.395 (1) (av) Supplemental transportation aids to towns, state funds. The
5 amounts in the schedule to make the supplemental transportation aids payments to
6 towns under s. 86.30 (3).".
7 <b>18.</b> Page 249, line 19: delete lines 19 to 23.
8 19. Page 261, line 13: after that line insert:
9 "Section 244m. 20.465 (3) (qm) of the statutes is amended to read:
10 20.465 (3) (qm) Next Generation 911. From Biennially, from the police and fire
protection fund, the amounts in the schedule for the department to make and
12 / administer contracts under s. 256.35 (3s) (b) and for the 911 subcommittee to
administer its duties under s. 256.35 (3s) (d).".
√20. Page 266, line 22: delete "personnel" and substitute "salaries".
15 $\sqrt{21}$ . Page 267, line 5: delete "A sum sufficient" and substitute "The amounts
in the schedule".
22. Page 268, line 13: delete the material beginning with "\$2,552,521,100"
and ending with "amount" on line 14 and substitute "\$2,552,521,100 for this purpose.
The state may contract additional public debt in an amount not to exceed
20 \$471,510,000 for this purpose. Of this amount those amounts?
23. Page 268, line 20: delete the material beginning with "\$2,740,855,400"
and ending with "amount" on line 21 and substitute "\$2,740,855,400 for this purpose.

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UP The state may contract additional public debt in an amount not to exceed 1 \$435,866,700 for this purpose. Of this amount those amounts  $\mathbf{2}$  $\sqrt{24}$ . Page 269, line 4: delete the material beginning with "\$1,046,250,000" and 3 ending with "program." on line 5 and substitute "\$1,046,250,000 for this program. 4 The state may contract additional public debt in an amount (not) \$42,600,000 for this program." **25.** Page 269, line 20: delete "\$646,283,200 \$659,783,200 for this purpose. Of 7 this amount" and substitute "\$646,283,200 for this purpose. The state may contract 8 additional public debt in an amount not to exceed \$13,500,000 for this purpose. Of 9 10 this amount those amounts". **26.** Page 269, line 22: delete "this amount" and substitute "this amount those 11 amounts". 12 **27.** Page 270, line 7: delete the material beginning with "\$71,400,000" and 13 ending with "purpose." on line 8 and substitute "\$71,400,000 for this purpose. The 14 INS AA 1 state may contract additional public debt in an amount/not/to exceed \$3,550,000 for 15 this purpose.". 16 17 **28.** Page 270, line 13: delete the material beginning with "\$44,050,000" and 18 ending with "purpose." on line 14 and substitute "\$44,050,000 for this purpose. The ( 19 state may contract additional public debt in an amount not to exceed \$6,500,000 for 20 this purpose.". LINS RAI **29.** Page 270, line 22: delete the material beginning with "\$53,600,000" and 21 ending with "amount" on line 23 and substitute "\$53,600,000 for this purpose. The 22 state may contract additional public debt in an amount not to exceed \$4,000,000 for 23 this purpose. Of this amount those amounts". 24IN 3 AA

	1	<b>30.</b> Page 271, line 4: delete "\$32,000,000 \$36,000,000 for this purpose." and
· 0/2	2	substitute "\$32,000,000 for this purpose. The state may contract additional public
MAZ.	3	debt in an amount not to exceed \$4,000,000 for this purpose.".
,	4	$\sqrt{31}$ . Page 271, line 12: delete that line and substitute "\$108,171,100 for this
MARI	5	purpose. The state may contract additional public debt in an amount not to exceed
"v'	6	\$15,786,900 for this purpose.".
	7	32. Page 271, line 18: delete the material beginning with "\$25,500,000" and
	8	ending with "purpose." on line 19 and substitute "\$25,500,000 for this purpose The
MARI	9	state may contract additional public debt in an amount not to exceed \$4,000,000 for
·	10	this purpose.".
	11	<b>33.</b> Page 271, line 24: delete "\$245,000,000 \$272,000,000 for this purpose."
Q.	12	and substitute "\$245,000,000 for this purpose. The state may contract additional
44 2	13	public debt in an amount not to exceed \$27,000,000 for this purpose.".
E .	14	34. Page 272, line 4: delete the material beginning with "\$79,000,000" and
	15	ending with "amount" on line 5 and substitute "\$79,000,000 for this purpose. The
AND	16	state may contract additional public debt in an amount not to exceed \$10,000,000 for
N. V.	17	this purpose. Of this amount those amounts".
	18	<b>35.</b> Page 272, line 7: after "is" insert "renumbered 20.866 (2) (uup) 1. and".
7cc	19	<b>36.</b> Page 272, line 8: after "(uup)" insert "1.".
	20	<b>37.</b> Page 272, line 20: delete "\$216,800,000 \$206,800,000" and substitute
	21	"\$216,800,000".
	22	38. Page 272, line 25: after that line insert:
	23	"SECTION 304a. 20.866 (2) (uup) 2. of the statutes is created to read:

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20.866 (2) (uup) 2. On the effective date of this subdivision [LRB inse	erts
date], the amount specified in subd. 1. for high-cost state highway bridge projection	ects
3 under s. 84.017, as provided under s. 84.555 (1m), is decreased by \$10,000,000	239 
<b>39.</b> Page 273, line 5: delete "\$120,000,000 \$152,000,000 for this purpose."	and
5 substitute "\$120,000,000 for this purpose. The state may contract additional pu	blic
debt in an amount not to exceed \$32,000,000 for this purpose.".	TINS AAI
<sup>7</sup> , 7 <b>40.</b> Page 273, line 13: delete "\$250,300,000 \$280,300,000 for these purpos	20
8 and substitute "\$250,300,000 for these purposes. The state may contract addition	onal Javis
public debt in an amount not to exceed \$30,000,000 for these purposes.".	AA)
3 10 <b>41.</b> Page 273, line 14: delete lines 14 to 19 and substitute:	ccc
11 "Section 306g. 20.866 (2) (ux) of the statutes is renumbered 20.866 (2) (ux)	1.". Trous
SECTION 306h. 20.866 (2) (ux) 2. of the statutes is created to read:	141.
13 \( \) 20.866 (2) (ux) 2. On the effective date of this subdivision [LRB inserts date of this subdivision ]	ate],
the amount specified in subd. 1. is decreased by \$1,267,000.	
42. Page 274, line 2: delete that line and substitute "\$40,000,000 for	this
purpose. The state may contract additional public debt in an amount not to exc	ceed
13. 17 \$40,000,000 for this purpose.".	
18 <b>43.</b> Page 274, line 8: delete that line and substitute "\$223,646,200 for	this
purpose. The state may contract additional public debt in an amount not to exc	<u>ceed</u>
purpose. The state may contract additional public debt in an amount not to exceed a state of the	and the second s
<b>44.</b> Page 274, line 13: delete the material beginning with "\$68,075,000"	and
ending with "purpose." on line 14 and substitute "\$68,075,000 for this purpose.	The
state may contract additional public debt in an amount not to exceed \$7,000,000	) for
state may contract additional public debt in an amount not to exceed \$7,000,000 this purpose."	
(W)	
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	1	<b>45.</b> Page 274, line 21: delete "\$220,000,000 \$245,000,000 for this purpose."
	2	and substitute "\$220,000,000 for this purpose. The state may contract additional
ARI ARI	3	public debt in an amount not to exceed \$25,000,000 for this purpose.".
	4	<b>46.</b> Page 275, line 2: delete "\$917,767,100 \$943,639,300 for this purpose." and
	5	substitute "\$917,767,100 for this purpose. The state may contract additional public
MAI	6	debt in an amount not to exceed \$25,872,200 for this purpose.".
. 0(1	7	$\sqrt{47.}$ Page 275, line 8: delete the material beginning with " $2,677,933,400$ " and
	8	ending with "amount" on line 9 and substitute "\$2,677,933,400 for this purpose.
PARI		state may contract additional public debt in an amount not to exceed \$277,485,800
r. N	10	for this purpose. Of this amount those amounts".
	11	48. Page 275, line 16: delete the material beginning with "\$35,000,000" and
	12	ending with "purposes" on line 17 and substitute "\$35,000,000 for this purpose these
MAN!	13	purposes. The state may contract additional public debt in an amount not to exceed
RAI	14	\$10,000,000 for these purposes".
	<b>15</b>	<b>49.</b> Page 276, line 7: delete "\$4,384,400 \$74,384,400 for this purpose." and
. c.	16	substitute 4,384,400 for this purpose. The state may contract additional public debt
WW.	17	in an amount not to exceed \$70,000,000 for this purpose.".
AAN.	18	50. Page 276, line 14: delete the material beginning with "\$12,350,600" and
	19	ending with "purpose." on line 15 and substitute "\$12,350,600 for this purpose. The
MAN	20	state may contract additional public debt in an amount not to exceed \$7,388,300 for
W.	21	this purpose.". What so.
	22	<b>51.</b> Page 276, line 20: delete the material beginning with "\$56,490,800" and
	23	ending with "purpose." on line 21 and substitute "\$56,490,800 for this purpose. The

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state may contract additional public debt in an amount not/to/exceed\$3,606,300 for this purpose.".

substitute "\$15,018,700 for this purpose. The state may contract additional public

**52.** Page 277, line 2: delete "\$15,018,700 \$20,169,000 for this purpose," and

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**53.** Page 277, line 3: delete lines 3 to 7 and substitute:

debt in an amount not to exceed \$5,150,300 for this purpose.".

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"Section 308d. 20.866 (2) (zn) of the statutes is renumbered 20.866 (2) (zn) 1".

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**Section 308e.** 20.866 (2) (zn) 2. of the statutes is created to read:

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20.866 (2) (zn) 2. On the effective date of this subdivision .... [LRB inserts date].

**54.** Page 277, line 12: delete the material beginning with "\$77.995.100" and

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the amount specified in subd. 1. is decreased by \$4,997,605.

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ending with "purpose." on line 13 and substitute "\$77,995,100 for this purpose. The

state may contract additional public debt in an amount not to exceed \$5,523,700 for

AND 13 P 14

this purpose.".

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ending with "purpose." on line 19 and substitute "\$53,687,100 for this purpose. The

**55.** Page 277, line 18: delete the material beginning with "\$53,687,100" and

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state may contract additional public debt in an amount not/to exceed \$1,500,000 for

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this purpose.".

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**56.** Page 279, line 3: delete "may not" and substitute "cannot".

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**57.** Page 289, line 3: after that line insert:

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"Section 348p. 31.385 (7) of the statutes is amended to read:

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31.385 (7) Notwithstanding the limitations under sub. (2) (a), and beginning

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with fiscal year 2011-12 and ending with fiscal year 2019-20 2021-22, the department shall set aside from the appropriation under s. 20.866 (2) (ta) not more

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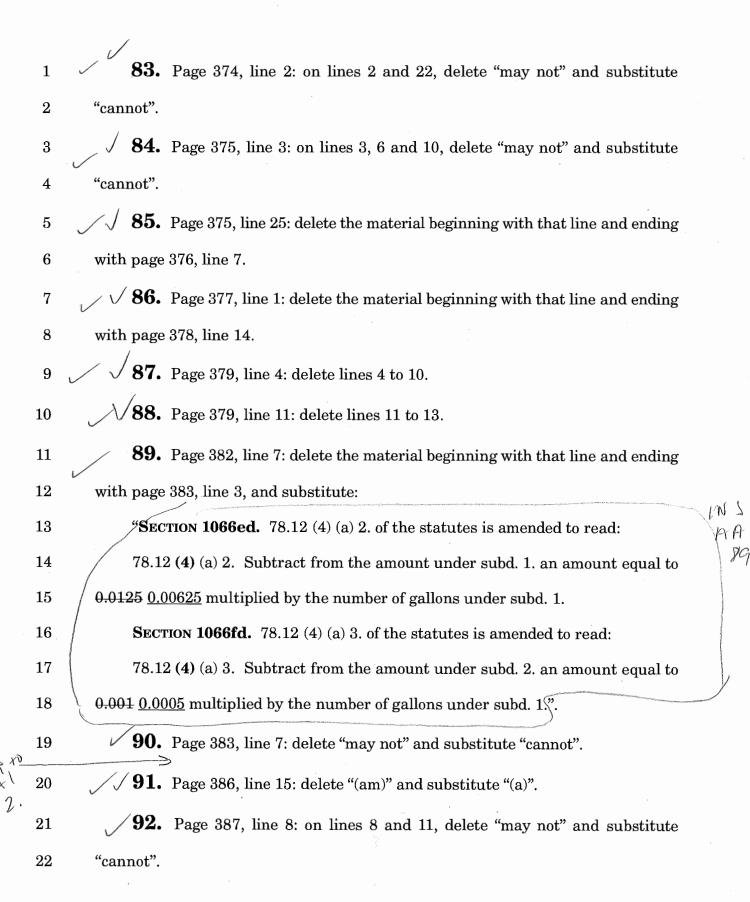
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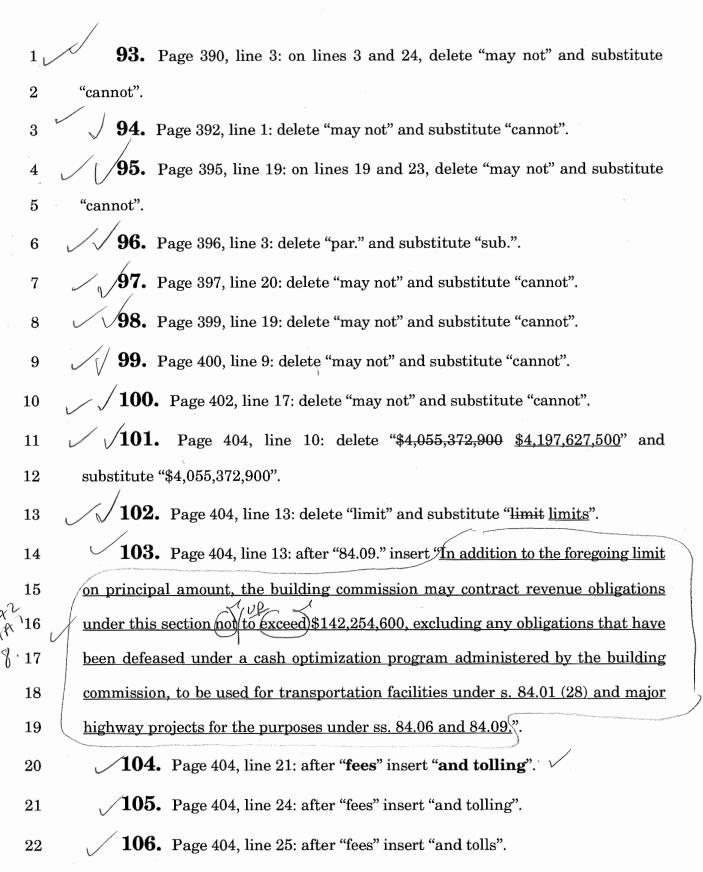
than a total of \$6,000,000 that may be obligated only to provide financial assistance to counties for projects to maintain, repair, modify, abandon, or remove dams. For purposes of s. 23.0917, beginning with fiscal year 2015–16, the moneys provided under this subsection from s. 20.866 (2) (ta) shall be treated as moneys obligated under s. 23.0917 (5g) (c) 2. c. To be eligible for financial assistance, a county must be under an order issued by the department to maintain, repair, modify, abandon, or remove a dam that is owned by the county and the order must be in effect on July 1, 2011. The amount of the financial assistance may not be for more than 25 percent of the costs of a project or \$2,500,000, whichever is less. Subsection (2) (c) does not apply to a project for which financial assistance is provided under this subsection. A project need not be included under the inventory maintained by the department under sub. (4) in order for a county to receive financial assistance under this subsection.

- 14 \$\sqrt{58}\$. Page 316, line 17: delete "may not" and substitute "cannot".
- 15 \int \int \int \frac{59.}{20}. Page 323, line 15: delete "may not" and substitute "cannot".
- **61.** Page 354, line 16: delete "may not" and substitute "cannot".
- 18 V62. Page 367, line 4: delete "This definition does not preclude".
- 19 \( \sqrt{63.}\) Page 367, line 5: delete "a determination" and substitute "A determination".
- **64.** Page 367, line 6: after "law" insert "is cumulative of this definition".
- **65.** Page 367, line 14: delete "may not" and substitute "cannot".
- **66.** Page 367, line 16: before "area" insert "undisturbed".

67. Page 367, line 16: delete "site in" and substitute "site". 1 68. Page 367, line 17: delete "which quarry operations have not previously  $^{2}$ been conducted". 3 **69.** Page 367, line 20: delete that line. 4 **70.** Page 368, line 14: delete "may not" and substitute "cannot". 5 √ **71.** Page 368, line 16: delete "site in" and substitute "site". 6 √ **72.** Page 368, line 16: before "area" insert "undisturbed". 7 73. Page 368, line 17: delete "which quarry operations have not previously 8 9 been conducted". √ **74.** Page 369, line 14: delete "may not" and substitute "cannot". 10 √ **75.** Page 369, line 16: before "area" insert "undisturbed". 11 76. Page 369, line 17: delete "in which quarry operations have not previously 12 13 been". 77. Page 369, line 18: delete "conducted". 14 78. Page 370, line 20: on lines 20 and 23, delete "may not" and substitute 15 16 "cannot". 79. Page 371, line 3: delete "does not apply" and substitute "cannot be 17 applied". 18 ./80. Page 371, line 13: delete "may not" and substitute "cannot". 19 **81.** Page 372, line 16: delete "may not" and substitute "cannot". 20

82. Page 373, line 6: delete "may not" and substitute "cannot".





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1	107. Page 405, line 3: delete lines 3 to 13 and substitute:
2	(2) The department shall, in its next subsequent biennial budget request
3	under s. 16.42 following submission of the report under sub. (1), include a
4	recommendation regarding mileage-based fees and tolling.".
5	108. Page 406, line 8: delete "may not" and substitute "cannot".
6	109. Page 408, line 14: after that line insert:
7	SECTION 1091m. 86.30 (3) of the statutes is created to read:
8	86.30 (3) Supplemental transportation aids. (a) Amount of aids payments.
9	Notwithstanding sub. (2) and subject to pars. (b) and (c), for a town for which the
10	amount of aid determined under sub. (2) (a) 2. is limited by sub. (2) (d), the amount
11	of aid under this subsection is calculated by dividing \$2,500,000 by the total mileage
12	of town roads in towns eligible to receive aid under this subsection and then
13	multiplying that amount by the total mileage of town roads in the town receiving aid.
14	The department shall determine the amount of aid payable under this paragraph no
15	later than October 1 of the year prior to the calender year in which the aid would be
16	payable.
17	(b) Limit on aids payments. A town may not receive aid under par. (a) that,
18	when combined with the amount the town received under sub. (2), exceeds 100
19	percent of the town's 3-year average costs.
<b>20</b>	(c) Recalculation of amount of aids payments. As the department makes aid
21	payments under par. (a), the department shall recalculate the amount of aid payable
22	under par. (a) for all towns that remain below 100 percent of the town's 3-year
23	average costs. The department shall continue to make aids payments until an

amount not to exceed \$2,500,000 is expended from the appropriation under s. 20.395

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1	(1) (av), or each town eligible for aid under this subsection has received an amount
2	equal to 100 percent of the town's 3-year average costs, whichever occurs first.
3	(d) Aids payments. The department shall make the payments calculated under
4	par. (a) no later than the first Monday in January of each year.
5	(e) Sunset. This subsection does not apply after June 30, 2021.".
6	110. Page 410, line 12: delete "no city, village, town, or county may" and
7	substitute "a city, village, town, or county cannot".
8	111. Page 411, line 1: delete "may not" and substitute "cannot".
9	112. Page 412, line 11: delete "may not" and substitute "cannot".
10	113. Page 416, line 19: delete the material beginning with that line and
11	ending with page 417, line 8, and substitute:
12	"(3) AID PAYMENTS. Beginning in the 2019-20 school year, annually on the 4th
13	Monday of March, the department shall pay to each eligible school district an amount
14	calculated as follows:
15	(a) Subtract the amount calculated for the eligible school district under sub. (2)
16	(b) from the amount calculated under sub. (2) (c).
17	(b) Multiply the difference determined under par. (a) by the average of the
18	number of pupils enrolled in the school district in the current and 2 preceding school
19	years.".
20	114. Page 417, line 24: delete "may not" and substitute "cannot".
21	115. Page 418, line 7: after that line insert:

**"Section 1570.** 118.40 (2r) (e) 2p. a. of the statutes is amended to read:

 $under\ s.\ 20.255\ (2),\ except\ s.\ 20.255\ (2)\ (ac),\ (aw),\ (az),\ (bb),\ (dg),\ (dj),\ (fm),\ (fp),\ (fq),\ (fq),\ (fg),\ (fg),\$ 

118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year

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(fr), (fu), (k), and (m); and s. 20.505 (4) (es); and the amount, as determined by the secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated for payments to telecommunications providers under contracts with school districts and cooperative educational service agencies under s. 16.971 (13), for grants to school district consortia under s. 16.997 (7), and to make educational technology teacher training grants under s. 16.996.

SECTION 1570f. 118.40 (2r) (e) 2p. a. of the statutes, as affected by 2019 Wisconsin Act .... (this act), is amended to read:

118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year under s. 20.255 (2), except s. 20.255 (2) (ac), (aw), (az), (bb), (dg), (dj), (fm), (fp), (fq), (fr), (fu), (k), and (m); and s. 20.505 (4) (es); and the amount, as determined by the secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated for payments to telecommunications providers under contracts with school districts and cooperative educational service agencies under s. 16.971 (13).".

116. Page 419, line 8: delete lines 8 to 13 and substitute:

"Section 1722d. 121.905 (1) (b) 2. of the statutes is amended to read:

121.905 (1) (b) 2. Except as provided in subd. 3., if a referendum on a resolution adopted by a school board under s. 121.91 (3) (a) is held during the 2018–19 school year or any school year thereafter and a majority of those voting reject the resolution, for the 3 school years following the school year during which the referendum is held, that school district's "revenue ceiling" is the applicable amount under par. (a) plus the increase under subds. 4. to 7. for the school year during which the referendum is held.

**SECTION 1722e.** 121.905 (1) (b) 3. of the statutes is amended to read:

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121.905 (1) (b) 3. If, during the 3-school-year period during which a school district's revenue ceiling is an amount determined under subd. 1. or 2., a referendum on a resolution adopted by the school board under s. 121.91 (3) (a) is held and a majority of those voting approve the resolution, beginning in the school year immediately following the school year during which the referendum is held, the school district's "revenue ceiling" is the amount under par. (a) plus any applicable increase under subds. 4. to 7.

**Section 1722h.** 121.905 (1) (b) 4. of the statutes is created to read:

121.905 (1) (b) 4. In the 2019-20 school year, "revenue ceiling" means the amount under par. (a) for that school year plus \$200.

**Section 1722i.** 121.905 (1) (b) 5. of the statutes is created to read:

121.905 (1) (b) 5. In the 2020-21 school year, "revenue ceiling" means the amount under par. (a) for that school year plus \$400.

**Section 1722j.** 121.905 (1) (b) 6. of the statutes is created to read:

121.905 (1) (b) 6. In the 2021-22 school year, "revenue ceiling" means the amount under par. (a) for that school year plus \$300.

**Section 1722k.** 121.905 (1) (b) 7. of the statutes is created to read:

121.905 (1) (b) 7. In the 2022-23 school year and each subsequent school year, "revenue ceiling" means the amount under par. (a) for that school year plus \$200\.".

- 117. Page 419, line 24: delete the material beginning with that line and ending with page 420, line 4.
- 118. Page 420, line 6: delete the material beginning with "121.91" and ending with "may" on line 7 and substitute "121.91 (2m) (im) Notwithstanding par. (i) and except as provided in subs. (3), (4), and (8), a school district cannot."

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119. Page 420, line 17: delete the material beginning with "121.91" and
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        ending with "may" on line 18 and substitute "121.91 (2m) (j) Notwithstanding par.
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        (i) and except as provided in subs. (3), (4), and (8), a school district cannot".
3
                                                                                              MS
                                                                                               AA
             120. Page 421, line 4: delete "(i) (im) to (k)" and substitute "(i) to (j)".
4
              121. Page 421, line 21: delete "(im) to (k)" and substitute "(i) to (j)".
5
              122. Page 422, line 3: delete "(im) 1., (d) (j) 1. and (e) (k) 1." and substitute "(i)
6
7
        1., (d) (im) 1. and (e) (j) 1.".
           \sqrt{123}. Page 422, line 12: delete the material beginning with "pars. (j)" and
8
        ending with "4." on line 13 and substitute "4. pars. (i) 2. and (j) 3.".
9
            \sqrt{124}. Page 422, line 16: delete "(i) (im) to (k)" and substitute "(i) to (j)".
10
             \sqrt{125}. Page 423, line 10: delete "(im) to (k)" and substitute "(i) to (i)".
11
             √126. Page 423, line 16: delete "(im) 1., (j) 1. and (k)" and substitute "(i) 1., (im)
12
        1., and (j)".
13
             127. Page 423, line 20: delete "(im) 1., (j) 1. and (k)" and substitute "(i) 1., (im)
14
15
        1., and (j)".
              128. Page 423, line 25: delete the material beginning with "pars. (j)" and
16
        ending with "4." on page 424, line 1, and substitute "4. pars. (i) 2. and (j) 3.".
17
              129. Page 424, line 10: delete "(i) (k)," and substitute "(i),".
18
              130. Page 424, line 11: delete lines 11 to 19 and substitute:
19
              "Section 1753b. 139.75 (1) of the statutes is amended to read:
20
              139.75 (1) "Business" means any trade, occupation, activity or enterprise
21
         engaged in for the purpose of selling or distributing tobacco products or vapor
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         products in this state.
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**Section 1753d.** 139.75 (2) of the statutes is amended to read:

139.75 (2) "Consumer" means any person who has title to or possession of tobacco products or vapor products in storage for use or other consumption in this state.

SECTION 1753f. 139.75 (4) of the statutes is amended to read:

139.75 (4) (a) Any person engaged in the business of selling tobacco products or vapor products in this state who brings, or causes to be brought, into this state from outside the state any tobacco products or vapor products for sale;

- (b) Any person who makes, manufactures or fabricates tobacco products or vapor products in this state for sale in this state; or
- (c) Any person engaged in the business of selling tobacco products or vapor products outside this state who ships or transports tobacco products to retailers in this state to be sold by those retailers.

**Section 1753k.** 139.75 (5) of the statutes is amended to read:

139.75 (5) "Manufacturer" means any person who manufactures and sells tobacco products or vapor products.

**Section 1753n.** 139.75 (6) of the statutes is amended to read:

139.75 (6) "Place of business" means any place where tobacco products or vapor products are sold, manufactured, stored or kept for the purpose of sale or consumption, including any vessel, vehicle, airplane, train or vending machine.

**Section 17530.** 139.75 (7) of the statutes is amended to read:

139.75 (7) "Retail outlet" means each place of business from which tobacco products or vapor products are sold to consumers.

**Section 1753q.** 139.75 (8) of the statutes is amended to read:

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139.75 (8) "Retailer" means any person engaged in the business of selling tobacco products or vapor products to ultimate consumers.

**Section 1753s.** 139.75 (9) of the statutes is amended to read:

139.75 (9) "Sale" means any transfer, exchange or barter for a consideration. It includes a gift by a person engaged in the business of selling tobacco products or vapor products for advertising or as a means of evading this subchapter or for any other purpose, and it includes solicitation of orders for, and the sale for, future delivery.

**Section 1753u.** 139.75 (10) of the statutes is amended to read:

139.75 (10) "Storage" means any keeping or retention of tobacco products or vapor products for use or consumption in this state.

**SECTION 1753v.** 139.75 (11) of the statutes is amended to read:

139.75 (11) "Subjobber" means any person, other than a manufacturer or distributor, who buys tobacco products or vapor products from a distributor and sells them to persons other than the ultimate consumers.

**Section 1753w.** 139.75 (13) of the statutes is amended to read:

139.75 (13) "Use" means the exercise of any right or power incidental to the ownership of tobacco products or vapor products.".

- 131. Page 425, line 8: delete the material beginning with "and, for" and ending with "thereof" on line 11.
  - **132.** Page 425, line 23: delete the material beginning with that line and ending with page 426, line 8, and substitute:
    - **Section 1755f.** 139.76 (1m) of the statutes is created to read:

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139.76 (1m) An excise tax is imposed upon the sale, offering or exposing for sale, possession with intent to sell or removal for consumption or sale or other disposition for any purpose of vapor products by any person engaged as a distributor of them at the rate of \$0.05 per milliliter of the liquid or other substance based on the volume as listed by the manufacturer and at a proportionate rate for any other quantity or fractional part thereof. The tax attaches at the time the vapor products are received by the distributor in this state. The tax shall be passed on to the ultimate consumer of the vapor products. All vapor products received in this state for sale or distribution within this state, except those actually sold as provided in sub. (2), shall be subject to such tax.

**Section 1755m.** 139.76 (2) of the statutes is amended to read:

139.76 (2) Tobacco products and vapor products sold to or by post exchanges of the U.S. armed forces, to or by federally operated veterans hospitals in this state, and tobacco products and vapor products sold to an interstate carrier of passengers for hire to be resold to bona fide passengers actually being transported and tobacco products and vapor products sold for shipment outside this state in interstate commerce are not subject to the tax.

**Section 1755t.** 139.77 (1) of the statutes is amended to read:

139.77 (1) On or before the 15th day of each month, every distributor with a place of business in this state shall file a return showing the quantity, including milliliters in the case of a vapor product, and taxable price of each tobacco product or vapor product brought, or caused to be brought, into this state for sale; or made, manufactured or fabricated in this state for sale in this state, during the preceding month. Every distributor outside this state shall file a return showing the quantity, including milliliters in the case of a vapor product, and taxable price of each tobacco

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product or vapor product shipped or transported to retailers in this state to be sold by those retailers during the preceding month. At the time that the return is filed, the distributor shall pay the tax.".

**133.** Page 426, line 14: delete the material beginning with "and, for" and ending with "thereof" on line 17.

**134.** Page 426, line 20: after that line insert:

"Section 1757b. 139.78 (1m) of the statutes is created to read:

139.78 (1m) A tax is imposed upon the use or storage by consumers of vapor products in this state at the rate of \$0.05) per milliliter of the liquid or other substance based on the volume as listed by the manufacturer and at a proportionate rate for any other quantity or fractional part thereof. The tax does not apply if the tax imposed by s. 139.76 (1m) on the vapor products has been paid or if the vapor products are exempt from the vapor products tax under s. 139.76 (2).

**Section 1757d.** 139.78 (2) of the statutes is amended to read:

139.78 (2) On or before the 15th day of each month, every consumer who during the preceding month has acquired title to or possession for use or storage in this state of tobacco products or vapor products upon which the tax imposed by s. 139.76 (1) has not been paid shall file a return showing the quantity of tobacco products and vapor products acquired. At the time when the return is filed, the consumer shall pay the tax.

**Section 1757f.** 139.79 (1) and (3) of the statutes are amended to read:

139.79 (1) No person may engage in the business of a distributor or subjobber of tobacco products or vapor products at any place of business unless that person has

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INS AR 134

filed an application for and obtained a permit from the department to engage in that business at such place.

(3) Any person holding a cigarette distributor permit under s. 139.34 may obtain a tobacco products distributor permit under this section at no charge, and any person holding a cigarette jobber permit under s. 139.34 may obtain a tobacco products subjobber permit under this section at no charge.

**SECTION 1757h.** 139.80 of the statutes is amended to read:

139.80 Refunds, credits. If tobacco products or vapor products upon which the tax has been reported and paid are shipped or transported by the distributor to consumers to be consumed outside the state or to retailers or subjobbers outside the state to be sold by those retailers or subjobbers outside the state or are returned to the manufacturer by the distributor or destroyed by the distributor, the tax may be refunded or credited to the distributor, as prescribed by the department. Any overpayment of the tax imposed under s. 139.78 may be refunded or credited to the taxpayer, as prescribed by the department.

**SECTION 1757m.** 139.801 (1), (3) (a), (b) and (c) and (4) of the statutes are amended to read:

139.801 (1) In this section, "bad debt" means an amount that is equal to the purchase price of tobacco products and vapor products, if such amount may be claimed as a deduction under section 166 of the Internal Revenue Code. "Bad debt" does not include financing charges, interest on the wholesale price of tobacco products and vapor products, uncollectible amounts on property that remains in the seller's possession until the full purchase price is paid, expenses incurred in attempting to collect any debt, debts sold or assigned to 3rd parties for collection, and repossessed property.

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- (3) (a) A copy of the original invoice for the sale of tobacco products or vapor products that represents bad debt.
- (b) Evidence that the tobacco products or vapor products described in the invoice under par. (a) were delivered to the person who ordered them.
- (c) Evidence that the person who ordered and received the tobacco products or vapor products did not pay the distributor for the tobacco products them.
- (4) Any person who possesses tobacco products or vapor products for which the taxes imposed under this subchapter have not been paid and have been claimed as a deduction under this section shall file a report as prescribed by the department, pay the taxes imposed under this subchapter on the tobacco products and vapor products, and be subject to this subchapter in the same manner as is provided for persons who hold valid permits under this subchapter.

**Section 1757o.** 139.802 of the statutes is amended to read:

139.802 Preferred claims. If the property of any purchaser of tobacco products or vapor products from any permittee under this subchapter is seized upon any intermediate or final process of any court in this state, or if the business of any purchaser of tobacco products or vapor products from any permittee under this subchapter is suspended by the action of creditors or put into the hands of any assignee, receiver, or trustee, all amounts that are due from the purchaser to any permittee for taxes imposed under this subchapter that the permittee has paid to the state for tobacco products or vapor products purchased from the permittee shall be considered preferred claims, and shall be paid in full, and the permittee shall be a preferred creditor.

**SECTION 1757q.** 139.803 (intro.), (4) and (5) of the statutes are amended to read:

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139.803 Refunds to Indian tribes. (intro.) The department may refund the
taxes collected under s. 139.76 (1) in respect to sales on reservations or trust lands
of an Indian tribe to the tribal council of the tribe having jurisdiction over the
reservation or trust land on which the sale is made only if all of the following
conditions are fulfilled:

- (4) The tobacco products or vapor products were not delivered by the retailer to the buyer by means of a common carrier, a contract carrier, or the U.S. postal service.
- (5) The retailer has not sold the tobacco products or vapor products to another retailer or to a subjobber.

**Section 1757s.** 139.805 of the statutes is amended to read:

139.805 Agreements with Indian tribes. The department may enter into agreements with Indian tribes to provide for the refunding of the tobacco products tax imposed under s. 139.76 (1). If the department enters into an agreement with an Indian tribe, the agreement may provide for refunding 100 percent of that tax on tobacco products and vapor products sold on the tribal reservation to enrolled members of the tribe residing on the tribal reservation and may provide for refunding 50 percent of that tax on tobacco products and vapor products sold on the tribal reservation to persons who are not enrolled members of the tribe residing on the tribal reservation.

**SECTION 1757u.** 139.81 (1) and (3) of the statutes are amended to read:

139.81 (1) No person may sell or take orders for tobacco products or vapor products for resale in this state for any manufacturer or permittee unless the person has filed an application for and obtained a valid certificate under s. 73.03 (50) and a salesperson's permit from the department. No manufacturer or permittee shall

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authorize any person to sell or take orders for tobacco products or vapor products in this state unless the person has filed an application for and obtained a valid certificate under s. 73.03 (50) and a salesperson's permit. Each application for a permit shall disclose the name and address of the employer and shall remain effective only while the salesperson represents the named employer. If the salesperson is thereafter employed by another manufacturer or permittee the salesperson shall obtain a new salesperson's permit. Each manufacturer and permittee shall notify the department within 10 days after the resignation or dismissal of any salesperson holding a permit.

(3) Any person holding a cigarette salesperson's permit under s. 139.37 may obtain a tobacco products salesperson's permit under this section at no charge.

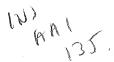
SECTION 1757w. 139.82 (1), (2) and (8) of the statutes are amended to read:

139.82 (1) Every manufacturer located out of the state shall keep records of all sales of tobacco products and vapor products shipped into this state. Every manufacturer located in this state shall keep records of production, sales and withdrawals of tobacco products and vapor products. Every distributor shall keep records of purchases and sales of tobacco products and vapor products. Every subjobber shall keep records of all purchases and disposition of tobacco products and vapor products. Every warehouse operator shall keep records of receipts and withdrawals of tobacco products and vapor products. All records shall be accurate and complete and be kept in a manner prescribed by the department, These records shall be preserved on the premises described in the permit in such a manner as to ensure permanency and accessibility for inspection at reasonable hours by authorized personnel of the department.

- (2) (a) Except as provided in par. (b), every permittee shall render a true and correct invoice of every sale of tobacco products and vapor products at wholesale and shall on or before the 15th day of each calendar month file a verified report of all tobacco products and vapor products purchased, sold, received, warehoused or withdrawn during the preceding calendar month.
- (b) The department may allow any subjobber permittee who does not sell tobacco products or vapor products, except for those on which the tax under this subchapter is paid, to file a quarterly report. The quarterly report shall be filed on or before the 15th day of the next month following the close of each calendar quarter. The report shall specify the value of tobacco products and vapor products purchased and sold during the preceding calendar quarter.
- (8) Each distributor shall collect and remit the excise tax imposed by s. 139.76 (1) on tobacco products and vapor products not exempt from the tobacco products tax under s. 139.76 (2), with the reports required to be filed under this section. ".

## **135.** Page 427, line 5: delete lines 5 to 15 and substitute:

"(2) From s. 20.435 (1) (be), the department shall distribute a total of \$500,000 in grants in each fiscal year to support qualified treatment trainee programs. A grantee under this subsection shall establish and maintain a child, adolescent, and family qualified treatment trainee program that provides qualified treatment trainees an opportunity to complete clinically supervised practice requirements in order to become credentialed and to obtain specialized training in mental and behavioral health in children, youth, and families. A grantee shall be a hospital or affiliate of a hospital or be qualified under 42 USC 1395x (aa) (4). A grantee shall match the grant amount."



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**136.** Page 430, line 24: after that line insert:

**SECTION 1826g.** 218.0116 (1) (n) of the statutes is amended to read:

218.0116 (1) (n) The selling of new motor vehicles for which the dealer is not franchised or otherwise authorized to sell.

**SECTION 1826m.** 218.0116 (1) (w) 3. of the statutes is created to read:

218.0116 (1) (w) 3. In this subdivision, "subsidiary" means a manufacturer that is controlled by another manufacturer. Subdivision 1. does not apply to a manufacturer that manufactures only motor vehicles that are propelled solely by electric power, that is not a subsidiary, and that, before the effective date of this subdivision .... [LRB inserts date], has not entered into franchise agreements with dealers or distributors to act as dealers or distributors of the manufacturer's motor vehicles.

SECTION 1826s. 218.0121 (3m) (e) of the statutes is created to read:

218.0121 (3m) (e) In this paragraph, "subsidiary" means a manufacturer that is controlled by another manufacturer. The ownership, operation, or control of a dealership by a manufacturer that manufactures only motor vehicles that are propelled solely by electric power, that is not a subsidiary, and that, before the effective date of this paragraph .... [LRB inserts date], has not entered into franchise agreements with dealers or distributors to act as dealers or distributors of the manufacturer's motor vehicles.

**Section 1850qe.** 229.50 (1) (c) of the statutes is renumbered 229.50 (1) (c) 1.

SECTION 1850qf. 229.50 (1) (c) 2. of the statutes is created to read:

229.50 (1) (c) 2. On the effective date of this subdivision .... [LRB inserts date], the amount specified in subd. 1. is increased by \$100,000,000.

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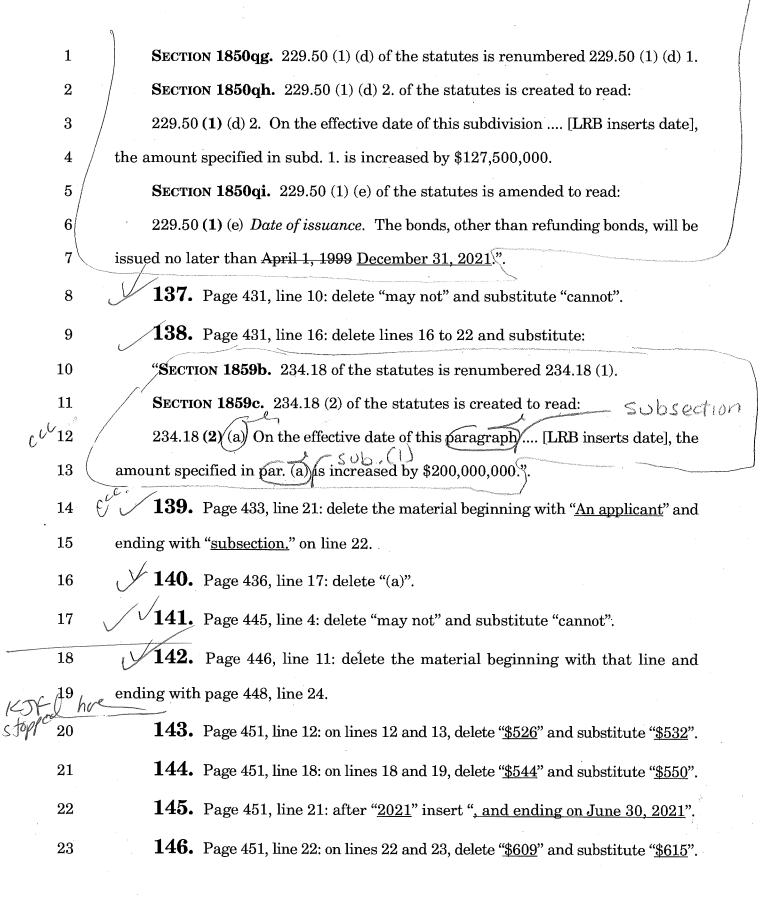
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1	147. Page 460, line 12: delete the material beginning with "in the" and ending
2	with "under" on line 13 and substitute "in".
3	148. Page 460, line 18: delete "the appropriation accounts under".
4	149. Page 460, line 19: delete the material beginning with "to that" and
5	ending with "under" on line 20 and substitute "to".
6	150. Page 460, line 21: delete "appropriation".
7	151. Page 475: delete "\$90,000,000" for the Medical College of Wisconsin —
8	Cancer Research Facility and substitute "\$85,000,000", and adjust the appropriate
9	totals accordingly.
10	$\sqrt{}$ 152. Page 483, line 17: on lines 17 and 22, delete "may not" and substitute
11	"cannot".
12	<b>153.</b> Page 484, line 1: on lines 1, 4 and 8, delete "may not" and substitute
13	"cannot".
14	$\sqrt{154}$ . Page 484, line 11: delete "the appropriation under".
15	<b>155.</b> Page 485, line 1: delete the material beginning with "the appropriation"
16	and ending with "under" on line 2.
17	156. Page 486, line 14: after that line insert:
18	"(13m) Grant to Incourage Community Foundation for an economic and
19	COMMUNITY HUB. From s. 20.866 (2) (zcw), the building commission shall allocate
20	$=$ $\left/ $ \$3,000,000 for a grant under s. 13.48 (20m) to the Incourage Community Foundation,
21	Inc., to assist in the remodeling of the former Daily Tribune building in the city of
22	Wisconsin Rapids into an economic and community hub.".
93	157 Page 188 line 4: after that line insert:

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1	(1f) Additional district attorney positions. The authorized FTE positions for
2	the department of administration are increased by 0.1 GPR position on October 1,
3	2019, to be funded from s. 20.475 (1) (d), for the purpose of increasing the authorized
4	FTE district attorney position in Florence County by 0.1 FTE position.".
5	<b>158.</b> Page 489, line 4: delete lines 4 to 14.
6	159. Page 489, line 17: on lines 17 and 21, delete "the appropriation under".
7	160. Page 490, line 1: delete "the appropriation under".
8	161. Page 490, line 17: delete the material beginning with that line and
9	ending with page 491, line 2.
10	✓ 162. Page 492, line 23: delete "the appropriation under".
11	163. Page 493, line 4: delete the material beginning with "shall" and ending
12	with "not" on line 5 and substitute "cannot".
13	$\sqrt{164}$ . Page 493, line 10: delete "the appropriation under".
14	$\sqrt{165}$ . Page 493, line 18: delete the material beginning with "the
15	appropriation" and ending with "under" on line 19.
16	$\sqrt{166}$ . Page 493, line 25: delete "the appropriation account under".
17	$\sqrt{167}$ . Page 494, line 7: on lines 7 and 16, delete "the appropriation under".
18	168. Page 495, line 7: delete the material beginning with "extended" and
19	ending with "2023" on line 8 and substitute "the first September 30 occurring in the
20	2nd fiscal biennium beginning after the effective date of this subsection".
21	169. Page 495, line 18: delete "the appropriations under".
22	170. Page 496, line 15: delete the material beginning with "from the" and
23	ending with "accounts" on line 16.

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1	171. Page 496, line 17: delete "may not" and substitute "cannot".
2	172. Page 496, line 18: delete "from the same appropriation accounts".
3	$\sqrt{173}$ . Page 497, line 12: delete "the appropriation under".
4	$\sqrt{174}$ . Page 497, line 18: delete "may not" and substitute "cannot".
5	$\sqrt{175}$ . Page 498, line 4: delete "may not" and substitute "cannot".
6	176. Page 498, line 15: delete "the appropriation under".
7	$\sqrt{177}$ . Page 498, line 20: delete the material beginning with "the" and ending
8	with "under" on line 21.
9	<b>178.</b> Page 499, line 3: delete "\$30,000,000" and substitute "\$25,000,000".
10	<b>179.</b> Page 499, line 15: delete "may not" and substitute "cannot".
11	180. Page 499, line 23: delete the material beginning with "the
12	appropriation" and ending with "under" on line 24.
13	✓ 181. Page 500, line 1: delete the material beginning with "from the" and
14	ending with "under" on line 2 and substitute "from".
15	$\sqrt{182}$ . Page 500, line 4: delete the material beginning with "from the" and
16	ending with "under" on line 5 and substitute "from".
17	<b>183.</b> Page 500, line 17: after that line insert:
18	"(1e) One-step pay progression increase. In the schedule under s. 20.005 (3)
19	for the appropriation to the district attorneys under s. 20.475 (1) (em), the dollar

amount for fiscal year 2019-20 is increased by \$1,246,600 to provide a one-step pay

progression increase to eligible district attorneys on July 1, 2019. In the schedule

under s. 20.005 (3) for the appropriation to the district attorneys under s. 20.475 (1)

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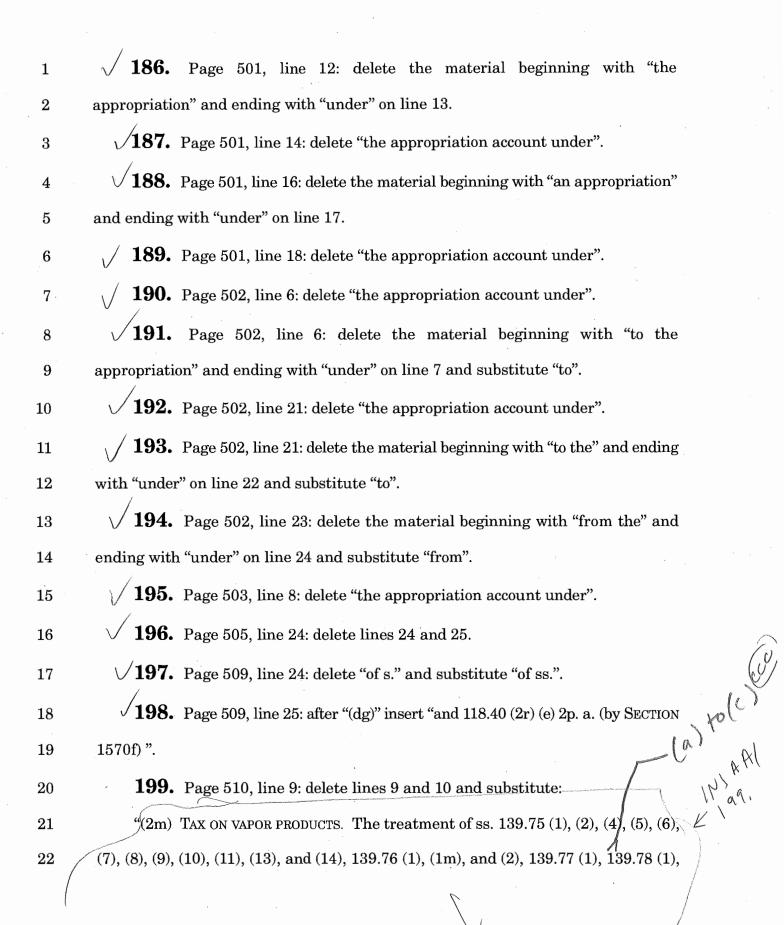
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(em), the dollar amount for fiscal year 2020–21 is increased by \$2,231,300 to provide a one-step pay progression increase to eligible district attorneys on July 1, 2020.

(1f) Additional assistant district attorneys under s. 20.475 (1) (d), the dollar amount for fiscal year 2019–20 is increased by \$1,430,000 to increase the authorized FTE assistant district attorney positions by 34.85 GPR positions beginning on October 1, 2019. In the schedule under s. 20.005 (3) for the appropriation to the district attorneys under s. 20.475 (1) (d), the dollar amount for fiscal year 2020–21 is increased by \$2,162,000 to provide funding for the positions authorized under this subsection. The assistant district attorney positions shall be apportioned as follows to the prosecutorial units for the following counties:

- (a) Ashland County shall receive 0.6 assistant district attorney position.
- (b) Brown County shall receive 2.0 assistant district attorney positions.
- (c) Calumet County shall receive 1.0 assistant district attorney position.
- (d) Chippewa County shall receive 1.0 assistant district attorney position.
- (e) Columbia County shall receive 1.0 assistant district attorney position.
- (f) Dane County shall receive 0.15 assistant district attorney position.
- (g) Dodge County shall receive 1.0 assistant district attorney position.
- (h) Douglas County shall receive 1.0 assistant district attorney position.
- (i) Dunn County shall receive 1.0 assistant district attorney position.
- (j) Eau Claire County shall receive 1.0 assistant district attorney position.
- (k) Fond du Lac County shall receive 2.0 assistant district attorney positions.
- (L) Green County shall receive 0.5 assistant district attorney position.
- (m) Jefferson County shall receive 0.7 assistant district attorney position.
- (n) Kenosha County shall receive 1.0 assistant district attorney position.

1	(o) La Crosse County shall receive 1.0 assistant district attorney position.
2	(p) Manitowoc County shall receive 1.0 assistant district attorney position.
3	(q) Marathon County shall receive 2.0 assistant district attorney positions.
4	(r) Marquette County shall receive 0.6 assistant district attorney position.
5	(s) Monroe County shall receive 1.0 assistant district attorney position.
6	(t) Outagamie County shall receive 1.0 assistant district attorney position.
7	(u) Ozaukee County shall receive 0.7 assistant district attorney position.
8	(v) Portage County shall receive 1.0 assistant district attorney position.
9	(vm) Price County shall receive 0.5 assistant district attorney position.
10	(w) Racine County shall receive 1.0 assistant district attorney position.
11	(x) St. Croix County shall receive 1.0 assistant district attorney position.
12	(y) Shawano and Menominee counties shall receive 1.0 assistant district
13	attorney position.
14	(z) Sheboygan County shall receive 1.5 assistant district attorney positions.
15	(aa) Taylor County shall receive 0.5 assistant district attorney position.
16	(ab) Walworth County shall receive 1.0 assistant district attorney position.
17	(ac) Waukesha County shall receive 2.5 assistant district attorney positions.
18	(ad) Waushara County shall receive 0.6 assistant district attorney position.
19	(ae) Winnebago County shall receive 2.0 assistant district attorney positions.
20	(af) Wood County shall receive 1.0 assistant district attorney position.".
21	184. Page 500, line 21: delete the material beginning with "the
22	appropriation" and ending with "under" on line 22.
23	185. Page 501, line 4: delete "the appropriation account under".



(1m) and (2), 139.79 (1) and (3), 139.80, 139.801 (1), (3) (a), (b), and (c), and (4), 1  $\mathbf{2}$ 139.802, 139.803 (intro.), (4), and (5), 139.805, 139.81 (1) and (3), and 139.82 (1), (2), and (8) takes effect on October 1, 2019.". 3

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200. Page 510, line 12: delete "October 1, 2019" and substitute "September

(30, 2021).

**201.** Page 510, line 14: delete "October" and substitute "January".

(END)

the first day of the year that occurs 4 years after the effective date of this subjection